

ANNEX III

TEMPLATE OF THE DOCUMENT BY WHICH THE DOMAIN NAME APPLICANT EXPRESSES AWARENESS AND ACCEPTANCE OF THE ".es" DOMAIN NAME ASSIGNMENT REGULATIONS, CONSENTS TO TRANSFERRING HIS OR HER PERSONAL DATA TO RED.ES FOR THAT PURPOSE, AND AUTHORISES THE REGISTRAR TO ACT ON HIS OR HER BEHALF

....., as applicant for the domain namees (hereinafter, "**the Applicant**") hereby states that:

- The REGISTRAR [commercial name of the registrar] (hereinafter, "**the Registrar**") is authorised to act on his or her behalf before Red.es (hereinafter, either "**the REGISTRY**" or "**the Assignment Authority**"), and to take all actions necessary to assign and renew the domain namees (hereinafter, "**the Domain Name**"), including receiving the corresponding notifications.

- The REGISTRAR is authorised to act in any way necessary to make the payments corresponding to the assignment and renewal of the Domain Names, on his or her behalf, and he or she hereby requests that this be done in subsequent years.

- He or she has been duly informed by the REGISTRAR and is aware of the applicable regulations and procedures, terms and conditions, fees and payment methods and technical requirements established to REGISTRY ".es" domain names with the mediation of an accredited REGISTRAR, and accepts them in their entirety. Specifically, the Applicant states that he or she understands the regulations, procedures, terms and conditions for registering an ".es" Domain Name, the content of which is available at:

<https://www.dominios.es/en/sobre-dominios/normativa>

- He or she understands that failure to comply with these regulations shall result, in the cases in which it is thus expressly established, in the loss of the domain name and possible reassignment of the same from that very moment for registration in favour of another eligible applicant.

- Excepting errors or omissions in good faith, the data provided on this application are true.

- He or she agrees to keep the information provided on this application updated at all times, notifying any changes to the REGISTRAR, which will notify Red.es whenever there are modifications to any of the data to be submitted to the REGISTRY. Failure to fulfil this obligation may result in the cancellation of the Domain Name (for example, because it is impossible to contact the individuals listed as domain name managers, since changes to their contact data or new managers were not reported as established).

- He or she accepts that Red.es, in carrying out the different actions related to the assignment and renewal of the Domain Name, will act in accordance with the data notified by the Applicant as indicated in the section above.

- He or she understands and accepts that any false data provided on this application could lead to the rejection of the same or, if the Domain Name had already been assigned, the Name could be cancelled and, in this case, the Domain Name would be available for registration by any other eligible applicant.

- He or she understands and accepts that, once the REGISTRY notifies the REGISTRAR that the Domain Name may be assigned or renewed because the requirements established for that purpose have been met, the REGISTRAR shall be required to make payment, on behalf of the

Applicant and within the established periods of time, of the amounts for the assignment or, when appropriate, renewal, and that failure to make payment or insufficient payment after the established periods of time shall be grounds for making the Domain Name available, from that moment, for registration in favour of an eligible applicant, with Red.es assuming no liability whatsoever for the consequences of the Registrar's failure to fulfil its obligations to the Applicant.

- He or she understands and accepts that the REGISTRAR plays an intermediary role in the assignment of ".es" domain names, and is solely and exclusively responsible for compliance with the requirements stipulated in the mediation contract for the assignment of domain names. The Applicant is considered to have been informed of this situation and expressly waives the right to any action or claim against Red.es due to the Registrar's failure to fulfil its obligations.

- He or she understands and accepts that, in the event of serious technical negligence, a domain name may be cancelled temporarily or permanently.

- To the best of his or her knowledge, the use of the Domain Name does not infringe upon the rights of third parties.

- He or she understands and accepts that the assignment and registration of the Domain Name gives exclusive rights to its use, in the terms set forth in the applicable legislation, for the purposes of addressing in the internet domain name system, and that any dispute over the right to use a particular domain name must be resolved between the parties using the channels legally established for this purpose.

- He or she understands and accepts that the administrative contact person designated on the application and who signs this document with sufficient power of attorney to do so, is responsible for any problem related to the right to use the domain name, and that this is understood and accepted by that person.

- He or she declares that all entities and persons listed in this application are aware, in accordance with the provisions of Regulation (EU) 2016/679, of the European Parliament and of the Council, of 27 April 2016, on the protection of natural persons with regard to the processing of personal data and freedom of information and circulation of these data, which repeals Directive 95/46/EC (General Data Protection Regulation), of the following basic information on the protection of their personal data:

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| Name of the data process: | DOMINIOS.ES | | |
| Purpose: | <p>Management of relations for the assignment of domain names and relations with Domain name owners and/or Accredited Registrars.</p> <p>Reuse of information associated with ".es" domain names in accordance with Law 37/2007, of 16th November, on the reuse of public sector information.</p> <p>Preparation of reports, studies and aggregate analyses on the use of ".es" domains by Red.es or, jointly, with other Spanish or international organisations or entities whose purposes include the management of domain names.</p> <p>Collaboration agreements with other Spanish Public Administrations or entities, as well as with international bodies or organisations with which Red.es signs agreements within the scope of its competencies.</p> <p>Carrying out studies, archiving purposes in the public interest, scientific or historical research purposes or statistical purposes related to the activity of the Registry.</p> | | |
| Data controller: | Red.es: Edificio Bronce Plaza Manuel Gómez Moreno, s/n 28020 Madrid, Phone: 901100167, email: protecciondedatos@red.es | | |
| Processor: | In the management tasks of .es domains, data processors have been detected, which may be consulted as an appendix to this file. | Data Protection Officer | Phone: 901100167 Email: protecciondedatos@red.es |
| Data category: | Names and surnames, personal ID, address, phone number and e-mail. Professional information | | |
| Group: | Registrars and holders who apply for .es domains. | Department concerned: | Dominios |
| Legitimization: | <p>Maintenance of contractual relations with the Accredited Registrars and with the domain owners.</p> <p>Own and third parties' legitimate interest to know the degree of use and purposes of .es domains.</p> | Deletion deadline: | 10 years after the de-registration |
| Security measures: | <p>The security measures implemented in the Public Corporate Entity Red.es. correspond to those set out in Annex II (Security measures) of Royal Decree 311/2022, of 3rd of May, which regulates the National Security Scheme in the field of Electronic Administration, and additionally, the security controls of the Information Security Management System based on the UNE-EN ISO/IEC 27001 Standard have been implemented.</p> <p>In the case of security measures of third parties having a contractual relationship with the Registry, the security measures shall be the same or equivalent to those set out above.</p> | | |

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| International transfers: | Se contemplan transferencias internacionales con aquellas entidades que mantengan una relación contractual con el Registro y por motivos de interés público (seguridad del Registro). En detalle de dichas relaciones contractuales se podrá consultar como anexo a esta ficha. | | |
| Exercise of rights: | You may exercise your rights of access, rectification, deletion and portability of your data, and the limitation or opposition to its processing, by completing a form available at the Red.es website and addressed to the Data Controller (Red.es): https://sede.red.gob.es/ or protecciondedatos@red.es . | Type of process: | Mixed |
| | | Addressees category: | Fulfilling legal obligations. |

- He or she declares that all the entities and persons listed in this application expressly consent to their personal data being provided to the REGISTRAR and to those included in this document being processed by Red.es for the following purposes:

- Registration of the necessary data for the assignment, operation and renewal of the domain name
- Registration in internal databases for management of the ".es" REGISTRY (.es Domains)
- With other Public Authorities with which Red.es enters into agreements.

All this in accordance with the terms established in the Rules and Procedures for the Registration of a Domain Name under ".es".

- He or she declares that all entities and persons listed in this application are aware that, in accordance with the Additional Provision Eighteen of Law 14/2000, of 29 December, on fiscal, administrative and social order Measures, the Public Corporate Entity Red.es will publicise the procedures for the assignment and registration of ".es" domain names that are adopted, and that this will imply that the forename and surnames, in the case of natural persons, the trade name, in the case of legal persons, and the e-mail in all cases, will be communicated through WHOIS, TCP protocol for queries/responses regarding said data, as well as through those tools that Red.es enables for queries relating to that data.

- He or she is aware of and accepts that the rights of access, rectification, deletion and portability of data and the limitation or objection to the processing thereof may be exercised with respect to [Trade name of the REGISTRAR] at its registered address located at or directly vis-à-vis Red.es as data controller. The rights of cancellation or objection may only be exercised once the application for the domain name has been withdrawn, since it is necessary for Red.es to process personal data for the purpose of assigning or renewing the domain name.

RED.ES, whose website address is www.red.es, shall comply with the provisions of Regulation (EU) 679/2016 on the processing of personal data of the aforementioned persons and entities. Without using them for any purpose other than that leading to the assignment and renewal of the domain name and its advertising in the terms described above. The personal data processed by Red.es will not be transferred nor will they be accessible by any other third party, unless such transfer is required by law, by a regulatory provision or by a court ruling, or if this disclosure is necessary to ensure protection and defence of their rights. Red.es, in registering the ".es" domain

name, has the authority to outsource services related to correct registration, such as developments, operation, attending to Registrars and End Users, Security etc. In these circumstances, the subcontractors of Red.es will be subject to the same clauses of confidentiality and personal data processing.

In, on of of 20....

Signed: (Administrative Contact)

Mr./Mrs. with **ID no.**