Whois and Data Protection Policy

This policy is to be read together with the General Terms & Conditions and words and phrases used in this policy have the same meaning attributed to them in the General Terms & Conditions unless otherwise specified or the context clearly otherwise requires.

The Registry is committed to maintaining the .frl space as a safe, secure online environment. A key component of such a plan is the creation and maintenance of accurate whois records for the better identification or the registrant.

Each registrar is required to follow all applicable ICANN and Registry Policies pertaining to whois accuracy and data protection. As part of their registration agreement with their sponsoring registrar each registrant must agree to the collection of his private data by the registrar, the transfer of said data to the Registry and the publication in the public whois by the Registry and confirm that all individuals named as contacts in the whois have agreed to the storage, transfer and publication of their data.

The collection and distribution occurs under the obligations towards ICANN, within the scope of Dutch legal data protection regulations and under permission of the registrant. Any objection against the collection, distribution and publication of data shall be regarded as a request for termination of the registration agreement.

As required by ICANN Policy and until otherwise specified by a Consensus Policy, such data shall consist of the following elements:

1. The full name, voice telephone number and postal address of the registered name holder;

2. the full name, postal address, e-mail address, voice telephone number, and (where available) fax number of the technical contact for the registered name; and

3. the full name, postal address, e-mail address, voice telephone number, and (where available) fax number of the administrative contact for the registered name.

The registrant shall provide accurate and reliable contact details and correct and update them within seven (7) days of any change during the term of the registration. The wilful provision of inaccurate or unreliable information, the willful failure to update information provided within seven (7) days of any change, or the failure to respond for over fifteen (15) days to inquiries by registrar or Registry concerning the accuracy of contact details associated with the registration shall constitute a material breach of the registered name holder-registrar contract and the registry policies and be a basis for suspension and/or cancellation of the registration.

All registrars are required to enforce whois accuracy in accordance with ICANN Policies. The use of whois privacy services or whois proxy services is permitted, provided that upon the creation of an accreditation program for such services by ICANN, only the use of accredited service providers is permitted. The registry operator will operate a "thick" registry database, where all required contact details for each domain name will be stored in a central location by the Registry and made available to the public in the public whois.

The Registry limits public access to the information in the whois by shielding privacy-sensitive information from private persons or individuals. The public whois will show 'Undisclosed xxxx' fields for this privacy-sensitive data fields. Information from companies or organisations are not shielded. Whether a registrant is a company or an individual is determined by the <contact:org> field as described in EPP RFC 5733 (https://tools.ietf.org/html/rfc5733). If this field is left empty or is not present, the contact is seen as a private person.
 Further the Registry limits access to certain data elements to authorized requesters only. The Registry may also conceal certain data elements if required to remain compliant with applicable data protection laws. Finally, the Registry may limit the number of responses to queries from any single IP address or range of IP addresses in a given period.

Whois may not be used for:

- collection of address data for the purpose of sending unsolicited commercial messages;

- creation of a full or partial collection of the contents of the whois database;

- a replacement of the EPP commands such as availability checks or domain status requests.

Disclosure

The Registry may also use or disclose Registrant Information (which may include Personal Information) for a purpose other than in connection with the ordinary operation of .frl where:

i. The Registrant has consented to such use or disclosure; or

ii. The Registry believes in its sole judgment that the use or disclosure is necessary:

1. To lessen or prevent a serious and imminent threat to an individual's life, health or

2. To lessen or prevent a serious threat to public health or public safety;

3. Because the Registry has reason to suspect that unlawful activity or a violation of the Registry Policy has been, is being, or may be engaged in, and the Registry uses or discloses the Registrant Information as a necessary part of its investigation of the matter or in reporting its concerns to relevant persons (including parties affected by a violation of the Acceptable Use Policy) or authorities;

4. Because the use or disclosure is required or authorised by or under law, rule or regulation;

5. Because the Registry believes that the use or disclosure is necessary for one or more of the following, by or on behalf of an enforcement body:

   a. The prevention, detection, investigation, prosecution or punishment of civil or criminal offences, or any other breach of law;

   b. The preparation for, or conduct of, proceedings before any court or tribunal, or implementation of the orders of a court or tribunal;

6. As requested by a dispute resolution provider in connection with a Uniform Domain Name Dispute Resolution Policy (UDRP) or Uniform Rapid Suspension (URS) proceeding, as mandated by ICANN, or as agreed by the parties to a .frl Complaint Resolution Service mediation.

7. For any other lawful purpose, other than marketing purposes.

Escrow Obligations

The Registry is required under the terms of its Registry Agreement with ICANN to provide DNS data and Registrant information, including Personal Information, on a regular basis to an Escrow Agent. The Escrow Agent is required to keep this information confidential, but the Escrow Agent may be required to transfer Registrant Information, including Personal Information, to ICANN and an ICANN-mandated back-up registry operator ("EBERO" or Emergency Back End Registry Operator) if that is considered necessary to ensure the safety and integrity of the Registry's TLD database.

Registrant control over whois disclosure

Registrants may control the disclosure of their contact information via their own registrar. Registrars can use the <contact:disclose> fields as described in EPP RFC 5733 (https://tools.ietf.org/html/rfc5733) to disclose or hide contact information from private persons. Contact information from companies or organisations cannot be hidden.

Access to the full whois information

Parties with a legitimate interest in the full and disclosed whois information may request access to this whois via the Registry website (http://nic.frl/whois-privacy/). Access requests must be accompanied by full contact details and a reason why access to the full whois is needed.
Access to the full whois information is provided by the Registry and on the discretion of the Registry only.