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8<sup>th</sup> July 2014

Dear Sir/Madam,

re: Registrar Accreditation Agreement Whois Requirements Conflict With Legislation

The Internet Service Providers Association of Ireland is very concerned that ICANN Whois policy requirements under the RAA put our members in a situation of conflict with national legislation. This legislation transposes the European Union Directives on Data Protection and Privacy.

We realise that ICANN provides a derogation application procedure but this places an onus on registrars to specifically apply for specific exemptions from a legally binding contract in order to comply with the law. It generates a period of business uncertainty and contractual conflict while awaiting the outcome of the application.

ISPai believes that this is a cumbersome and impractical approach to regularising contractual obligations to meet the requirements of their country's law.

**We therefore call on ICANN to revise the relevant terms to ensure that registrars in signing the RAA are not placed in contractual conflict with local law.**

The relationship between ICANN and its accredited registrars should never be such that it places the registrar in conflict with the law of the jurisdiction in which they operate.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Paul Durrant', is written in a cursive style.

Paul Durrant  
CEO ISPai