

**DECISION**  
**on the peculiarities of application of the .UA Domain Name Dispute**  
**Resolution Policy and the Rules for .UA Domain Name Dispute Resolution**  
**Policy under the martial law regime**

approved by Hostmaster Ltd. (the "**Administrator of the .UA public domain**")  
June 1, 2023 (the "**Decision**")

The Administrator of the .UA public domain

**TAKING INTO ACCOUNT**

- (1) the introduction of martial law in Ukraine;
- (2) temporary suspension of acceptance of new applications in accordance with the .UA Policy and consideration of applications pending before the WIPO Arbitration and Mediation Center (the "**WIPO Center**") at the time of the introduction of martial law in Ukraine;
- (3) the need to ensure the continued functioning of mechanisms for the protection of intellectual property rights under the legal regime of martial law.

**MADE THE FOLLOWING DECISION:**

*Article 1*  
***Restoring the action***

1. Upon entry into force of this Decision, the .UA Domain Name Dispute Resolution Policy shall be restored with certain peculiarities of its application under martial law, as provided for by this Decision.

*Article 2*  
**Extension of terms**

1. Within 2 (two) business days from the date of receipt of the request from the WIPO Center for verification by the .UA Registrar in accordance with Paragraph 4(b) of the Rules for .UA Domain Name Dispute Resolution Policy, the .UA Registrar has the right to submit a substantiated request for an extension of the period of time for providing the information requested by the WIPO Center in the request under Paragraph 4(a) of the .UA Domain Name Dispute Resolution Policy, with a notice of the period of time within which the .UA Registrar will be able to provide the WIPO Center with the information requested in the request, which may not exceed 14 (fourteen) calendar days. The period for providing confirmation of the domain name blocking shall not be extended.
2. Subject to the provisions of Paragraph 5(e) of the Rules for .UA Domain Name Dispute Resolution Policy, within twenty (20) days from the date of commencement of the administrative proceedings as provided for in Paragraph 5(a) of the Rules for .UA Domain Name Dispute Resolution Policy for the Respondent to file a statement of opposition to the complaint, the Respondent may file a substantiated request for an extension of the period of time for filing a

statement of opposition for up to fourteen (14) calendar days. The WIPO Center shall automatically grant the extension and notify the Parties thereof. Upon extension of the period of time for filing the opposition for 14 (fourteen) calendar days, the Respondent shall lose the right to an extension of the period of time under Paragraph 5(b) of the Rules for .UA Domain Name Dispute Resolution Policy.

3. Within ten (10) business days provided for in Paragraph 4(k) of the .UA Domain Name Dispute Resolution Policy, the Respondent may submit to the .UA Registrar with a copy to the Administrator of the .UA public domain a request for extension of the period of time for submission of the proper confirmation of the Respondent's filing of a complaint against the Complainant regarding the domain name(s) being the subject of compulsory administrative proceedings in the jurisdiction of the courts of Ukraine for a period of up to fourteen (14) calendar days. The .UA Registrar shall automatically allow extension of the term and notify the Parties thereof, simultaneously notifying the date until which the .UA Registrar suspends execution of the decision.

### *Article 3*

#### **Peculiarities of administrative proceedings under the legal regime of martial law**

1. For the purposes of commencing the proceedings and administrative proceedings, all factual circumstances of the case must be taken into account, including, but not limited to, information on the location of the last known address of residence (stay), location of the Respondent and location of the .UA Registrar.
2. Depending on the above factual circumstances of the case, the Administrator of the .UA public domain may instruct the WIPO Center not to initiate proceedings.
3. For the purposes of formal commencement of the proceedings and administrative proceedings, the .UA Registrar may provide any information it may be aware of regarding the Respondent's place of residence (stay), location and other information regarding the Respondent that the .UA Registrar may be aware of as part of the provision of services to the Respondent to the extent not contrary to the applicable legislation of Ukraine on personal data protection.
4. If, taking into account all the circumstances of the case, including information on the last known address of the place of residence (stay), the location of the Respondent, the actual use of the disputed domain name, the Respondent's actions with the domain name after the introduction of the legal regime of martial law in Ukraine, etc. and based on the principle of balance of probabilities, the Administrative Panel concludes that the Respondent is unable to exercise its right to defense at the time of the administrative proceedings, and if it is objectively impossible to consider the dispute without the Respondent's participation, the Administrative Panel may, on its own initiative, suspend the administrative proceedings until the circumstances that make it impossible to further consider the dispute are eliminated.

*Article 4*  
**Entry into force**

1. The provisions of this Decision shall enter into force on July 1, 2023, and shall remain in force during the legal regime of martial law and for the next 90 days after its termination or cancellation.
2. Upon entry into force of this Decision, the WIPO Center shall resume administrative proceedings in cases suspended due to the introduction of martial law in Ukraine and shall notify the parties in those administrative proceedings in which the decision has been rendered but not notified due to the suspension of the .UA Domain Name Dispute Resolution Policy.

Head of the Hostmaster Ltd.