

Rules for Alternative Dispute Resolution

Valid as of 1 April 2012

1. INTRODUCTORY PROVISIONS

- 1.1. This document establishes the rules for the alternative resolution of disputes arising between a Domain Name Holder entered in the electronic database of ccTLD .cz domain names and a third party that challenges the Domain Name or its registration.
- 1.2. Unless expressly established otherwise, the terms used in this document have the same meaning as defined in the Rules for the Registration of Domain Names in ccTLD .cz.

2. AD HOC ARBITRATION

- 2.1. The Holder is irrevocably and publicly subject to the authority of the Arbitration Court attached to the Economic Chamber of the Czech Republic and the Agriculture Chamber of the Czech Republic (hereinafter the "Arbitration Court") in arbitration proceedings before this Arbitration Court pursuant to the Code for the Resolution of Disputes Over .CZ Domains published in the Commercial Bulletin (hereinafter the ".CZ Code"), in property disputes that can be resolved in which a third party challenges a Domain Name Holder entered in the electronic database of ccTLD .cz domain names maintained by the CZ.NIC Association, if the third party expresses its willingness in writing to the Holder to submit to the authority of this Arbitration Court in the given matter by submitting the dispute in writing to the Arbitration Court in accordance with the .CZ Code. The dispute will be decided by a single arbiter named by the chairman of the Arbitration Court or by three arbiters on the basis of the rules set forth in the .CZ Code. The e-mail address of the Holder listed in the registration record of any of the Domain Names that are the subject of the dispute shall serve during the proceedings for delivering information to the Holder, and the Holder confirms that it is able to communicate using this address in connection with the arbitration proceedings conducted on the basis of these Rules for Alternative Dispute Resolution.
- 2.2. This ad hoc arbitration applies to all of the Holder's Domain Names, including Domain Names that the Holder registers following the ad hoc arbitration.
- 2.3. The right of either party to motion the court to issue a preliminary measure remains untouched.

3. PROCEEDING

- 3.1. The Arbitration Court is a permanent arbitration court pursuant to Act No. 216/1994 Coll. on arbitration proceedings and the execution of arbitration rulings, in the valid version, and pursuant to Act No. 301/1992 Coll. on the Economic Chamber of the Czech Republic and the Agriculture Chamber of the Czech Republic, in the valid version.
- 3.2. The Statute of the Arbitration Court attached to the Economic Chamber of the Czech Republic and the Agriculture Chamber of the Czech Republic, the Code of the Arbitration Court attached to the Economic Chamber of the Czech Republic and the Agriculture Chamber of the Czech Republic, the Code of the Arbitration Court attached to the Economic Chamber of the Czech Republic and the Agriculture Chamber of the Czech Republic for Domestic Disputes, the Special Amendment to the Code for Arbitration Proceedings On-line and the Code for the Resolution of .CZ Domain Disputes were published in the Commercial Bulletin.
- 3.3. A proceeding is commenced with the filing of a complaint in accordance with the .CZ Code. The proceeding is conducted in the electronic form described in the .CZ Code using the on-line platform available at domeny.soud.cz; the arbitration proceeding is held in Prague, Czech Republic.
- 3.4. The arbitration proceeding fee is paid by the complainant in the amount established in the List of Fees for .CZ Domain Name Disputes in connection with the number of Domain Names that are involved in the dispute. Fees from the List of Fees consist of compensation for the arbiter(s) (arbiter fees) and an administrative fee to the Arbitration Court. If the claim includes monetary compensation, the complainant also pays a fee from the amount of sought compensation in accordance with the rules established in the List of Fees. If the Holder raises an objection against the authority (competence) of the Arbitration Court, the Holder may be required to pay a fee for this objection.
- 3.5. In addition to expenses connected with the payment of fees for the arbitration proceeding, parties in the dispute may also incur legal fees and other possible expenses resulting from participating in the arbitration proceeding. The winning party can be awarded compensation of these expenses, and the losing party can be ordered to pay this compensation to the winning party.
- 3.6. Filings by the Parties and the Arbitration Court, as well as other documents in the arbitration proceeding (including the arbitration ruling) are delivered in the manner set forth in the .CZ Code.

- 3.7. No appeals can be filed against an issued arbitration ruling, unless both Parties agree to have the ruling reviewed by other arbiters in a new arbitration proceeding. Delivered arbitration rulings take legal effect and are executable.
- 3.8. The Arbitration Court codes and List of Fees are available at www.soud.cz, or at domeny.soud.cz.

4. FINAL PROVISIONS

- 4.1. Consent to these Rules of Alternative Dispute Resolution and the ad hoc arbitration detailed herein must be provided in written form, and the written form is regarded as sustentative if made by telegraphic or electronic means which make it possible to register the content of the relevant communication and determine the individuals who realized the communication.
- 4.2. CZ.NIC is entitled to change the Rules of Alternative Dispute Resolution and related documents at any time. The current version of these documents is available at all times at <http://www.nic.cz>.
- 4.3. CZ.NIC is required to publish any changes to the documents listed in Article **Chyba! Nenalezen zdroj odkazů.** at <http://www.nic.cz> at least one month prior to the date such changes are to take effect.
- 4.4. In the case that changes are made to the Rules for Alternative Dispute Resolution pursuant to Article **Chyba! Nenalezen zdroj odkazů.**, the Holder must, during the following extension of Domain Name registration, provide its consent to the new version of the Rules for Alternative Dispute Resolution in the manner specified in Article **Chyba! Nenalezen zdroj odkazů.**