



The Internet Corporation for Assigned Names and Numbers

Date: 14 July 2016

ICANN Final Determination

Re: Notice of Termination of Registry Agreement by ICANN - .kyknet

On 04 May 2016, [ICANN notified Electronic Media Network \(Pty\) Ltd](#) of its intent to terminate the .kyknet Registry Agreement entered into on 05 March 2015 (Registry Agreement). Pursuant to section 4.3(b) of the Registry Agreement, *ICANN may, upon notice to Registry Operator, terminate this Agreement if Registry Operator fails to complete all testing and procedures for delegation of the TLD into the root zone within twelve (12) months of the Effective Date.*

Pursuant to the terms of section 4.5 of the Registry Agreement, ICANN consulted with Registry Operator to assess whether to transition operation of the .kyknet top-level domain (TLD) to a successor Registry Operator.

On 04 May 2016, ICANN made a [preliminary determination](#) that operation of the .kyknet TLD need not be transitioned to a successor Registry Operator based on the following rationale:

- Registry Operator has represented to ICANN that it holds intellectual property rights for the name "kyknet".
- .kyknet qualifies as a .Brand TLD per Specification 13 of the Registry Agreement.
- The .kyknet TLD has not been delegated into the Root Zone, and there are zero (0) domain names registered in the TLD.

On 4 June 2016, after a 30-day period for comments by interested parties, no comments were received. Pursuant to section 4.3(b) of the Registry Agreement, ICANN has made a final determination to terminate the .kyknet Registry Agreement by 30 July 2016.

In conformance with section 4.5 of the Registry Agreement (as modified by section 6 of Specification 13 for this .Brand TLD), ICANN may not delegate the TLD to a successor registry operator for a period of two years without Registry Operator's consent, which shall not be unreasonably withheld, conditioned or delayed.

Akram Atallah
President, Global Domains Division
ICANN