



GOVERNMENT OF THE REPUBLIC OF LITHUANIA

RESOLUTION ON THE APPROVAL OF THE RULES OF USING THE STATE NAME OF LITHUANIA IN INTERNET DOMAIN NAMES

No. 1272, 7 October 2009
Vilnius

In accordance with the Article 12 of the Law on Management, Usage, and Disposal of State and Municipality Property (Official Gazette, 1998, No. [54-1492](#); 2002, No. [60-2412](#)), the Government of the Republic of Lithuania r e s o l v e d :

1. to approve the Rules of Using the State name of Lithuania in Internet Domain Names (attached).

2. to determine the following:

2.1. Persons or entities shall only have the right to register internet domain names containing the State name of Lithuania when having obtained the Permission of the Communications Regulatory Authority to use the State name of Lithuania in internet domain names or in the cases established in these approved rules when such Permission is not required.

2.2. Persons or entities having registered internet domain names containing the State name of Lithuania in accordance with the Article 12 of the Law on Management, Usage, and Disposal of State and Municipality Property before the coming into effect of this Resolution shall have the right to use the State name of Lithuania in internet domain names without the Permission of the Communications Regulatory Authority.

Prime Minister

Andrius Kubilius

Minister of Transport and Communication

Eligijus Masiulis

APPROVED
by the Resolution No. 1272
of the Government of the Republic of
Lithuania of 7 October 2009

THE RULES ON USING THE STATE NAME OF LITHUANIA IN INTERNET DOMAIN NAMES

I. GENERAL PROVISIONS

1. The Rules on Using the State Name of Lithuania in Internet Domain Names (hereunder – “the Rules”) shall regulate the granting of the right to use the State name of Lithuania in the second-level domain names before the top-level domain “.lt” in order to ensure that usage of the State name of Lithuania in the second-level domain names before the top-level domain “.lt” does not degrade the State name of Lithuania, or contradict public order, moral and ethics.

2. These rules shall not regulate the usage of the State name of Lithuania in internet domain names when the State name of Lithuania is included in the third-, fourth-, or lower level domains (e.g., www.lietuva.pvz.lt, www.lietuva.rašymas.pvz.lt). In these cases, the Permission referred to in the paragraph 4 is not required.

3. The following definitions shall be used in the Rules:

“**Person or entity**” shall mean a natural person or legal entity, or a company established in a foreign country as well as their branches or agencies established in Lithuania.

“**Internet domain name**” shall mean a unique symbolic name identifying the domain in the hierarchy of internet names.

“**State name of Lithuania**” shall mean the official name of the state of Lithuania in its long or the abbreviated version – “Republic of Lithuania” or “Lithuania” in all the official languages of the European Union and in all the grammatical forms of these languages.

“**Permission**” shall mean a record in the data base (Information System of the Communications Regulatory Authority) administered by the Communications Regulatory Authority of the Republic of Lithuania (hereunder – “The Communications Regulatory Authority”), announced on the internet website under the address www.rtt.lt and giving the right to the person or entity referred to in the record to use the State name of Lithuania in a second-level domain name before the top-level domain “.lt”.

“**Granting of the Permission**” shall mean the making of the record granting the right to the person or entity referred to in the record to use the State name of Lithuania in a second-level domain name before the top-level domain “.lt” in the database administered by the Communications Regulatory Authority.

II. GRANT/CANCELLATION OF THE PERMISSION

4. Persons or entities shall only have the right to use the State name of Lithuania in the second-level domain names before the top-level domain “.lt” when having obtained the Permission of the Communications Regulatory Authority to use the State name of Lithuania in internet domain names, except for the cases specified in the paragraph 7 of these Rules.

5. The Permissions shall be granted by the Communications Regulatory Authority. The Permission shall be granted for an unlimited period of time.

6. The Permission shall be granted on the following conditions: the requested internet domain name in which the State name of Lithuania is to be used is not identical to a internet domain name already in use, or to an internet domain name requested by a person or entity who already submitted an application to the Communications Regulatory Authority following the procedure described in the paragraph 8 of these Rules; and the usage of the name of Lithuania in the internet domain name does not degrades the State name of Lithuania, or contradicts public order, moral, and ethics.

7. A person or an entity shall have the right to use the State name of Lithuania in the second-level domain names before the top-level domain “.lt” without a separate Permission in the following cases:

7.1. when the State name of Lithuania is incorporated in the name of a legal entity, the name of a branch or an agency of a legal entity in the Regulation of the Register of Legal Entities approved by the Resolution No. 1407 of the Government of the Republic of Lithuania of 12 November 2003 (Official Gazette, 2003, No. [107-4810](#)) in accordance with the requirements established, or in accordance with the terms and conditions for granting the Permission to Use the official and the Traditional (Abbreviated) Name of the Republic of Lithuania, Armorial Bearings, Flag or Other State Heraldic Objects, or any Mark Imitating them, also Warranty Signs and Hallmarks, Stamps, Decorations or Badges Of Awards in Trademarks and Designs approved by the Order No. 65 of the Minister of Justice of 10 April 2001 (Official Gazette, 2001, No. [32-1075](#); 2008, No. [138-5466](#)), and the internet domain name requested is completely identical to the name of the person or legal entity or to the name of the branch or an agency of the legal entity, or to the trademark and design;

7.2. in other cases provided by the laws.

8. A person or a legal entity requesting for the Permission, shall submit the Communications Regulatory Authority an application specifying the following:

8.1. the applicant's name or personal name, surname (name or personal name, address of the place of residence (headquarters); e-mail; company code, legal form, and the name of the Registry the information on the company is stored when the applicant is a legal entity; and VAT Payer's code when the legal entity is a VAT Payer;

8.2. the internet domain name with the State name of Lithuania incorporated requested;

8.3. the argumentation regarding the purpose of using the State name of Lithuania in an internet domain name.

9. The application submitted to the Communications Regulatory Authority must be compliant with the requirements, provided in the Rules for Provision of Documents to the Communications Regulatory Authority, approved by Order No. 1V-292 of the Director of the Communications Regulatory Authority of 16 September 2004 (Official Gazette, 2004, No. [141-5171](#); 2005, No. [73-2675](#)).

10. The Communications Regulatory Authority shall address the application within 3 working days from the receipt. In the cases when the information referred to in the paragraph 8 of these Rules provided is incomplete or false, or the application provided does not meet the requirements specified in the paragraph 9 of these Rules, the Communications Regulatory Authority shall refuse to analyze the application. Before refusing to accept the application for analysis, the Communications Regulatory Authority shall give a time limit of 10 days for the applicant to remove the defects preventing from analyzing the application.

11. The Communications Regulatory Authority must make one of the following decisions:

11.1. grant the Permission;

11.2. refuse to grant the Permission on reasonable grounds.

12. The Communications Regulatory Authority must make one of the decisions described in the paragraph 11 of these Rules not later than within 3 working days from the receipt of the application corresponding to the requirements referred to in the paragraphs 8 and 9. The decision shall be sent to the applicant by a registered mail and to the e-mail box specified not later than within 2 working days.

13. Persons and legal entities having provided the Communications Regulatory Authority a free-form application shall have the right to receive an extract on the Permissions granted during the time the application was presented.

14. The Communications Regulatory Authority may cancel the Permission in the following cases:

14.1. when the internet domain name specified in the Permission is not registered for a period longer than 3 months from the day it was granted;

14.2. in other cases established in the laws and legal acts of the Republic of Lithuania.

15. Having been informed about the circumstances referred to in the paragraph 14 of these Rules, the Communications Regulatory Authority shall inform the applicant thereof and give the possibility to present explanations within a time limit set by the Communications Regulatory Authority.

16. Following the receipt of explanations referred to in the paragraph 15 of these Rules, the Communications Regulatory Authority shall analyze them and make a respective decision.

17. In the cases when the person or entity granted the Permission fails to give explanations within the time limit set by the Communications Regulatory Authority, the Permission granted shall be cancelled.

18. The decision made by the Communications Regulatory Authority shall be sent to the applicant by a registered mail and to the e-mail box specified not later than within 2 working days of the day the decision was made.

III. FINAL PROVISIONS

19. Actions and omission of the Communications Regulatory Authority related to the compliance with and the application and implementation of these Rules may be appealed against in the manner prescribed by the legal acts of the Republic of Lithuania.

20. For violating these Rules persons and entities shall be liable in the procedure and under conditions established by legal acts
