

Decision

ZA2019-0386

**.ZA ALTERNATE DISPUTE RESOLUTION
REGULATIONS (GG41237)**

ADJUDICATOR'S SUMMARY DECISION

CASE NUMBER:	ZA2019-0386
DECISION DATE:	31 December 2019
DOMAIN NAME:	airportsa.co.za
THE DOMAIN NAME REGISTRANT:	Kule Kidemba
REGISTRANT'S LEGAL COUNSEL:	n/a
THE COMPLAINANT:	Airports Company South Africa SOC Ltd
COMPLAINANT'S LEGAL COUNSEL:	Dentons SA - Muhammad Patel
2 nd LEVEL ADMINISTRATOR:	ZACR

1. The Parties

Complainant:

Airports Company South Africa SOC Limited

[REDACTED]

[REDACTED]

Gauteng, RSA

2008

Registrant:

Kule Kidemba

[REDACTED]

[REDACTED]

Nelspruit, Mpumalanga

1200

2. The Domain Names: **AIRPORTSA.CO.ZA**

3. Notification of Complaint (06 November 2019)

I am satisfied that the Registrant did not submit a response to the dispute in terms of Regulation 18(1) and that all reasonable steps to notify the Registrant of the dispute in accordance with Regulation 18(4)(a) read with Regulation 15(1) have been taken.

Yes No

4. Rights

The Complainant has, to my reasonable satisfaction, shown rights in a name or mark which is identical or similar to the domain name.

Yes No

5. Abusive Registration

The Complainant has, to my reasonable satisfaction, shown that the domain name is an abusive registration in the hands of the Registrant.

Yes No

6. Other Factors

I am satisfied that there are no other factors or circumstances present that would render the decision in this matter unfair.

Yes No

7. Comments (Optional)

The Adjudicator notes that, according to the WHOIS records of 3 September 2019, Kule Kidemba of Bougainvilla Place, 4 Rothert Street, Sonheuwel Central, Nelspruit, Mpumalanga was initially recorded as the Registrant of the domain name. Such details were however, on further review of the WHOIS records on 9 September 2019, redacted. The Adjudicator in this matter, on an independent review of such records, again confirmed that these details remain redacted. The Adjudicator further notes the questionable timing of such redaction of specific details from the WHOIS records, and, considering the correspondence between the Complainant and Kule Kidemba preceding such redaction, took such circumstances into account in ultimately coming to a decision in this dispute.

8. Decision

For all the foregoing reasons, in accordance with Regulation 9(1)(a), the Adjudicator orders that the domain name, *airportsa.co.za* be transferred to the Complainant.

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CHRISTIAAN J STEYN

SAIIPL SENIOR ADJUDICATOR

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