ANNEXURE J

Non-compliance with the draft Registry Services Agreement Template

* 1. **NON-COMPLIANCE TABLE**
     + 1. Tenderers must set out in the table below, all proposed departures from the draft Registry Services Agreement.
       2. Where a departure is proposed, the Tenderer must set out:
          1. a brief description of the non-compliance;
          2. an explanation for the non-compliance; and
          3. any proposed amendment in full in mark-up.
       3. Tenderers must not reserve their position in relation to an issue or state that it is 'subject to further discussions' with auDA. auDA reserves the right to assess any responses of this nature as being materially non‑compliant with the Registry Services Agreement or the RFT.
       4. Tenderers must also clearly identify any departures, which if not agreed to by auDA, will prevent the Tenderer from signing the Registry Services Agreement.
       5. auDA reserves the right not to negotiate with the Tenderer as part of negotiations on the Registry Services Agreement, in relation to any departure not raised in the table below.

| 1. **Clause No.** | 1. **Clause title** | **Description of non-compliance** | 1. **Explanation for non-compliance** | 1. **Proposed amendment to clause** |
| --- | --- | --- | --- | --- |
| 1. *[E.g. 5.1]* | *[E.g. Service Levels]* | 1. *[Insert a brief description of the non-compliance with the relevant clause]* | *[Insert an explanation / rationale for the non-compliance]* | *[Insert any proposed amendment to the relevant clause in mark-up]* |
| 1. [insert] | [insert] | 1. [insert] | [insert] | [insert] |
| 1. [insert] | [insert] | 1. [insert] | [insert] | [insert] |
| 1. [insert] | [insert] | 1. [insert] | [insert] | [insert] |