

NRPM Section 8 as Revised by Recommended Draft Policy ARIN-2020-6: Allowance for IPv4 Allocation “Swap” Transactions via 8.3 Specified Transfers and 8.4 Inter-RIR Transfers

8. Transfers

8.1. Principles

Number resources are nontransferable and are not assignable to any other organization unless ARIN has expressly and in writing approved a request for transfer. ARIN is tasked with making prudent decisions on whether to approve the transfer of number resources.

It should be understood that number resources are not ‘sold’ under ARIN administration. Rather, number resources are assigned to an organization for its exclusive use for the purpose stated in the request, provided the terms of the Registration Services Agreement continue to be met and the stated purpose for the number resources remains the same. Number resources are administered and assigned according to ARIN’s published policies.

Number resources are issued, based on justified need, to organizations, not to individuals representing those organizations. Thus, if a company goes out of business, regardless of the reason, the point of contact (POC) listed for the number resource does not have the authority to sell, transfer, assign, or give the number resource to any other person or organization. The POC must notify ARIN if a business fails so the assigned number resources can be returned to the available pool of number resources if a transfer is not requested and justified.

8.2. Mergers, Acquisitions, and Reorganizations

ARIN will consider requests for the transfer of number resources in the case of mergers, acquisitions, and reorganizations under the following conditions:

- The current registrant must not be involved in any dispute as to the status of the resources to be transferred.
- The new entity must sign an RSA covering all resources to be transferred.
- The resources to be transferred will be subject to ARIN policies.
- The minimum transfer size is the smaller of the original allocation size or the applicable minimum allocation size in current policy.

- The Internet number resources being transferred as part of a transfer under section 8.2 will not be subject to a needs-based assessment during the process of the transfer.

AND one or more of the following:

- The recipient must provide evidence that it has acquired the assets that use the resources to be transferred from the current registrant.

OR

- The recipient must show that it has acquired the entire entity which is the current registrant.

An organization which serves as the source of an IPv4 under section 8.2 will not be allowed to apply for IPv4 address space under section 4.1.8 ARIN Waitlist for a period of 36 months following said transfer unless the recipient organization remains a subsidiary, parent company, or under common ownership with the source organization.

Mergers, acquisitions, and reorganization activity resulting in the surviving entity ceasing to have a real and substantial connection with the ARIN region shall be permitted to continue holding any numbering resources issued (directly or indirectly) by ARIN prior to the merger, acquisition or reorganization activity, but shall not qualify for any additional numbering resources (directly or indirectly) from ARIN, unless and until it once again has a real and substantial connection with the ARIN region as required by the Numbering Resource Policy Manual.

8.3. Transfers Between Specified Recipients Within the ARIN Region

In addition to transfers under section 8.2, IPv4 addresses and ASNs may be transferred according to the following conditions.

Conditions on source of the transfer:

- The source entity must be the current registered holder of the IPv4 addresses or ASNs, and not be involved in any dispute as to the status of those resources.
- With the exception of M&A transfers under section 8.2, the source entity must not have received a transfer, allocation, or assignment from ARIN for the past 12 months. This requirement may be waived by ARIN for transfers made in connection with a renumbering exercise designed to more efficiently utilize number resources under section 8.5.5.1.
- Address resources from a reserved pool (including those designated in Section 4.4 and 4.10) are not eligible for transfer.

Deleted: Excluding number resources received as a result of a transfer under section 8.2, the source entity must not have received a transfer, allocation, or assignment of IPv4 number resources from ARIN during the 12 months prior to the approval of a transfer request.¶

- The source entity will not be allowed to apply for IPv4 address space under Section 4.1.8. ARIN Waitlist for a period of 36 months following the transfer of IPv4 address resources to another party.

Conditions on recipient of the transfer:

- The recipients must meet the transfer requirements as defined in section [8.5](#).
- The resources transferred will be subject to current ARIN policies.
- If applicable the recipient will be removed from the ARIN Waitlist and will not be allowed to reapply under section 4.1.8. ARIN Waitlist for a period of 90 days.

8.4. Inter-RIR Transfers to Specified Recipients

Inter-regional transfers of IPv4 addresses or ASNs may take place only via RIRs who agree to the transfer and share reciprocal, compatible needs-based policies.

Conditions on source of the transfer:

- The source entity must be the current rights holder of the IPv4 addresses or ASN recognized by the RIR responsible for the resources, and not be involved in any dispute as to the status of those resources.
- Source entities outside of the ARIN region must meet any requirements defined by the RIR where the source entity holds the registration.
- With the exception of M&A transfers under section 8.2, the source entity must not have received a transfer, allocation, or assignment from ARIN for the past 12 months. This requirement may be waived by ARIN for transfers made in connection with a renumbering exercise designed to more efficiently utilize number resources under section 8.5.5.1.
- Address resources from a reserved pool (including those designated in Section [4.4](#) and [4.10](#)) are not eligible for transfer.
- The source entity will not be allowed to apply for IPv4 address space under Section 4.1.8. ARIN Waitlist for a period of 36 months following the transfer of IPv4 address resources to another party.

Conditions on recipient of the transfer:

- The conditions on a recipient outside of the ARIN region will be defined by the policies of the receiving RIR.
- Specified recipients within the ARIN region must meet the transfer requirements as defined in section [8.5](#).
- Recipients within the ARIN region will be subject to current ARIN policies.
- If applicable the recipient will be removed from the ARIN Waitlist and will not be allowed to reapply under section 4.1.8. ARIN Waitlist for a period of 90 days.

Deleted: Source entities within the ARIN region must not have received a transfer, allocation, or assignment of IPv4 addresses from ARIN for the 12 months prior to the approval of a transfer request, unless either the source or recipient entity owns or controls the other, or both are under common ownership or control. This restriction does not include number resources received as a result of a section 8.2. transfer.¶

8.5. Specified Transfer Recipient Requirements

8.5.1. Registration Services Agreement

The receiving entity must sign an RSA covering all resources to be transferred unless that entity has a current (within the last two versions) RSA on file.

8.5.2 Operational Use

ARIN allocates or assigns number resources to organizations via transfer solely for the purpose of use on an operational network.

8.5.3. Minimum Transfer Size

ARIN's minimum IPv4 transfer size is a /24.

8.5.4. Initial Block

Organizations without direct assignments or allocations from ARIN qualify for transfer of an initial IPv4 block of ARIN's minimum transfer size.

8.5.5. Block Size

Organizations may qualify for the transfer of a larger initial block, or an additional block, by providing documentation to ARIN which details the use of at least 50% of the requested IPv4 block size within 24 months. An officer of the organization shall attest to the documentation provided to ARIN.

8.5.5.1- Transfer for the Purpose of Renumbering

Organizations with larger direct allocations or assignments than they require may receive transfer of a smaller block for the purpose of renumbering onto the smaller block if they transfer the entire larger block to a qualified recipient under section 8 within one year of receipt of transfer of the smaller block. If the larger block is not transferred within one year of receipt of the smaller block, the organization will be ineligible to receive any further transfers under this section until the larger block is transferred.

8.5.5.1.1 Smaller Block Size

Organizations may qualify to receive transfer of a smaller block by providing documentation to ARIN which details the use of at least 50% of the smaller block size within 24 months. Current use of the larger block may be used to satisfy this criteria.

8.5.6. Efficient Utilization of Previous Blocks

Organizations with direct assignments or allocations from ARIN must have efficiently utilized at least 50% of their cumulative IPv4 address blocks in order to receive additional IPv4 addresses. This includes all IPv4 space reassigned to their customers.

8.5.6.1 Transfer for the Purpose of Renumbering

Organizations receiving transfer of a smaller block under section 8.5.5.1 may deduct the larger block they are transferring to a qualified recipient when calculating their efficient utilization of previous blocks under section 8.5.6.

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8.5.7. Alternative Additional IPv4 Address Block Criteria

In lieu of requirements in sections 8.5.5 and 8.5.6, organizations may qualify for additional IPv4 address blocks by demonstrating 80% utilization of their currently allocated space. If they do so, they qualify to receive one or more transfers up to the total size of their current ARIN IPv4 address holdings, with a maximum size of /16.

An organization may qualify via section 8.5.7 for a total of a /16 equivalent in any 6 month period.

8.6. Wait List Restrictions

Any organization which is on the wait list and submits a request to be the source of a transfer under any provision in section 8 will be removed from the wait list.