

Acceptable Use Policy

1. The End User agrees to abide by the following Acceptable Usage Policy (“AUP”). The End User warrants and undertakes to Reseller, InfraServe and its Affiliates that it will not by itself or others:
 - 1.1 use its services for unlawful purposes;
 - 1.2 knowingly or recklessly post, link to or transmit, or permit third party users to post, link to or transmit:
 - 1.2.1 any material that is abusive, threatening, harmful, malicious, defamatory, obscene, pornographic, profane or otherwise unlawful;
 - 1.2.2 any material containing a virus or other hostile computer program;
 - 1.2.3 it will not post, link to or transmit any material that constitutes or encourages a criminal offence, gives rise to civil liability or infringes the intellectual property rights of any third parties.
 - 1.3 use services for any unlawful activity in Australia or any other country.
 - 1.4 knowingly or recklessly transmit, or permit third party users to transmit unsolicited email in breach of state, federal or international law.
2. The Reseller, InfraServe or its Affiliates may suspend the Service(s) immediately and without notice to the End User in its sole discretion if in the opinion of the Reseller, InfraServe or Affiliates, the End User has or has knowingly, recklessly or negligently permitted any breach of the Acceptable Usage Policy, or if it receives any complaint that unsolicited email has been transmitted by the End User, or by the End User’s agents or customers, or if any material hosted on the End User web site(s) or server(s) (in respect of which the Reseller or its Affiliates are providing a hosting service) may be unlawful, harmful or defamatory.
3. The Reseller or its Affiliates may disclose the End Users name and address to a complaining third party if in their reasonable discretion it is necessary or appropriate to do so, for example if there is evidence of a prima facie case that the End User’s web site(s) or server(s) in respect of which the Reseller and its Affiliates is providing a hosting service is infringing the rights of a third party.