# **APNIC EC Meeting Minutes**

#### Teleconference Thursday, 21st January 2010

Meeting Start: 11:10 am (UTC +1000) 21 January 2009

## Present

Akinori Maemura (Chair) Che-Hoo Cheng Ma Yan James Spenceley Hyun-Joon Kwon Paul Wilson

Geoff Huston (minutes) Irene Chan Connie Chan

# **Apologies**

Kuo-Wei Wu Jian Zhang

# Agenda

- 1. Agenda Bashing
- 2. Review of Minutes and Action List Review
- 3. Financial Report
- 4. Director-General's Report
- 5. Non-Member Fee Proposal
- 6. Transfer Fee Proposal
- 7. AOB

# Minutes

## 1. Agenda Bashing

No further items were added to the agenda.

# 2. Minutes of Last Meeting and Matters Arising

The minutes from the meeting of 21 December 2009, were approved.

Action ec-09-034: Secretariat to publish minutes of the December 21 meeting

The EC confirmed the appointment of Tomohiro Fujisaki to the Number Council for the period 1 January 2010 until 31 December 2010.

## 3. Financial Report

Irene Chan reported to the EC on the unaudited draft of the 2009 APNIC Annual Financial Statement (attached).

Total current asserts are reported to be \$AUD 10.7M. The drop in current assets from \$AUD 11.2M reported in the November 2009 Financial Statement is due to the introduction of a new membership invoicing procedure as of January 2010, where the invoice for membership dues is not raised until the anniversary date of membership.

Income for the year is reported to be \$AUD 11.4, and expenses are reported to be \$AUD 11.3M, resulting in an operating surplus of 2009 of \$AUD 112,110.

It was reported that APNIC had 2,170 members at the end of 2009.

The draft 2009 Annual Financial Statement was accepted by the EC.

The EC expressed its appreciation of the Secretariat's efforts in managing expenses through 2009.

## 4. Director-General's Report

The D-G reported to the EC that Ernst and Young were performing the APNIC annual financial audit. As this is a change of auditors, this has resulted in some additional effort by the APNIC finance team to support the audit function.

On the matter of the purchase of a property, the D-G reported that APNIC is performing due diligence on a prospective property prior to the exchange of contracts. Exchange of contracts is anticipated to occur on early February 2010, assuming that the building inspections and related functions return satisfactory outcomes.

The D-G reported that the ITU-T will hold a meeting of the Working Group to investigate Council Proposal C.29 on 15/16 March 2010. The D-G requested EC members to consider attending this meeting. APNIC will convene a session on this topic at the ARPICOT meeting.

On HR matters there is one active recruitment in the Communications Area following a resignation, and recruitment for a new position in Public Affairs is also underway.

## 5. Non-Member Fee Proposal

The EC considered a proposal for a revision to the non-member fee schedule (attached). This item will be reconsidered at the next EC meeting, including consideration of the option that once a non-member receives a further allocation from APNIC, then the entirety of their address holdings will be used to calculate their address holding fee in the same manner as the member fee schedule.

Action ec-09-035: Secretariat to revise the non-member fee proposal as per EC comments

## 6. Transfer Fee Proposal

As part of the implementation of policy proposition-50, IPv4 Address Transfers, the EC considered a proposal for fees associated with processing transfers (attached). This item will be reconsidered at the next EC meeting.

Action ec-09-036: Secretariat to revise the transfer fee proposal as per EC comments

# 7. AOB

There were no items of AOB

## **Next Scheduled Meeting**

18 February 2010 (Teleconference)

Meeting closed: 13:50 pm (UTC+1000)

# **Summary of Action Items**

| Action ec-09-031: | EC to consider post-IPv4 depletion scenarios at its next face-to-face meeting. |
|-------------------|--|
| Action ec-09-034: | Secretariat to publish minutes of the December 21 meeting                      |
| Action ec-09-035: | Secretariat to revise the non-member fee proposal as per EC comments           |
| Action ec-09-036: | Secretariat to revise the transfer fee proposal as per EC comments             |



# APNIC

# Annual financial report (in AUD)

For the month ending December 2009

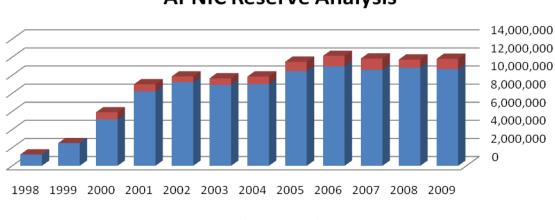
(DRAFT)

Asia Pacific Network Information Centre

# 1. Balance Sheet

| Statement of Financial Position (AU\$)       | 31/12/2009             | % of Total<br>Asset or<br>Liab+Equity | % change<br>from<br>31/12/2008 | Year-End 2008 | Year-End<br>2007 |
|--|------------------------|---------------------------------------|--------------------------------|---------------|------------------|
| CURRENT ASSETS                               |                        |                                       |                                |               |                  |
| Cash   | 6,686,084              | 44%                                   | -2.3%                          | 6,844,414     | 6,626,341        |
| Term deposit investment                      | 2,300,000              | 15%                                   | 0.0%                           | 2,300,000     | 2,300,000        |
| Receivables                                  | 496,734                | 3%                                    | -67.3%                         | 1,518,540     | 737,859          |
| Others                                       | 1,206,217              | 8%                                    | 123.1%                         | 540,688       | 325,739          |
| TOTAL CURRENT ASSETS                         | 10,689,034             | 71%                                   | -4.6%                          | 11,203,642    | 9,989,939        |
| NON-CURRENT ASSETS                           |                        |                                       |                                |               |                  |
| Other financial assets                       | 1,127,796              | 7%                                    | 27.7%                          | 883,201       | 1,222,666        |
| Property, plant and equipment                | 1,537,819              | 10%                                   | -10.0%                         | 1,708,216     | 1,667,091        |
| Long term deposit investment                 | 1,700,000              | 11%                                   | 0.0%                           | 1,700,000     | 1,700,000        |
| TOTAL NON-CURRENT ASSETS                     | 4,365,615              | 29%                                   | 1.7%                           | 4,291,417     | 4,589,758        |
| TOTAL ASSETS                                 | 15,054,649             | 100%                                  | -2.8%                          | 15,495,060    | 14,579,696       |
| CURRENT LIABILITIES                          |                        |                                       |                                |               |                  |
|  | 1,007,212              | 7%                                    | 80.4%                          | 629,650       | 1,139,160        |
| Payables<br>Provisions                       | 1,007,212              | 7%                                    | 80.4%<br>4.2%                  | 989,847       | 888,178          |
| Unearned revenue                             | 4,130,987              | 27%                                   | -23.3%                         | 5,383,679     | 3,817,898        |
|  | 4,130,987<br>6,169,350 | 41%                                   | -23.3%<br>-11.0%               | 7,003,177     | 5,845,236        |
| TOTAL EIABILITIES                            | 0,109,330              | 41/0                                  | -11.0 %                        | 7,003,177     | 3,043,230        |
| EQUITY                                       |                        |                                       |                                |               |                  |
| Share capital                                | 1.00                   | 0%                                    | 0.0%                           | 1.00          | 1.00             |
| Reserves other financial assets investment * | 166,675                | 1%                                    | 0.0%                           | 0             | 90,827           |
| Retained earnings                            | 8,718,623              | 58%                                   | 1.8%                           | 8,491,882     | 8,643,633        |
| TOTAL EQUITY                                 | 8,885,299              | 59%                                   | 3.8%                           | 8,491,883     | 8,734,461        |
|  |                        |                                       |                                |               |                  |

Below chart is APNIC reserve analysis.



# **APNIC Reserve Analysis**

Cash Financial Assets

# 1.1 Notes to the 2009 Balance Sheet

The total asset position for APNIC as of 31 December 2009 has decreased by 2.8% when compared to the position at the end of 2008. The major factors causing the change in asset position are:

- A decrease in the "Cash" position of 2.3% due to significant decrease in Receivables caused by delay in invoicing for renewal accounts
- Invoicing for membership and non-member accounts due to expire in December 2009 was delayed due to the introduction of the new billing procedure under the 2010 new fee schedule. This caused a significant decrease in the "Receivables" and "Unearned Revenue" as at the end of December 2009.
- The significant increase in "Others" current assets is primarily due to the prepayment of tax in relation to the revised tax assessments for the period 2005 to 2007. The 50% of unpaid tax is also reflected in the increase in "Payables" liability account.
- The revaluation of the Managed Fund investments based on the market valuation as at the end of December resulted in the value of "Other Non-financial assets" increasing by 27.7% in 2009. This increase in value is also reflected in the "Reserves other financial asset investment" value in the Equity section of the balance sheet.

# 2. Income Statement

## 2.1 Expenses

This is an unaudited draft financial statement. The audited outcome for 2009 may vary from this statement as the final tax calculation and audit will not be completed until early February.

| EXPENSES (AUD)                     | 2009<br>(DRAFT) | 2008       | Variance<br>% | Budget<br>2009 | Budget<br>Variation | Budget<br>Variation<br>% |
|------------------------------------|-----------------|------------|---------------|----------------|---------------------|--------------------------|
|                                    |                 |            |               |                |                     |                          |
| Bank charges                       | 65,148          | 62,945     | 3.5%          | 73,816         | (8,668)             | -11.7%                   |
| Communication expenses             | 156,901         | 171,713    | -8.6%         | 158,549        | (1,648)             | -1.0%                    |
| Computer expenses *                | 381,424         | 164,196    | 132.3%        | 339,423        | 42,001              | 12.4%                    |
| Depreciation expense               | 718,927         | 638,668    | 12.6%         | 679,860        | 39,067              | 5.7%                     |
| Sponsorship and Publicity expenses | 177,469         | 180,186    | -1.5%         | 176,981        | 488                 | 0.3%                     |
| Doubtful debt expenses             | 4,928           | 1,540      | 220.0%        | 27,175         | (22,247)            | -81.9%                   |
| ICANN contract fee *               | 358,696         | 236,503    | 51.7%         | 329,200        | 29,496              | 9.0%                     |
| Insurance expense                  | 133,822         | 122,462    | 9.3%          | 130,310        | 3,512               | 2.7%                     |
| Meeting and training expense *     | 138,458         | 169,293    | -18.2%        | 213,500        | (75,042)            | -35.1%                   |
| Membership fees                    | 69,496          | 58,282     | 19.2%         | 68,700         | 796                 | 1.2%                     |
| Miscellaneous expenses             | 5,234           | 1,343      | 289.9%        | 2,000          | 3,234               | 161.7%                   |
| Office operating expenses          | 131,755         | 122,512    | 7.5%          | 126,731        | 5,025               | 4.0%                     |
| Postage & delivery                 | 27,170          | 30,270     | -10.2%        | 35,000         | (7,830)             | -22.4%                   |
| Printing & photocopy               | 24,309          | 41,863     | -41.9%        | 45,000         | (20,691)            | -46.0%                   |
| Professional fees *                | 590,058         | 552,659    | 6.8%          | 854,832        | (264,774)           | -31.0%                   |
| Recruitment expense                | 73,836          | 152,845    | -51.7%        | 118,826        | (44,990)            | -37.9%                   |
| Rent and outgoings *               | 581,805         | 614,054    | -5.3%         | 646,179        | (64,374)            | -10.0%                   |
| Salaries and personnel expenses*   | 6,033,254       | 5,463,903  | 10.4%         | 6,103,160      | (69,906)            | -1.1%                    |
| Staff training/conference expenses | 107,143         | 122,058    | -12.2%        | 132,000        | (24,857)            | -18.8%                   |
| Tax expense *                      | 114,631         | 147,422    | -22.2%        | 135,000        | (20,369)            | -15.1%                   |
| Translation expenses               | 15,637          | 16,832     | -7.1%         | 35,000         | (19,363)            | -55.3%                   |
| Travel expenses *                  | 1,403,763       | 1,359,756  | 3.2%          | 1,627,237      | (223,474)           | -13.7%                   |
| Write down investment value        | 0               | 334,821    | -100.0%       | 0              | 0                   | 0.0%                     |
| TOTAL EXPENSES                     | 11,313,862      | 10,766,125 | 5.1%          | 12,058,479     | (744,616)           | -6.2%                    |

# 2.2 Revenue

| Revenue (AUD)                | 2009<br>(DRAFT) | 2008       | Variance<br>% | Budget<br>2009 | Budget<br>Variation | Budget<br>Variation<br>% |
|------------------------------|-----------------|------------|---------------|----------------|---------------------|--------------------------|
| Interest income              | 566,854         | 771,499    | -26.5%        | 617,000        | (50,146)            | -8.1%                    |
| IP Resource application fees | 1,194,713       | 1,053,679  | 13.4%         | 1,263,282      | (68,569)            | -5.4%                    |
| Membership fees *            | 7,863,971       | 6,678,051  | 17.8%         | 7,943,814      | (79,843)            | -1.0%                    |
| Non-members fees             | 125,598         | 127,336    | -1.4%         | 131,984        | (6,385)             | -4.8%                    |
| Per Allocation fees *        | 1,542,369       | 1,633,389  | -5.6%         | 1,876,701      | (334,332)           | -17.8%                   |
| Reactivation fees            | 8,876           | 10,144     | -12.5%        | 15,601         | (6,725)             | -43.1%                   |
| Sundry income *              | 161,853         | 268,443    | -39.7%        | 237,744        | (75,891)            | -31.9%                   |
| Foreign exchange gain/(loss) | (38,262)        | 71,832     | -153.3%       | 0              | (38,262)            | 0.0%                     |
| TOTAL REVENUE                | 11,425,972      | 10,614,374 | 7.6%          | 12,086,125     | (660,153)           | -5.5%                    |

# 2.3 Operating Profit/ Loss

| REVENUE and EXPENSES (AUD) | 2009<br>(DRAFT) | 2008       | Variance<br>% | Budget<br>2009 | Budget<br>Variation | Budget<br>Variation<br>% |
|----------------------------|-----------------|------------|---------------|----------------|---------------------|--------------------------|
| Total Revenue              | 11,425,972      | 10,614,374 | 7.6%          | 12,086,125     | (660,153)           | -5.5%                    |
| Total Expenses             | 11,313,862      | 10,766,125 | 5.1%          | 12,058,479     | (744,616)           | -6.2%                    |
| OPERATING PROFIT/(LOSS)    | 112,110         | (151,751)  | -173.9%       | 27,647         | 84,464              | 305.5%                   |

# 2.4 Notes on the Profit and Loss Statement

The major factors causing this variance between the budgeted and actual operating position were:

- 1. Revenue
- Membership fees slower membership growth than budgeted with the majority of new members joining in the Associate membership tier
- Per allocation fees derived from allocations to the NIR's were significantly lower than expected due to a lower volume of NIR requests than forecast in the budget
- Sundry income lower due to the arrangement to contribute all meeting income to the local host

#### 2. Expenses

- Computer expenses increase in support and maintenance costs
- ICANN contract fee increase in the APNIC proportion for NRO contribution
- Meeting and training expenses lower due to APNIC 28 Beijing meeting costs being partly sponsored by the host
- Professional fees much lower than budgeted due to some projected consultancy which was not undertaken
- Rent and outgoings lower due to part of parking costs now contributed by staff to reduce the tax impact
- Salaries and personnel expenses lower due to time taken to find replacement staff and continued focus on reduction on staff leave entitlements.
- Tax expense KPMG have lodged objections with the ATO responding to the revised tax assessments for the period 2005 to 2007. Based on their advice, no allowance for any payments relating to this tax liability has been incorporated into these accounts and the tax expense is being projected based on the current tax ruling treating APNIC as a 'mutual' organisation.
- Travel expenses lower than budgeted due to the Executive team focusing on travel expenditure,

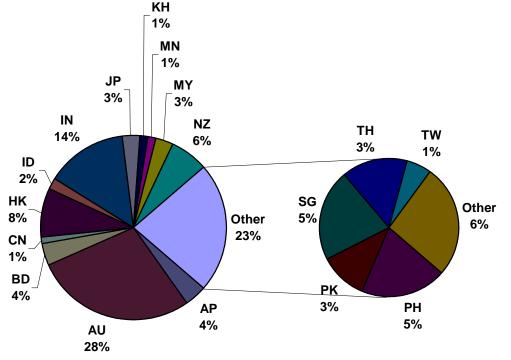
# 3. Membership

# 3.1 Membership Statistics

At the end of December 2009, APNIC had a total of 2,170 members serving 52 economies. In December APNIC's membership includes a member form the Democratic People's Republic of Korea for the first time. There was net growth of 17 members in December, with 31 new members joining and 14 member accounts closing during December.

## 3.1.1 Membership by Economy

The following chart illustrates the APNIC membership distribution by economy.



# 3.1.2 Membership by Category

The table below compares the actual growth in each tier of membership at the end of December 2009 to the budgeted annual growth on a monthly pro-rata basis. Overall growth at the end of December is above budget, with Associate membership growing at a faster rate than anticipated. Growth in the Small tier ended significantly lower than expected at the end of 2008, this resulted in the overestimation of membership in this tier for 2009.

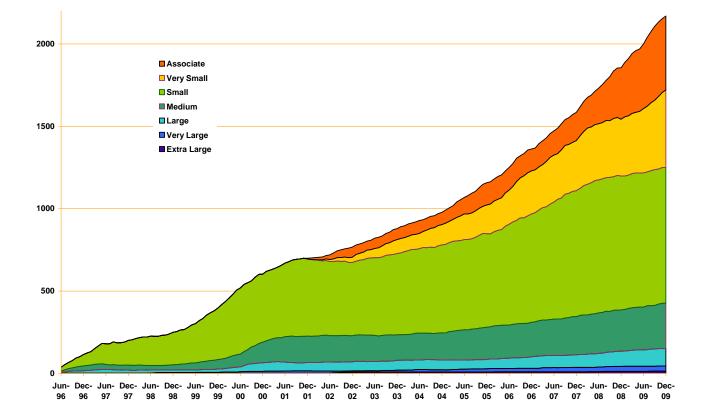
| Membership  | Actual Total<br>EOY<br>2008 | Budgeted<br>Total EOY<br>2009 | Budgeted<br>Growth<br>EOY<br>2009 | Actual Total<br>YTD<br>Dec-09 | Actual<br>Growth YTD<br>2009 | Budgeted<br>Growth YTD<br>(*) | Variation<br>Actual vs<br>Budget<br>(*) |
|-------------|-----------------------------|-------------------------------|-----------------------------------|-------------------------------|------------------------------|-------------------------------|---|
| Extra Large | 12                          | 13                            | 1                                 | 13                            | 1                            | 1                             | 0                                       |
| Very Large  | 30                          | 33                            | 3                                 | 31                            | 1                            | 3                             | (2)                                     |
| Large       | 92                          | 101                           | 9                                 | 106                           | 14                           | 9                             | 5                                       |
| Medium      | 251                         | 271                           | 20                                | 276                           | 25                           | 20                            | 5                                       |
| Small       | 813                         | 903                           | 90                                | 823                           | 10                           | 90                            | (80)                                    |
| Very Small  | 345                         | 420                           | 75                                | 472                           | 127                          | 75                            | 52                                      |
| Associate   | 312                         | 408                           | 96                                | 449                           | 137                          | 96                            | 41                                      |
| TOTAL       | 1855                        | 2149                          | 294                               | 2170                          | 315                          | 294                           | 21                                      |

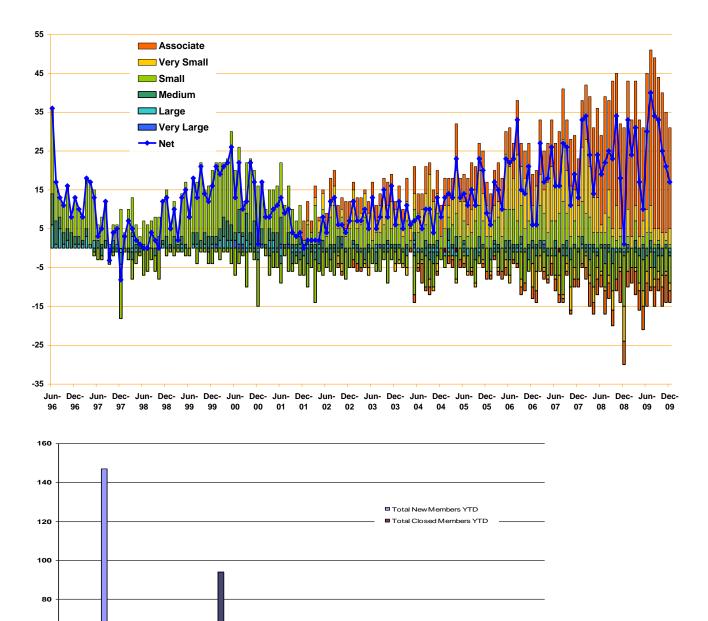
The table below provide progressive membership data and the percentage in each membership category for the total membership from the year 2000 to 2009. This table shows that membership growth has continued to be strong in 2009.

| Membership                  | 2000 | 2001 | 2002 | 2003 | 2004 | 2005 | 2006 | 2007 | 2008 | 2009 |
|-----------------------------|------|------|------|------|------|------|------|------|------|------|
|                             |      |      |      |      |      |      |      |      |      |      |
| Extra Large                 | 0    | 0    | 7    | 8    | 8    | 8    | 9    | 9    | 12   | 13   |
| Very Large                  | 12   | 15   | 8    | 11   | 14   | 20   | 21   | 27   | 30   | 31   |
| Large                       | 52   | 51   | 55   | 60   | 60   | 56   | 70   | 77   | 92   | 106  |
| Medium                      | 125  | 160  | 158  | 155  | 164  | 196  | 210  | 231  | 251  | 276  |
| Small                       | 413  | 468  | 445  | 493  | 534  | 568  | 658  | 765  | 813  | 823  |
| Very Small                  | 0    | 0    | 32   | 85   | 123  | 174  | 261  | 304  | 345  | 472  |
| Associate                   |      | 5    | 62   | 67   | 75   | 135  | 133  | 171  | 312  | 449  |
| TOTAL                       | 602  | 699  | 767  | 879  | 978  | 1157 | 1362 | 1584 | 1855 | 2170 |
| New                         | 258  | 157  | 153  | 178  | 189  | 253  | 298  | 349  | 443  | 478  |
| Close                       | 52   | 60   | 85   | 66   | 90   | 74   | 93   | 127  | 172  | 163  |
| Net Gain                    | 206  | 97   | 68   | 112  | 99   | 179  | 205  | 222  | 271  | 315  |
| Net Gain                    | 206  | 97   | 68   | 112  | 99   | 179  | 205  | 222  | 271  | 315  |
| Average Monthly<br>Net Gain | 17   | 8    | 6    | 9    | 8    | 15   | 17   | 19   | 23   | 26   |

## 3.1.3 Membership Movement

The following graphs illustrate total number of members since 1996, followed by the monthly movements of APNIC membership and 2009 new and closed members by economy.





60

40

20

0

AF AP AU BD CN FJ HK ID

IN JP KH KP LA

LK MN MY NP NZ PG PH PK SG TH TW VU

# **APNIC Non-Member Fee Schedule**

29 December 2009

#### **CONFIDENTIAL to the APNIC EC**

## Summary

APNIC has adopted a new fee schedule for members and non members with effect as of 1 January 2010.

The APNIC member fee schedule for IPv4 and IPv6 addresses uses a common framework where holders of larger blocks of addresses paying a smaller per address fee for larger address blocks. The current non-member fee schedule uses a constant per address fee for both IPv4 and IPv6. This has resulted on some notable anomalies in the relative fee levels between non-members and members. The non-member fee schedule for small IPv4 holders is less than the comparable member fee schedule, while the non-member fee schedule for larger IPv6 address blocks is significantly greater than the comparable member fee schedule, by some orders of magnitude. The non-member fee is calculated as the sum of the non member fees for IPv4 and IPv6 address holdings, plus the AS number fees, while the member fee is levied as the maximum of the IPv4 and IPv6 address holding fee.

This is a proposal to the EC to consider a revision to the non-member fee schedule that is intended to correct these fee anomalies.

This proposal recommends that the EC adopt a non-member fee schedule that is aligned to the member fee schedule, with a non-member premium of 15% applied, to be adopted as of 1 July 2010.

## Non-Members and Non-Member Fees

Entities who do not elect to enter into a membership agreement with APNIC are still eligible to receive the same set of services in terms of number resource allocations as members of APNIC. Such entities may preclude themselves from entering into a membership agreement with APNIC due to statutory constraints, legal considerations, or as a result of some other local constraint or preference.

Non-member fees are not a significant component of the APNIC membership. As of 1 November 2009, nonmembers number 750, as compared to a current membership count of 2,132 members. Of these 750 nonmembers, 169 have current resource holdings, while 581 pay only the historical maintenance fee. In terms of fee revenues, non-member fees accounted for a total of \$127,336 in 2008, as compared to \$6,678,051 in membership fees. For 2009 in the period from 1 January 2009 until 31 October 2009 non-member fee incomes is \$104,968, compared to \$6,495,293 for member fees.

The comparison of the 2010 IPv4 annual fees for non-members and members are shown in Table 1.

| IPv4 | IPv4<br>Addresses | Non-Member<br>Annual Fee | NonMember<br>Per add.<br>fee | Member<br>Annual<br>Fee | Member<br>Per add.<br>fee | Difference |
|------|-------------------|--------------------------|------------------------------|-------------------------|---------------------------|------------|
| /24  | 256               | \$1,350                  | \$5.27                       | \$1,180                 | \$4.61                    | +14.3%     |
| /23  | 512               | \$1,350                  | \$2.64                       | \$1,534                 | \$3.00                    | -12.0%     |
| /22  | 1,024             | \$1,350                  | \$1.32                       | \$1,994                 | \$1.95                    | -32.3%     |
| /21  | 2,048             | \$1,350                  | \$0.66                       | \$2,592                 | \$1.27                    | -48.0%     |
| /20  | 4,096             | \$1,350                  | \$0.33                       | \$3,370                 | \$0.82                    | -59.7%     |
| /19  | 8,192             | \$1,350                  | \$0.16                       | \$4,381                 | \$0.53                    | -69.8%     |
| /18  | 16,384            | \$2,621                  | \$0.16                       | \$5,696                 | \$0.35                    | -54.3%     |
| /17  | 32,768            | \$5,242                  | \$0.16                       | \$7,404                 | \$0.23                    | -30.4%     |
| /16  | 65,536            | \$10,485                 | \$0.16                       | \$9,626                 | \$0.15                    | +6.7%      |

The comparison of the 2010 IPv6 annual fees for non-members and members are shown in Table 2.

| IPv6<br>Prefix | IPv6 /56<br>Prefixes | Non-member<br>Annual Fee | NonMember<br>Per /48 pfx.<br>fee | Member<br>Annual Fee | Member<br>per /48 pfx.<br>fee | Difference |
|----------------|----------------------|--------------------------|----------------------------------|----------------------|-------------------------------|------------|
| /48            | 256                  | \$1,350                  | \$1,350                          | \$1,180              | \$1,180                       | +14%       |
| /35            | 2,097,152            | \$1,350                  | \$0.16                           | \$1,180              | \$0.14                        | +14%       |
| /34            | 4,194,304            | \$2,621                  | \$0.16                           | \$1,180              | \$0.07                        | +122%      |
| /33            | 8,388,608            | \$5,242                  | \$0.16                           | \$1,534              | \$0.05                        | +242%      |
| /32            | 16,777,216           | \$10,485                 | \$0.16                           | \$1,994              | \$0.03                        | +426%      |
| /31            | 33,554,432           | \$20,971                 | \$0.16                           | \$2,592              | \$0.02                        | +709%      |
| /30            | 67,108,864           | \$41,943                 | \$0.16                           | \$3,370              | \$0.01                        | +1145%     |
| /29            | 134,217,728          | \$83,886                 | \$0.16                           | \$4,381              | \$0.01                        | +1815%     |
| /28            | 268,435,456          | \$167,772                | \$0.16                           | \$5,696              | \$0.01                        | +2845%     |

#### Table 2 - IPv6 Address Fee Schedule

Under the taxation ruling under which APNIC operates\* member fees are not considered taxable income, and costs incurred in the provision of services to members are not considered tax deductible expenditure. However, for non-member fees, the fee income is taxable at the Australian corporate taxation rate of 30%, and the costs associated with the provision of these services to non-members are considered deductible expenses. It is noted that in recent years the tax deductible costs involved in servicing these non-member accounts exceed the revenue raised from non-members, so that there is no net taxation liability for non-members of APNIC at present.

\* This ruling has recently been rescinded by the Australian Taxation Office in 2009. An objection to this decision has been lodged with the Australian Taxation Office, and the objection is currently under consideration.

#### **Non-Member Fee Proposal**

It is proposed to align non-member fees with member fees for APNIC, with an additional 15% premium. The rationale for this premium is to provide a financial incentive for entities to enter into a membership agreement with APNIC and become a part of the mutual association. APNIC occupies a privileged position of exclusivity in providing the addressing needs for this region, and is potentially liable for charges of having a monopoly position. APNIC's response is to note that APNIC is a membership body that is the totality of the serviced clients, and it operates as a mechanism of self-regulation within an international deregulated community. The membership instrument is a major component of this framework of mutuality for APNIC and there is therefore a compelling reason to provide financial incentives for entities to join as members of APNIC.

In addition, the fees for Autonomous System Number assignment and maintenance will be retained in the nonmember fee schedule.

Unlike the member fee schedule, non-member historical address holdings are not to be combined with APNIC allocated address holdings in this proposed non-member fee schedule, so the Registry Database Maintenance fee associated with historical address holdings is retained in this schedule.

The exclusion of historical address space into this non-member fee schedule is noted here as a discussion point for the EC. The argument in favour of this exclusion is based on the potential public relations problems of any dramatic increase in APNIC charges to be imposed upon some 581 entities who have had no say in the determination of this charge, and the questionable nature of any enforcement mechanism in the event of non-payment. The argument against this exclusion is to bring all address holdings into the same fee framework that encompasses all entities for whom APNIC provides services. It is also noted that As this historical fee applies only to IPv4 addresses this historical IPv4 address holding service category may be obsoleted in the future, upon the effective completion of the transition to IPv6.

## **Proposed APNIC Non-member Fee Schedule**

APNIC recognises that some organisations wish to have access to resources from APNIC without becoming full APNIC members. These organisations can apply for resources and access certain APNIC services as APNIC non-member account holders.

APNIC non-member account holders must pay the associated non-member fee before APNIC can provide services to the non-member account holder. The fees associated with specific types of resource services are detailed below.

#### **1.1 Annual Address Holding Fees**

Annual Address Holding Fees paid by non-members of APNIC are calculated based on the address resources registration records maintained by APNIC that registered the non-member at the time of the anniversary of the non-member services agreement with APNIC. This calculation includes all APNIC-allocated address space listed in the APNIC address registry, but excludes all historically allocated address space. All fees are assessed, and are payable, using Australian Dollars (AUD).

The IPv4 and IPv6 components of the address holding fee are calculated separately, according to the total address holdings of the non-member. The annual address holding fee is then charged as the greater of these two components.

Non-members from Least Developed Countries will pay a discounted Address Holding fee, as described in section 1.1.3 of this schedule.

Failure to pay the annual Address Holding Fee will result in the registration record being removed from the APNIC registry and removal from the public Whois Database. The address space will then be returned to the APNIC free address pool to be reallocated.

#### 1.1.1 IPv4 Component

The non-member's total IPv4 address holdings, including historical and APNIC-allocated address space, will be used to assess the IPv4 component of the annual membership fee as follows:

$$Fee_{v4} = 1357 \times 1.3^{(\log_2(Addresses)-8)}$$

Notes:

- The minimum annual fee is \$1,357
- In this formula, address holdings are expressed as the total count of individual IPv4 addresses (/32) so that, for example, a holding of a /16 and a /18 would constitute 81,920 IPv4 Addresses.
- Experimental allocations of IPv4 addresses are not included in this assessment of total address holdings.

#### 1.1.2 IPv6 Component

The non-member's total IPv6 address holdings, including historical and APNIC-allocated address space, will be used to assess the IPv6 membership fee as follows:

$$Fee_{V6} = 1357 \times 1.3^{(\log_2(Addresses)-22)}$$

Notes:

- The minimum annual fee is \$1,357
- In this formula, address holdings are expressed as the total of IPv6 end site addresses (/56), so that, for example, a holding of a /32 and a /31 would constitute 50,331,648 /56 Site Addresses.

 Experimental allocations of IPv6 addresses are not included in this assessment of total address holdings.

#### **1.1.3** Members from Least Developed Countries.

The Address Holding Fees payable by members from Least Developed Countries (LDCs) are discounted by 50%.

The list of LDCs used for the purposes of this fee discount is defined and maintained by the United Nations Statistics Division (currently available as http://unstats.un.org/unsd/methods/m49/m49regin.htm#least). The discount will be applied in accordance with the LDC status of the member's economy on the date of membership renewal.

#### **1.2 Address Application Fee**

A non-member's first address allocation request is subject to an Address Application Fee of \$4,000.

Subsequent allocations are free of application fee charges.

The following services are exempt from the Address Application Fee:

- Critical infrastructure assignments
- Experimental allocations
- IXP assignments

Non-Members of LDCs will receive a 50% discount on this fee.

#### **1.3 Autonomous System Number Holding Fee**

The fee for the assignment of an Autonomous System Number (ASN) is \$1,000 per AS number.

The annual fee for the registration record is \$100 per AS number.

Failure to pay the annual maintenance fee will result in the registration record being removed from the APNIC Whois Database. The ASN will then be returned to the APNIC free pool to be reassigned.

Non-Members of LDCs will receive a 50% discount on this fee.

#### **1.4 Annual Account fee for Registry Database Maintenance**

There is an annual \$200 account fee for non-member account holders with allocations performed prior to the movement of their registration records ("historical resource records") to APNIC's registry wishing to have authorisation to update these records and create assignment records within historical resource ranges.

Failure to pay the database resource maintenance annual fee will result in your organisation's maintainer being removed from the "mnt-lower" field of your historical Internet resource records.

Non-Members of LDCs will receive a 50% discount on this fee.

#### **1.5 Service Reactivation Fee**

When APNIC services has been terminated for non-payment of non-members fees, the non-member may be returned to good standing by payment of a "membership reactivation fee" of \$3,000, in addition to payment of any outstanding unpaid fees. This option is available for a limited period of three months after termination of the services agreement, after which time all previously allocated and assigned resources are subject to reallocation.

Members of LDCs will receive a 50% discount on this fee.

An organisation which does not opt for reactivation of their services agreement by this means, but wishes to continue using APNIC resources, will need to open a new services agreement and reapply for all resources required. In this case network renumbering will be necessary.

#### 1.6 Non-Member Fee Schedule Summary

| Resource Service                 | Unit                | Fee                     | Annual Fee                                      |
|----------------------------------|---------------------|-------------------------|---|
| Address Application Fee          | Account Name        | \$4,000.00              | -   |
| IPv4 Addresses                   | /32                 |                         | 1357 x 1.3 <sup>(log(addresses) - 8) 1,2</sup>  |
| IPv6 Addresses                   | /56 End Site Prefix |                         | 1357 x 1.3 <sup>(log(addresses) - 22) 1,2</sup> |
| AS Assignment Fee                | ASN                 | \$1,000.00              | \$100.00  |
| Registry Database<br>Maintenance | Account Name        |                         | \$200.00  |
| Reactivation                     | Account Name        | \$3,000.00 <sup>3</sup> |   |
| LDC Discount                     | Account Name        |                         | -50%  |

Notes:

- 1.
- Minimum fee is \$1,357.00 Assessed Address Fees is the greater of the IPv4 and IPv6 Fees Plus payment of all outstanding unpaid fees. 2
- 3

# Appendix A

#### A.1 Comparison with Current Non-Member fee schedule

| Resource Service                 | Unit         | Proposed<br>Fee | Proposed Annual Fee                         | Current<br>Non-Member Fee |
|----------------------------------|--------------|-----------------|---|---------------------------|
| Address Application<br>Fee       | Account Name | \$4,000.00      | -   | \$13,500 <sup>1</sup>     |
| IPv4 Addresses                   | /32          |                 | 1357 x 1.3 <sup>(log(addresses) - 8)</sup>  | 0.16 x prefixes           |
| IPv6 Addresses                   | /56          |                 | 1357 x 1.3 <sup>(log(addresses) - 22)</sup> | 0.000625 x prefixes       |
| AS Assignment Fee                | ASN          | \$1,000.00      | \$100.00                                    | \$800 , \$80 p.a.         |
| Registry Database<br>Maintenance | Account Name |                 | \$200.00                                    | \$160                     |
| Reactivation                     | Account Name | \$3,000.00      |   | \$3,000                   |
| LDC Discount                     | Account Name |                 | -50%  |                           |

#### Notes:

1. Minimum application fee is \$13,500, plus \$1.60 per IPv4 /32 in excess of a /19

| IPv4 | IPv4<br>Addresses | Proposed<br>NonMbr<br>Annual Fee | Proposed<br>NonMbr<br>Per Addr<br>fee | Current<br>NonMbr<br>Annual Fee | Current<br>NonMbr<br>Per Addr<br>fee | Difference |
|------|-------------------|----------------------------------|---------------------------------------|---------------------------------|--------------------------------------|------------|
| /24  | 256               | \$1,357                          | \$5.30                                | \$1,350                         | \$5.27                               | +0.5%      |
| /23  | 512               | \$1,764                          | \$3.45                                | \$1,350                         | \$2.64                               | +30.7%     |
| /22  | 1,024             | \$2,293                          | \$2.24                                | \$1,350                         | \$1.32                               | +69.9%     |
| /21  | 2,048             | \$2,981                          | \$1.46                                | \$1,350                         | \$0.66                               | +120.8%    |
| /20  | 4,096             | \$3,876                          | \$0.95                                | \$1,350                         | \$0.33                               | +187.1%    |
| /19  | 8,192             | \$5,038                          | \$0.62                                | \$1,350                         | \$0.16                               | +273.2%    |
| /18  | 16,384            | \$6,550                          | \$0.40                                | \$2,621                         | \$0.16                               | +149.9%    |
| /17  | 32,768            | \$8,515                          | \$0.26                                | \$5,243                         | \$0.16                               | +62.4%     |
| /16  | 65,536            | \$11,069                         | \$0.17                                | \$10,486                        | \$0.16                               | +5.6%      |

| IPv6<br>Prefix | IPv6 /56<br>Prefixes | Proposed<br>Non-Mbr<br>Annual Fee | Proposed<br>NonMbr<br>Per /48<br>fee | Current<br>NonMbr<br>Annual Fee | Current<br>NonMbr<br>Per /48<br>fee | Difference |
|----------------|----------------------|-----------------------------------|--------------------------------------|---------------------------------|-------------------------------------|------------|
| /48            | 256                  | \$1,357                           | \$1,357                              | \$1,350                         | \$1,350                             | 0.5%       |
| /35            | 2,097,152            | \$1,357                           | \$0.17                               | \$1,350                         | \$0.16                              | 0.5%       |
| /34            | 4,194,304            | \$1,357                           | \$0.08                               | \$2,621                         | \$0.16                              | -48.2%     |
| /33            | 8,388,608            | \$1,764                           | \$0.05                               | \$5,242                         | \$0.16                              | -66.3%     |
| /32            | 16,777,216           | \$2,293                           | \$0.03                               | \$10,485                        | \$0.16                              | -78.1%     |
| /31            | 33,554,432           | \$2,981                           | \$0.02                               | \$20,971                        | \$0.16                              | -85.8%     |
| /30            | 67,108,864           | \$3,876                           | \$0.01                               | \$41,943                        | \$0.16                              | -90.8%     |
| /29            | 134,217,728          | \$5,038                           | \$0.01                               | \$83,886                        | \$0.16                              | -94.0%     |
| /28            | 268,435,456          | \$6,550                           | \$0.01                               | \$167,772                       | \$0.16                              | -96.1%     |

#### A.2 Comparison with 2010 Member fee schedule

| Resource Service                 | Unit         | Proposed<br>Fee | Proposed Annual Fee                         | 2010 Member Fee                            |
|----------------------------------|--------------|-----------------|---|--|
| Address Application<br>Fee       | Account Name | \$4,000.00      | -   | \$3,500                                    |
| IPv4 Addresses                   | /32          |                 | 1357 x 1.3 <sup>(log(addresses) - 8)</sup>  | 1180 x 1.3 <sup>(log(addresses) - 8)</sup> |
| IPv6 Addresses                   | /56          |                 | 1357 x 1.3 <sup>(log(addresses) - 22)</sup> | 1180 x 1.3 <sup>(log(addresses) - 22</sup> |
| AS Assignment Fee                | ASN          | \$1,000.00      | \$100.00                                    | -  |
| Registry Database<br>Maintenance | Account Name |                 | \$200.00                                    | N/A  |
| Reactivation                     | Account Name | \$3,000.00      |   | \$2,700                                    |
| LDC Discount                     | Account Name |                 | -50%  | -50%                                       |

| IPv4 | IPv4<br>Addresses | Proposed<br>NonMbr<br>Annual Fee | Proposed<br>NonMbr<br>Per Addr<br>fee | 2010<br>Mbr<br>Annual Fee | 2010<br>Mbr<br>Per Addr<br>fee | Difference |
|------|-------------------|----------------------------------|---------------------------------------|---------------------------|--------------------------------|------------|
| /24  | 256               | \$1,357                          | \$5.30                                | \$1,180                   | \$4.61                         | +15%       |
| /23  | 512               | \$1,764                          | \$3.45                                | \$1,534                   | \$3.00                         | +15%       |
| /22  | 1,024             | \$2,293                          | \$2.24                                | \$1,994                   | \$1.95                         | +15%       |
| /21  | 2,048             | \$2,981                          | \$1.46                                | \$2,592                   | \$1.27                         | +15%       |
| /20  | 4,096             | \$3,876                          | \$0.95                                | \$3,370                   | \$0.82                         | +15%       |
| /19  | 8,192             | \$5,038                          | \$0.62                                | \$4,381                   | \$0.53                         | +15%       |
| /18  | 16,384            | \$6,550                          | \$0.40                                | \$5,696                   | \$0.35                         | +15%       |
| /17  | 32,768            | \$8,515                          | \$0.26                                | \$7,404                   | \$0.23                         | +15%       |
| /16  | 65,536            | \$11,069                         | \$0.17                                | \$9,626                   | \$0.15                         | +15%       |

| IPv6<br>Prefix | IPv6 /56<br>Prefixes | Proposed<br>Non-Mbr<br>Annual Fee | Proposed<br>NonMbr<br>Per /48<br>fee | 2010<br>Mbr<br>Annual Fee | 2010<br>Mbr<br>Per /48<br>fee | Difference |
|----------------|----------------------|-----------------------------------|--------------------------------------|---------------------------|-------------------------------|------------|
| /48            | 256                  | \$1,357                           | \$1,357                              | \$1,180                   | \$1,180                       | +15%       |
| /35            | 2,097,152            | \$1,357                           | \$0.17                               | \$1,180                   | \$0.14                        | +15%       |
| /34            | 4,194,304            | \$1,357                           | \$0.08                               | \$1,180                   | \$0.07                        | +15%       |
| /33            | 8,388,608            | \$1,764                           | \$0.05                               | \$1,534                   | \$0.05                        | +15%       |
| /32            | 16,777,216           | \$2,293                           | \$0.03                               | \$1,994                   | \$0.03                        | +15%       |
| /31            | 33,554,432           | \$2,981                           | \$0.02                               | \$2,592                   | \$0.02                        | +15%       |
| /30            | 67,108,864           | \$3,876                           | \$0.01                               | \$3,370                   | \$0.01                        | +15%       |
| /29            | 134,217,728          | \$5,038                           | \$0.01                               | \$4,381                   | \$0.01                        | +15%       |
| /28            | 268,435,456          | \$6,550                           | \$0.01                               | \$5,696                   | \$0.01                        | +15%       |

## A.2 Comparison with Current Non-Member fee schedule applied to the non-member's services

| Service Type                                  | Count | Total Current<br>Non-Mbmr Fee | Total Proposed<br>Non-Mbmr Fee | Average Fee<br>Change |
|---|-------|-------------------------------|--------------------------------|-----------------------|
| Registry Maintenance                          | 495   | \$79,200                      | \$99,000                       | 25%                   |
| AS  | 129   | \$11,520                      | \$14,400                       | 25%                   |
| AS and IP Address                             | 19    | \$28.441                      | \$55,459                       | 93%                   |
| AS and Registry Maintenance                   | 100   | \$25,460                      | \$30,700                       | 25%                   |
| IP Address                                    | 4     | \$5,560                       | \$9,290                        | 69%                   |
| AS and IP Address and Registry<br>Maintenance | 3     | \$4,095                       | \$11,901                       | 200%                  |
|   |       |                               |                                |                       |
| Total   | 750   | \$153,216                     | \$220,750                      | 44%                   |

# B.1 Analysis of removal of the Registry Maintenance fee

If the Registry maintenance fee were to be removed and the non-member fee calculated for all addresses held, including historical addresses, then a total of 598 non members who currently use the registry maintenance option would be impacted.

The application of non-member fees to non-members' historical address holds would net an additional \$1,966,854, in annual non-member fees with an average increase in fees for these non members from \$160 p.a. to \$3,449 p.a.

| Service Type                                  | Count | Total Current<br>Non-Mbmr Fee | Total Proposed<br>Non-Mbmr Fee | Average Fee<br>Change |
|---|-------|-------------------------------|--------------------------------|-----------------------|
| Registry Maintenance                          | 495   | \$79,200                      | \$1,589,488                    | 1907%                 |
| AS  | 129   | \$11,520                      | \$14,400                       | 25%                   |
| AS and IP Address                             | 19    | \$28.441                      | \$55,459                       | 93%                   |
| AS and Registry Maintenance                   | 100   | \$24,560                      | \$496,889                      | 1945%                 |
| IP Address                                    | 4     | \$5,560                       | \$9,583                        | 73%                   |
| AS and IP Address and Registry<br>Maintenance | 3     | \$4,095                       | \$21,585                       | 418%                  |
|   |       |                               |                                |                       |
| Total   | 750   | \$153,216                     | \$2,187,404                    | 44%                   |

# **APNIC Transfer Fee Schedule**

14 January 2010

## Summary

APNIC has adopted a policy that permits the transfer of IPv4 addresses between members.

This document outlines a proposed arrangement for APNIC to levy a fee for processing requests for address transfers, and describes the proposed arrangements for invoicing members where a transfer has taken place. The proposed transfer fee is calculated as one twelfth of the annual membership fee that would be levied on the transferred address block in isolation. The proposed arrangements for invoicing members is to invoice the recipient of the transfer the transfer fee, and also the pro-rata equivalent of the difference in membership fees before and after the transfer is processed.

It is recommended that the APNIC EC adopt this transfer fee schedule for members.

## **Transfer Fee**

The transfer fee is proposed to be one twelfth of the annual membership fee for the address block that is being transferred, calculated as follows:

$$Fee_{Xfr} = 98 \times 1.3^{(\log_2(Addresses)-8)}$$

This fee will be invoiced to the member receiving the transferred address space. This fee is applied to each transfer transaction, so that, for example, a member who receives two /24 address blocks in two transfer transactions will be invoiced two transfer fees, one for each /24 to be transferred.

The schedule of transfer fees for IPv4 address blocks of various prefix sizes is shown in Figure 1.

| IPv4 | Transfer<br>Fee |
|------|-----------------|
| /24  | \$98            |
| /23  | \$127           |
| /22  | \$166           |
| /21  | \$215           |
| /20  | \$280           |
| /19  | \$364           |
| /18  | \$473           |
| /17  | \$615           |
| /16  | \$799           |

#### Table 1 - IPv4 Address Transfer Fee Schedule

The basis for levying this fee is to recover some part of the costs associated with the operation of processes with the APNIC Secretariat to support address transfers, including conformance with the transfer policy and integrity of the transfer transactions.

## **Pro-Rata Membership Invoice**

The recipient of the transfer will also be invoiced an additional amount calculated as the rounded up number of whole months remaining before the membership anniversary date, multiplied by one twelfth of the increase in the annual membership fee of the recipient's IPv4 address holdings post transfer.

The basis for this invoicing arrangement is to ensure that address holdings by members are appropriately invoiced, and that transfers cannot be subverted to become a means of membership fee evasion.

# Worked Example

Member A, is a holder of a /18, with a membership anniversary date of the 15th January, has paid an annual membership fee of \$5,696.

Member B is a holder of a /19, with a membership anniversary date of the 10th November, has paid an annual membership fee of \$4,381

Member A transfers a /19 to Member B, with effect on the 1st August.

In August APNIC will invoice member B for \$802.32, being the sum of

- The transfer fee: \$364.00 for a /19, and
- The pro-rata membership fee: \$438.32 calculated as 4 months at \$109.58 per month, where \$109.58 is 1/12 of the difference between \$4,381, the annual membership fee for a /19, and \$5,696, the annual membership fee for a /18.

In November APNIC will invoice member B for \$5,696, the annual membership fee for a /18

In January the following year APNIC will invoice member A for \$4,381, the annual membership fee for a /19.