



Tomáš Havelka

Senior Associate

Tomáš Havelka specialises in intellectual property law, the law of ICT and modern technology in general, and also has experience in corporate law, acquisitions, commercial law in general, and European private international law. He received his LL.M. from the Vrije Universiteit in Amsterdam in Dutch intellectual property law and ICT law.

In the field of intellectual property law, Tomáš specialises in industrial property law and copyright in modern technology and digital society, and in cross-border aspects of intellectual property rights protection and enforcement and technology transfers. In the field of ICT law, he particularly specialises in network neutrality. He also focuses on issues of artificial intelligence in relation to intellectual property and virtual reality. At the same time, Tomáš specialises in patent-related issues, transactional advice in connection with patents and utility models, and has advised clients on patent litigation, the protection of

their rights and the expansion of their patent portfolio abroad.

In the field of corporate law and commercial law, Tomáš has been involved in several acquisitions of Czech companies by Belgian and Dutch investors and then corporate aspects of companies in general (from establishment through transformations to liquidation and dissolution of companies).

Prior to joining our law firm in 2018, Tomáš worked for five years at a law firm specialising in advising Dutch and Belgian clients. He has experience in working at a major Dutch law firm in the field of ICT law, the Permanent Representation of the Czech Republic to the EU, and the Czech Business Representation to the EU.

Projects

- advising in global patent litigation for the world's leading automotive manufacturers
- advising a Czech client against whom claims were asserted in the USA by a patent troll
- assisting a client in securing patent protection and management of a foreign patent portfolio, including in filing a patent application for an invention in the field of artificial intelligence
- assisting in a number of due-diligence audits in transactions and acquisitions ranging from IT to life-sciences
- advising a leading Czech chemical manufacturer on the preparation of a patent application for the protection of a revolutionary technology
- advising a leading global chip manufacturer on the acquisition of intellectual property from a Czech company
- advising on the transfer of online databases and other related rights
- advising on copyright and related rights in the entertainment industry
- advising on the transfer of a multinational company from its own server to the cloud
- advising on managing and extending registered intellectual property rights of a multinational Belgian company
- advising on the development and implementation of software for mobile applications
- advising on the entry of investors from Belgium and the Netherlands into the Czech market
- advising on the acquisition of shares and companies by Belgian and Dutch investors
- advising on the restructuring of a business group and the implementation of transformations of companies with an international element

Membership in professional associations

Czech Bar Association

Languages

Czech, English, Dutch

Publications

Privacy op de werkvloer: mogen werkgevers zonder toestemming van werknemers accounts aanmaken bij derde partijen? IctRecht.nl (24.08.2018).

Jurisdická enigma: Umělá inteligence a autorství (Jurisdictional enigma: Artificial Intelligence and Authorship). Blog H&P (22. 08. 2019)

Streamuješ – riskuješ. Vězení za šíření streamu? (You're streaming - you're taking a risk. Prison for streaming?) H&P blog (14. 10. 2019)

IP adresa není adresa, rozhodl Soudní dvůr EU. Co ale z toho? (An IP address is not an address, the CJEU has ruled. But what comes of it?) H&P blog (29. 07. 2020)

Other publications on H&P blog: <https://www.havelpartners.blog/autor/havelka-tomas/25/>

Education

Vrije Universiteit, Faculty of Law, Amsterdam (2019), LL.M.

Palacký University, Faculty of Law, Olomouc (2012), Mgr. (Master of Law)

Palacký University, Faculty of Arts, Olomouc (2011), Bc. (Bachelor of Arts)

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