

LEGAL ASPECTS OF IT

Basic legal issues IT managers and software developers need to know about IT and Law

25 OCTOBER 2005 (14-21H), HOTEL SOFITEL BRUSSELS AIRPORT (DIEGEM)



WHY THIS SEMINAR:

IT decision makers frequently have to deal with legal aspects of IT. Companies have to lay down the quality of IT services and products they purchase or deliver into **legally binding contracts**.

IT as a tool for internal use is neither free from legal pitfalls: not everything that is technically feasible, is consistent with general-purpose legislation (e.g. privacy issues) and **a lot of IT and software applications are subject to specific laws** (e.g. the electronic signature).

IT managers should primarily be experts in their own field, but **they should also be aware of the legal aspects of IT usage and the do's and don'ts while drafting IT contracts**.

This is why we invited two lawyers who will present lessons from their years of practical experience in legal IT advice during a one-day seminar, tailor-made for IT decision makers. **They will answer most, if not all of your questions on IT and law.**

SPEAKERS AT THIS SEMINAR:

Patrick Van Eecke is a lawyer and head of the Internet law group at DLA Piper Rudnick Gray Cary. He is a specialist in the domains of e-commerce and e-government, digital signatures and PKI as well as data protection issues. Patrick frequently advises telecommunication companies, internet service providers, software developers, governments and companies using IT and telecommunications facilities and services.



Kristof De Vulder is also a lawyer and a senior associate of the DLA Piper Rudnick Gray Cary office in Brussels, practicing the fields of IT and telecommunications law.

Kristof has gained experience in the following domains: IT-contracting, Telecom contracts, service level agreements (SLA) and Public procurement law.



You can find out more about DLA Piper Rudnick Gray Cary at <http://www.dlapiper.com/>.

SEMINAR PROGRAMME:

13h30-14h: **Registration and Coffee/Tea**

14h00: **Legal Aspects of IT: Privacy and Security Issues**

- **Privacy:**
 - What personal data (of clients, employees...) can be stored? Under what conditions?
 - Can employee surfing behavior or email content be monitored / filtered? Can surfing behavior on websites be individualised and stored?
- **Security:**
 - Can I use whatever encryption I like?
 - How are security breaches (hacking, access without permission, data theft...) defined?
 - Can a company be liable for security breaches (such as liability for damage caused by third parties due to a negligent protection of its customer/supplier/employee data)?
 - Can a company be liable for illegal activities running from the company network?
 - What about liability of outsourced IT security?

15h30: **Coffee/Tea and Refreshments**

16h00: **A Closer Look at IT Contracts and Service Level Agreements**

- **General:** types of contracts, legal framework that regulates these contracts, is there any specific legislation on software, hardware and IT services?
- **Software licensing and development:** typical rights and obligations for both licensor and licensee? Which provisions does a licensing contract explicitly need to contain? What are the do's and don'ts for contracts on custom-made software? Are there any template contracts for the software delivery cycle? What is escrow? How about confidentiality of business know-how?
- **Services:** service level agreements, legally enforcing the quality and QoS in consulting. Who is responsible when a service provider on its turn outsources part of the service? What is essential in pricing and invoicing clauses? When/How can a contract be unilaterally terminated?

17h45: **Dinner**

19h00: **Texts, Documents and Intellectual Property**

- **Texts and documents:** what is the legal value of electronic (archive) copies of documents? What about electronic contracts? Can an electronic signature replace a handwritten signature? What are the legal do's and don'ts concerning direct marketing by email? And by means of sms?
- **Intellectual property rights:**
 - Do companies have the intellectual property rights on everything written by their employees?
 - How can a software company avoid piracy?
 - What about conflicting domain names?

21h00: **End of this Seminar**

QUESTIONS ANSWERED:

- How about privacy: what is allowed, what is not?
- Who owns the intellectual property rights on software, and how do you respond to piracy?
- What is the legal value of electronic archives, electronic contracts and electronic signatures?
- What types of IT contracts exist?
- What about software licensing and open source?
- What are the legal aspects of outsourcing and service level agreements?

PRICE OF THIS SEMINAR:

The price of this seminar is **480 EUR (+ 21 % VAT)**, incl. participation in the seminar, dinner, coffee/tea, and a lot of background information on the various subjects of this seminar.

DISCOUNTS:

For **simultaneous registrations** (one invoice), the 2nd participant of the same company receives **10 %**, the 3rd **20 %** and all further participants **30 %** discount. A 20 % discount is given to participants from schools and universities.

CANCELLATION:

Cancellation is possible up to 1 week before the seminar, if received in writing. In this case, 20 % of the total amount is charged for administration. Otherwise, the full registration fee is due, regardless of the reason of cancellation. **Replacement of a participant** is possible at no extra charge.

REGISTRATION FORM

Fax to: (09) 241.56.56 or backup fax (09) 220.34.57 - Questions? Call (09) 241.56.13 or e-mail seminars@itworks.be

Mr. / Mrs.

Name: _____ First Name: _____

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Agrees with the seminar conditions, and registers for:

Legal Aspects of IT (25 October 2005, 14-21h)

Please send the invoice for 480 EUR (+21% VAT) to my

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Personal address: _____

Extra info for invoice (like order nr.): _____

Date _____ Signature _____

Your data will be recorded in the database of I.T. Works bvba, so that we can keep you informed about our activities. In accordance with the law of 8/12/1992 on the protection of privacy, you can inspect and, if necessary, correct this data.

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In case of simultaneous registration (same invoice), the 2nd participant of a company receives 10% discount, the 3rd 20% discount, and all further participants get 30% discount!