

Information Technology

Kennedy Van der Laan

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Kennedy Van der Laan is known in The Netherlands and internationally as the leading information technology law practice in The Netherlands. Chambers Global calls us: “one of the most powerful niche players in the Dutch IT arena.”

The IT group is particularly known as the “go to” group for cutting edge information technology projects, including a nation-wide public transportation chip card project, an iris-scan system for screening of airline passengers, a global banking project using digital signature technology to identify parties to B2B transactions, and one of the world’s most advanced IT- driven deep-sea container terminals.

Our clients include major international IT providers as well as major corporate and government users of technology.

Our information technology practice is closely intertwined with our other technology and specialist practices. These include telecom, media, energy, biotechnology, and regulatory, particularly personal data privacy regulation. Since technology outsourcing is a major area of outsourcing of business process, our IT group led the way in our rapidly- growing outsourcing practice.

Track Record Information Technology

For a major Dutch international bank

- Global online B2B project – use digital signature technology and network of banks to assure identification of parties in B2B transactions and to secure payments
- Software licensing and escrow contracts
- Advice regarding online contests

For a major airline

- Draft complete set of standard IT-related contracts
- Negotiation and drafting regarding specific deals

For an international airport

- Passenger iris scan identification project

For a consortium of transportation companies

- National Public Transportation Chip Card project - privacy advice regarding use of a chip card for payment for all public transportation in The Netherlands
- Advice on legal aspects clearing

For a US sportswear company

- B2B website advice and terms and conditions

For the Dutch national railroad

- Virtual private network for matching train information in Europe
- Standard IT contracts
- Specific IT deals contracts and negotiations
- International software licensing agreements

For a subsidiary of a US photography equipment company – online photo book and print ordering service

- Advice regarding website and website terms and conditions
- Electronic communications services contract

For a Dutch television producer

- Model Internet Service Provider agreements for use with telecom providers, platform providers, and for licensing of formats for television, websites and SMS

For a consortium of Dutch banks

- Use of a debit card as both payment method and means of age identification for purchase of cigarettes from vending machines

For a US photography equipment company

- Ecommerce B2C website in several European countries
- International contracts
- Website terms and conditions advice

Track record Information Technology for IT/Telecom Providers

For a provider of software for supercomputers

- Europe-wide advice regarding standard contracts

For an international Internet Services Provider

- General terms and conditions for users
- Advice regarding interception of communications
- Provision of information on order of public authorities
- Advice regarding ISP liability for content of users

For a US listed computer information storage devices company

- Localization of standard sales and licensing contracts
- Distribution channel agreements

For a B2B marketplace for companies in utilities sector

- Public procurement and competition law advice

For a Dutch computers services company

- Litigation regarding computer services

For a US listed leading software company

- Contracts and negotiations for software licensing deals with the client's largest corporate customers in Europe, Africa and Middle East
- Development of standard corporate license agreements
- Contracts and negotiations for consulting services (design, development, implementation, support) deals
- Advice and localization of end user license agreements; local consumer legal issues
- Public procurement advice
- Conflict of laws advice regarding international contracts
- Trade mark advice and litigation
- Domain name litigation
- Trademark defense for proprietary online service
- Act as expert witness on Dutch copyright law in litigation over a decision of the European Commission
- Advice regarding advertising campaigns and complaints regarding advertisements
- Contracts and negotiations for pilot for online delivery of software to students
- Demands by law enforcement officials for information regarding email account holders

For a US listed online job market company

- Website terms and conditions

For a US listed supplier of GPS data

- Competition law advice
- International contracts
- Standard terms and conditions
- Legal advice on re-branding project
- Copyright advice

For a US based computer storage company

- Storage on demand contracts

For a carrier-select and pre-select telecom services provider

- Representation in a dispute regarding rights to client information

For a company acting as intermediary between search machines and advertisers

- Localization of all standard contracts for The Netherlands
- Negotiations for individual transactions
- Copyright and trade mark advice
- Draft checklist of all content that may not be offered on the Internet under Dutch law

For a provider of telecom services to the business market via fixed networks

- Litigation regarding interoperability

For a provider of software, infrastructure, hardware and content to hotel chains for TV and Internet services

- Localization of standards contracts for The Netherlands
- Negotiations and contract revisions for individual transactions
- Advice regarding transfer of technology

For a German software services company

- Drafting outsourcing contracts
- Disputes regarding outsourcing contracts
- Framework contracts for large volume users

For an Australian company

- Advice regarding introducing international gambling via the Internet in The Netherlands

For an international computer services provider

- Litigation regarding computerization projects

For the Dutch subsidiary of an international provider of telecom services via the cable

- Advise regarding fixed network services
- Conflicts with local governments regarding cable placement rights and the costs thereof
- Advice and litigation with KPN (the former monopoly telecom company) regarding interoperability
- Advice regarding competition law issues
- Advice regarding conflict over access to satellite platform for broadcasting

For a US based search software company

- Volume licensing contracts for largest corporate and government users in The Netherlands
- Localization of standard contracts for The Netherlands
- Contracts with resellers

For a major international mobile telephone provider

- Regulatory advice and litigation, civil law advice and litigation regarding
 - Number portability
 - Interoperability
 - Personal data privacy under telecom laws
 - Antenna location points and site sharing
 - Response to demands for information from law enforcement authorities
 - Liability as ISP for content uploaded by users
 - Dealer network advice
 - Competition law advice
 - In-house competition law trainings for legal department
 - General terms and conditions applicable to consumers
 - General terms and conditions in B2B relationship
 - Distribution agreements for mobile telephone subscriptions and in some cases mobile telephones
 - Contracts with propriety retail stores and with retail stores of third parties
 - In-house workshops for legal counsel on IT and IP issues
 - Advice regarding law on games of chance and advertisements
 - Content licenses (games, ringbones, photo's, music)
 - Draft local standard contracts for content; conduct negotiations with local providers

Contact persons

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