

## **Abstract**

Thesis title: Enforcement of rights in industrial property

Enforcement of rights in industrial property could reasonably be said to be as one of the most recent legal issues, notably with regard to the increasing number of infringements of this industrial property rights. Individual solutions of protection and enforcement of rights in industrial property are adapted over time in light of new priorities and developments (at international, EU and national level). The fight against counterfeiting cannot be dealt with only at a national area level. That was the reason why Directive 2004/48/EC of the European parliament and of the council on the enforcement of intellectual property rights was therefore adopted.

This thesis deals with issues of enforcement of rights in industrial property and is divided into three main chapters. Firstly, it was necessary to examine issues of intellectual property rights in general terms and interpret the principal definitions regarding these rights. Secondly, a full picture of legislation at the international and national level and at the level of the EU was described, with regard to the relevant aspects related to the enforcement of rights in industrial property. Thirdly, the specific field of private enforcement of industrial property rights - Law No. 221/2006 Coll., on the enforcement of industrial property rights was analyzed. In this chapter the main difficulties or weaknesses of this Law were identified and the impacts this Law has on enforcement of rights in industrial property in practice were evaluated.

As it can be seen from the above, the aim was, on the one side, to analyze the Law on the enforcement of industrial property rights in more detail with jurisprudence and scientific literature and, on the other side, to evaluate the implementation of the above mentioned directive. In view of the above, two scientific methods have been used in this thesis, namely analytical and comparative method. In conclusion, the draft of the basic amendments to the individual provisions of the Act was elaborated. This concept is intended as a guide for its better interpretation.