



Business in India legal path to success

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Entry strategy



CORPORATE ENTITY

Wholly owned company

**Joint-Venture
with Indian partner**

**Acquiring an existing
company**

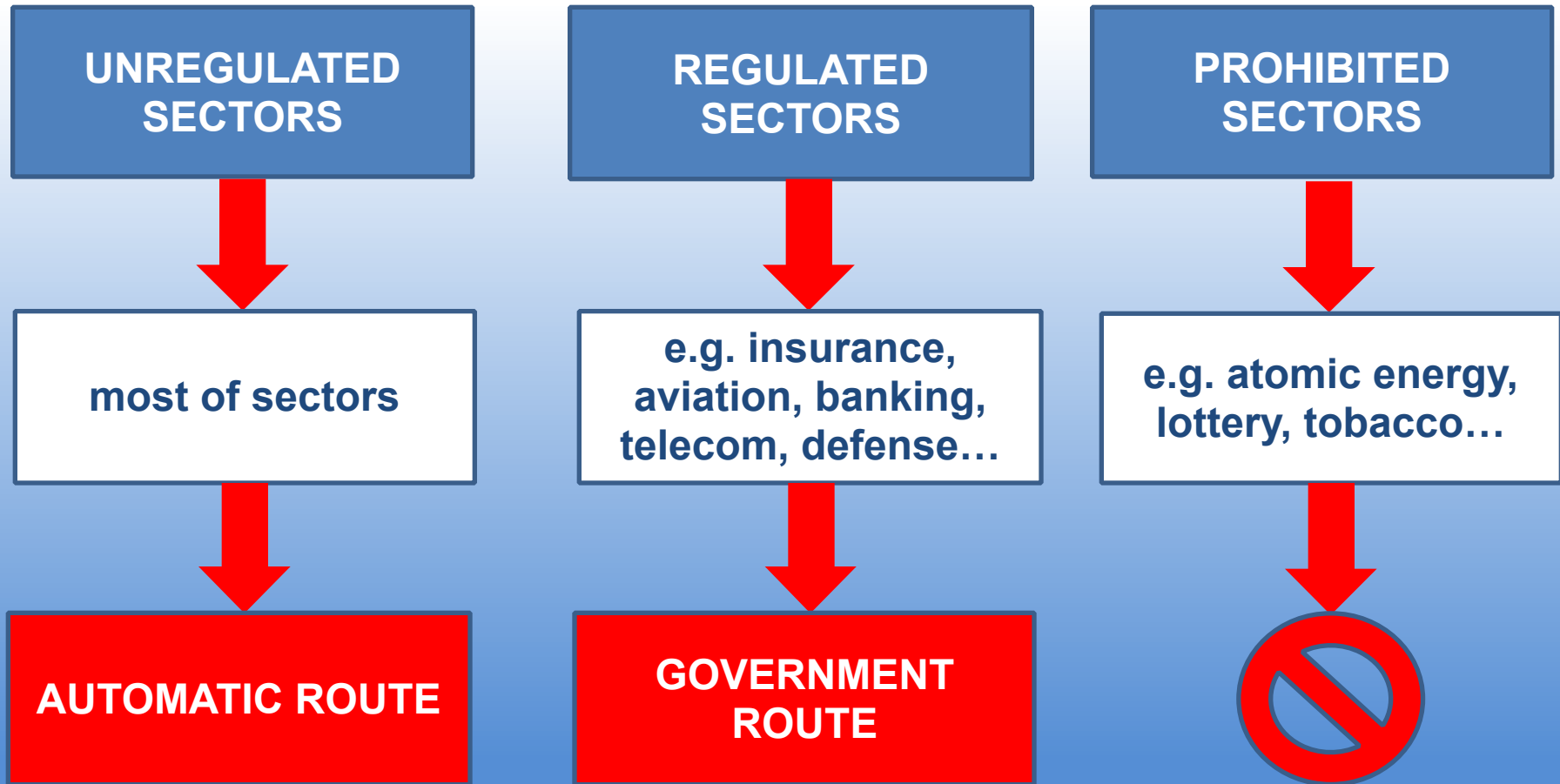
NON-CORPORATE ENTITY

Liaison Office

Branch Office

Project Office

Foreign investment policy



Private limited company vs. Public limited company

PRIVATE LIMITED COMPANY

**Minimal paid up capital:
App. CZK 40,000**

**Minimal number of
shareholders: 2**

**Easier to control
and manage**

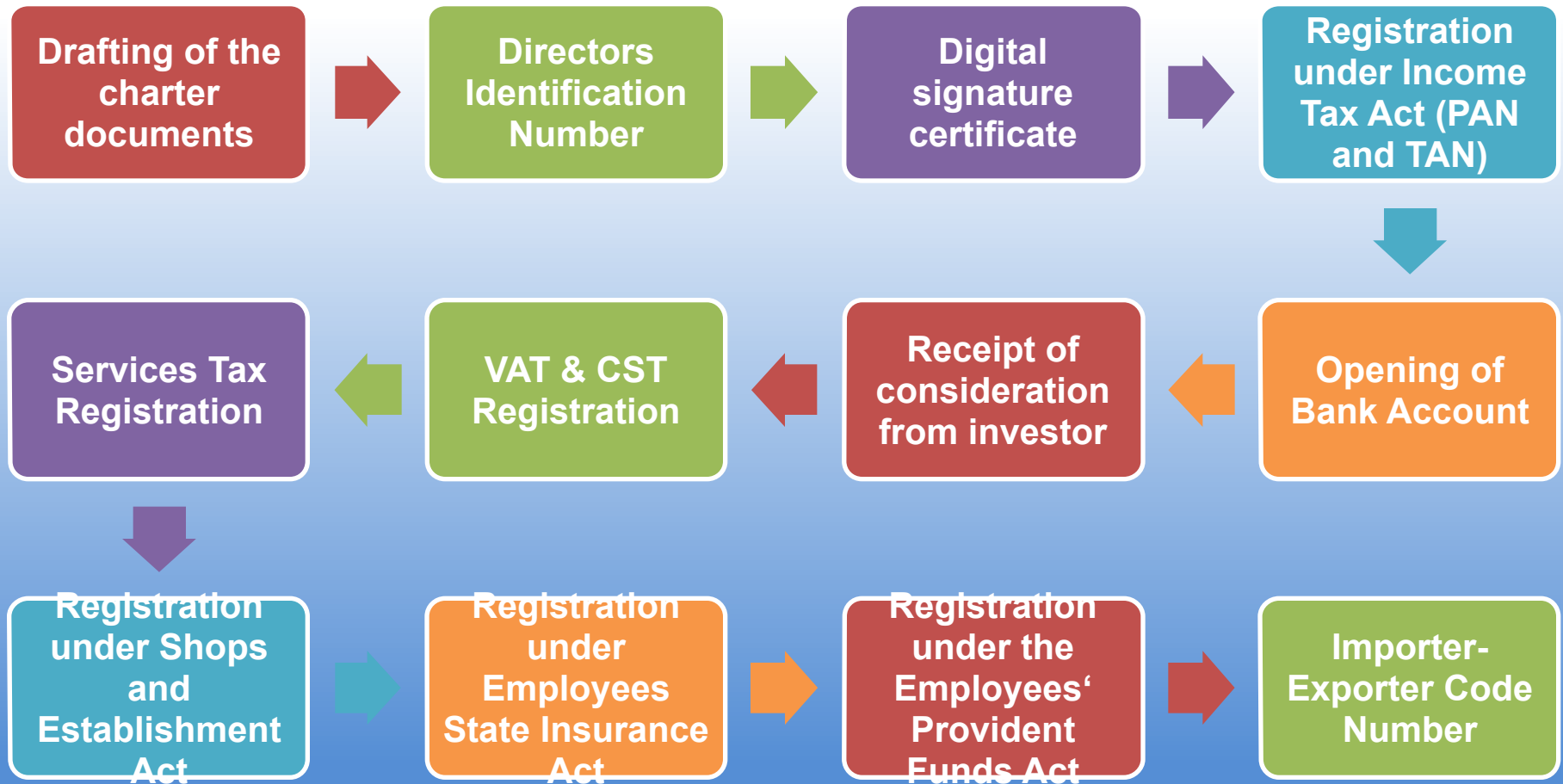
PUBLIC LIMITED COMPANY

**Minimal paid up capital:
App. CZK 200,000**

**Minimal number of
shareholders: 7**

**More difficult to control
and manage**

Incorporation of private limited company



Selected issues related to doing business in India



IP Protection

- Patent
- Design
- Trademarks
- Copyrights

In case of breach:

- Action against infringer
- Punishable offence

Dispute resolution

- Litigation takes long time
- Foreign judgments hardly enforceable
- Better: Arbitration & Conciliation (New York Convention)

Labor issues

- Minimum wages
- Protection of an employee
- Mobility of employees: often breach of confidentiality
- Engagement of expatriates: employment visa

Recommendations to Czech investors



1. Verify that the sector permits
2. Ensure that the business understanding is well documented and tax efficient
3. Frequent extension of timelines - business plans should take this factor into account
4. Take steps towards IP registration and protection
5. Verify employment history of employees
6. Adopt alternative dispute resolution mechanisms



Questions?



Thank you for your attention !

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