

## **James Castro-Edwards**

James is a graduate from Queen Mary College, London University, and a member of the intellectual property technology and commerce (IPTC), specialising in Data Protection, E-commerce and Computer games

James was previously an in-house lawyer at the Japanese investment bank Mizuho International, where he was responsible for the bank's commercial contracts, IT and software licences, intellectual property rights and data protection compliance, as well as providing ad hoc commercial advice to the bank's trading floor, which included drafting introducer and fee sharing agreements and providing e-Commerce advice.

James' work has included the following assignments:

### **Data Protection**

- Project managing global data protection compliance programs for a large global oilfield service company and advising on cross-border data protection issues.
- Project managing global data protection compliance program for a global manufacturer of water filtration products.
- Preparing cross-border dataflow agreements for a market leading service provider to high profile public inquiries.
- Advising insurance providers on data protection issues, including devising a consent strategy to facilitate intra-group sharing of personal data for marketing purposes.
- Ad hoc advice on data controller to data processor contracts.
- Ad hoc data protection advice to start up companies and to corporate department in acquisitions and disposals.
- Currently involved in the response to the Article 29 Working Party opinion on data protection issues related to search engines.

### **E-Commerce**

- Drafting website terms and terms of business, and providing general advice for a wide variety of new online ventures.
- Recovery of disputed domain names involving household names, via the WIPO UDRP procedure.
- Advising on the sale of an online music technology distance learning provider.
- Providing ad hoc advice on domain name transfers.

### **Intellectual Property**

- Sale of intellectual property rights in a global brand of aromatherapy products.
- Advising on IP issues in sale and purchases, joint ventures and consultancy agreements.
- Advising inventors and start ups on protection of their intellectual property

- Advising a leading computer games developer on protecting its intellectual property arising from its high profile rebrand.

## **Technology**

- Secondment to a large retail banking infrastructure provider following a failure of the provider's hardware, to ascertain the provider's contractual liability to its customers.
- Due diligence for proposed acquisition of IP rights in renewable energy providers;
- Drafting and negotiating software licences, maintenance and data vending agreements, as well as contributing to Volume 19 of Butterworth's Encyclopaedia of Precedents (IT Contracts).
- Providing advice in relation to and drafting standard terms and conditions of sale for a leading electronics company.
- Advising on and negotiating a wide variety of commercial contracts, including distribution, franchising and sale/purchase agreements.

## **Recent Articles / Presentations**

- European Data Protection Supervisor's Opinion on RFID.
- Typosquatting and remedies
- Data Protection Compliance in the property management section
- The decision in Regus v Epcot and its implications for exclusion clauses in commercial contracts
- International Data Transfers
- Data protection obligations for HR departments
- Freedom of Information Act
- Domain Name Disputes