

## **The Article 423-428 of the Act No. 89/2012 of Coll., the Civil Code**

### **Business Name**

#### **§ 423**

(1) Company name is the name under which the business is registered in the Commercial Register. The entrepreneur may have more commercial enterprises.

(2) The protection of the trade name belongs to the person who used her right the first time. Who was affected in his law firm to business, has the same rights as the protection against unfair competition.

#### **§ 424**

Business name must not be confused with another company or business must not act deceptively.

#### **§ 425**

(1) A person shall be entered in the Commercial Register under the trade name usually formed in his name. A change in his name may be used in a commercial company to continue its former name, however, publish the name change.

(2) Write to the man in the Commercial Register under the trade name other than under its own name, it must be clear that no commercial business entity.

#### **§ 426**

If more commercial plants of several businesses linked to a business group can have their name or business name containing the same elements, but the public must be able to distinguish them.

#### **§ 427**

(1) Whoever acquires the business name, has the right to use it if it has the consent of his predecessor or his successor, but is required to join the business name statement expressing the law of succession.

(2) The conversion of a legal person goes to the legal business name of the successor, with the agreement, the consent of another person is not required. If a person has more legal successors and determines if it is to which one trade name is transferred, the business name does not change any of them.

#### **§ 428**

Withdraw consent to the use of his name in the business name of a legal person is entitled to one who has obtained a valid reason so that after it is not justified to require that his name was used in the business name, such a reason may be particularly prevalent change the nature of the legal entity change in ownership structure or business corporation. Under these circumstances, the right to withdraw consent and the legal successor of the person who gave consent.