

## **[The conception of maintenance obligation in civil law]**

### **Abstract**

The thesis aims to clarify the concept of maintenance obligation in civil law. The thesis consists of an introduction, ten main chapters and a conclusion. In the introduction, the thesis concerns with the definition of basic concepts that are important for the issue. The development of the regulation of maintenance obligations in our territory in the historical context is discussed in detail in the main chapters. The main conclusion of the thesis is that there are many significant milestones that have pushed forward developments in the area of maintenance obligations. In respect of the historical development of the legislation, attention is paid to the maintenance obligation contained in the General Civil Code (ABGB), the Food Act, the Family Law Act, or the Family Act. The work also does not forget the current legislation according to the new Civil Code, effective from 2014, the other legislation that also deals with the issue of maintenance obligations or the case law. The thesis is also intended to bring readers closer to the concept of maintenance obligations with respect to family protection, including the international level. The thesis in its main part analyzes the individual types of maintenance obligations and draws attention to their interactions as well as to the historical context. The thesis deals in detail with the concept of mutual maintenance of parents and children (ancestors and offspring), maintenance obligation between husbands, maintenance obligation between registered partners, the alimony and compensations of some expenses for single mother and the right of some persons to be paid. Among other things, the basic principles, the status of dependency, the extent of the maintenance obligation or the selected institutions under the maintenance obligation are discussed. The thesis describes attempts to introduce backed up maintenance into our legal regulation, approximating the bill on maintenance of maintenance or pointing to the existence of this institute in Slovakia. At the end of the thesis it summarizes the knowledge about the consequences of non-fulfillment of the maintenance obligation, with an emphasis on the offense of negligent nutrition or a reasonable limitation, under which, in the event of non-fulfillment of the maintenance obligation, it is obliged to take away a person's driving licence. In connection with the offense of neglect of compulsory nutrition, the work is controversial about the possible decriminalization of this crime.

**Key words: [the maintenance obligation, alimony, categories of the maintenance obligation]**