

Abstract

This diploma thesis focuses on the process of monetization of property assets in insolvency proceedings. The assets are undoubtedly one of the fundamental institutes of insolvency proceedings as they serve to satisfy the debtor's creditors, thereby fulfilling the main purpose of the insolvency proceedings.

The aim of this thesis is to acquaint the reader in detail with the process of monetization of assets with the use of valid legislation, professional publications related to the matter and numerous case-law. Also, the experience gained through practice in the insolvency trustee's office was used. The thesis mainly focuses on the assets monetization in bankruptcy proceedings as the most common and universal method of insolvency settlement. The basis for this thesis is made up by the Insolvency Act, as amended until 31 May 2019.

The thesis is divided into seven chapters. The initial part of the thesis determines the general concept of the assets as well as a brief treatise on the activities carried out by insolvency trustee, especially those related to identifying and listing assets. In Chapter 3 herein the listing of the assets, procedure and conditions for discarding or excluding the property from it is being described. The thesis then continues with detailed description of the monetization process including the description of the possible method which can be used while summarizing the conditions, procedure and the main advantages of its application. The thesis is not missing out on describing the dealing with the proceeds of monetization. In the final part of the thesis the specifics of monetization process resulting from debt relief are highlighted. The last chapter gives an overview of the major changes made by the last amendment of the Insolvency Act, effective from 1 June 2019, especially those affecting the monetization of the assets.