

Abstract

The diploma thesis is devoted to the establishment and revocation of the adoption of a minor child in the Czech Republic, the Netherlands and the Australian state of New South Wales. The thesis consists of an introduction, seven parts and a conclusion.

In the first part the author deals with the historical development of the institute of adoption in the Czech territory, explaining the idea and conception of adoption according to Czech Civil Code and its division according to theoretical typology.

The second part discusses the conditions of adoption. The author pays special attention to the position of the child and his / her best interest, as discussed by Czech law and international human rights conventions. Further explanation is focused on adopter and the position of child's parents.

The third part of this thesis is focused on adoption service and adoption's procedurals in the court. In this section, the author describes how the child is adopted. It also deals with the legal position of persons involved in the proceedings, representation and proceedings obstacles.

In the fourth part, attention is focused on the consequences of adoption decisions for the child and other persons. The author emphasizes the difference from the previous regulation.

The fifth part is devoted to the revocation of adoption; the author explains the controversy of automatic conversion to irrevocable adoption.

In the sixth part, the author describes the conception of the institute of adoption of an adult. This institute is returned to the Czech law after many decades. In particular, the differences from the adoption of a minor child are emphasized.

The seventh part of the thesis is focused on the regulation of the establishment and revocation of adoption in the Netherlands and the Australian state of New South Wales. The author describes local legislation and critically compares them with Czech regulations.

The conclusion of the thesis is a summary of the most important aspects of the topic and the author's evaluation of all three legal regulations of adoption at the end of the thesis.

Key words: Adoption, Adopter, Adoptee, Family Law