

## 4. English résumé

This thesis addresses the question of non-contractual institutions of the use of copyrighted works. These institutions – referred to as limitations and exceptions of copyright – enable the public to enjoy wide access to copyrighted works and are thus considered to be integral part of copyright law both in national and international level. The public interest is primarily served by spread of new information and proper remuneration for authors. At the same time, striking the right balance between copyright protection and freedom for users presents an issue in every civilized jurisdiction.

First part of the work is dedicated to general introduction of the Czech copyright principles, short summary of the Czech copyright history and relation between copyright and civil law in general. The thesis also focuses on theoretical categorization of the non-contractual institutions, dividing them into three categories: free use of the copyrighted works, use of the works passed into the public domain after the expiry of copyright protection and legal licences, i.e. permissions to use the copyrighted works given by law with or without right to remuneration for authors. The issue of so-called three-step-test is also dealt with. Significant attention is devoted to the European Union legislation, especially to the Directive on the harmonisation of certain aspects of copyright and related rights in the information society (Directive 2001/29/ of 22 May 2001) and its transposition to the Czech legislation and to the international copyright treaties as well. Most of the exceptions and limitations, such as citations, portrait rights, exhibitions rights, news reporting, court and administrative hearings or exceptions for the benefit of individuals, disabled and libraries are described separately. Finally the thesis contains a brief speculation about copyright limitations and exceptions in the future.