

# Theme of thesis

The system of remedial measures

## Abstract

This master's thesis deals with the issue of correction systems and remedial measures based on them in the Czech legislation. The aim of this work was to describe individual aspects of the appeal, cassation and revision correction system on the current regulation. This thesis includes the characteristics of correction systems from a theoretical point of view and the application of the principles of correction systems in the Czech legal regulation of remedial measures.

The master's thesis consists of seven chapters. The first chapter is a general introduction to the correction procedure. It explains the concept of a correction system and describes the general features according to which the individual systems are divided.

The second chapter characterizes the individual correction systems. The chapter is divided into three parts. First, the appeal system is characterized, which is divided into the complete and incomplete appeal system, then the cassation system and finally the revision system.

The third chapter is devoted to remedial measures in our legislation. Remedial measures are characterized and proceedings of individual remedial measures within the current legislation are further discussed. This chapter has two parts. The first one is about a proper remedy - an appeal. The second one is on extraordinary remedial measures - appeal review, actions for nullity and actions for retrial.

The fourth chapter focuses on the historical development of appellate proceedings and remedial measures in our territory.

The fifth chapter describes the feature distinguishing individual remedial measures - suspensory and devolutive effect.

The sixth chapter is focused to the current legal regulation of remedial measures in the Czech legal system. The chapter is divided into three parts. There are characterized two important amendments adopted in the last ten years that have affected the adjustment of remedial measures. Every part describes the changes in the legislation that the individual amendments have brought about. Attention is also focused to the goals set by the

amendments. The last part deals with the proposal for a new regulation of the Code of Civil Procedure and changes in the regulation of remedial measures.

The end of this work then briefly characterises the legal regulation of remedial measures in the Slovak Republic after the adoption of the recodified civil procedure code.

## **Key words**

appellation, cassation, revision, remedial measures, appeal, appeal review, actions for nullity, actions for retrial