

Abstract

Representation

This master's thesis deals with the issues of representation, both legal and contractual, in the area of substantive civil law. The aim of this thesis is to provide a comprehensive overview of the legal regulation of representation in the Czech legal system and to partially compare the Czech regulation of representation with foreign jurisdiction. The representation is regulated mainly by Act No. 89/2012 Coll., The Civil Code. However, the regulation of partial aspects of representation is fragmented into many other legal regulations.

The introduction of the master's thesis, as far as possible, briefly discusses the concept of representation, its types and general conditions of representation. Furthermore, the issue of powers of attorney is relatively detailed. I considered very important to deal with this issue in more detail, because the granting of powers of attorney is a legal action that each of us has encountered many times in our lives and can often have a very significant impact on our lives.

Within the framework of contractual representation, the corporate representation is also further elaborated in the master's thesis. Within the framework of legal representation, in addition to the general provisions, the legal representation of a minor is also discussed, and this master's thesis also briefly deals with the legal representation of legal persons and entrepreneurs.

More space was then left in my master's thesis to the chapter on guardianship and on support measures in the event of impairment of the adult's ability to act legally. That is partly because it is a relatively flexible issue in terms of the development of legislation and partly because it is an interesting topic. The part dealing with the public guardian was also included as a "curiosity", incl. statistics related to the institute. Although it is an institute that not all of us encounter, in my opinion it is an interesting issue, albeit very contradictory. Surprising for me is also that this issue is a relatively frequently used.

Unfortunately, with regard to the scope of the master's thesis, it is not possible to cover all aspects of such a broad topic as the representation is, but I hope that I managed to incorporate into the text the most important institutes.