

# **Legal aspects of a (registered) partnership and the legal status of the child**

## **Abstract**

The Master's Thesis deals with the legal aspects of same-sex formal cohabitation and the legal status of the child, not only in the context of the amendment to the Civil Code.

The main aim of the Thesis is to analyse the current form of homosexual families, including possible approaches to parenthood. The evaluation was carried out on the basis of a comparison of partnership, registered partnership and marriage, taking into account the principle of non-discrimination and the right to protection of family life.

The Master's Thesis focuses not only on the institutional cohabitation of same-sex couples, but also on the possibilities of exercising their reproductive rights and other approaches to parenthood, including *de lege ferenda* considerations and an assessment of the current legal situation across the European Union.

The first part of the Thesis contains three chapters, and deals with same-sex unions. The first chapter introduces the institution of a registered partnership and partnership, including their legislative development and discriminatory context. The second chapter focuses on the comparison of marriage, partnership and a registered partnership in terms of specific aspects. The content of the third chapter is a demonstration and evaluation of the legal situation in the European Union.

The second part of the Thesis, focusing on the legal status of homosexual families in terms of possible approaches to parenthood with regard to the interests of the child, is divided into five chapters. The fourth chapter reflects on the meaning of family and family cohabitation. The fifth and sixth chapters focus on parenthood, including its possible emergence, both through assisted reproduction and surrogacy, and through the use of adoption, not only in the context of the Czech legal environment. The seventh chapter briefly introduces the institution of parental responsibility. The eighth chapter deals with alternative family care, specifically foster care, entrusting a child to the care of another person and guardianship.

**Keywords: [registered partnership, partnership, parenthood, adoption, alternative family care, best interests of the child]**