

Cumulative Assumption of Debt

Abstract

The rigorous thesis focuses on the analysis of the legal institute of debt accession. The introductory part demonstrates that the joint and several liability of an acceding debtor, arising from debt accession, represents an appropriate legal instrument for securing a debt obligation. Furthermore, it clarifies the nature of debt accession as an accessory and abstract-causal legal act. Subsequently, attention is paid to the legal prerequisites and methods (constructions) through which debt accession may occur. The third part addresses problematic aspects related to debt accession, including the scope of the acceding debtor's liability, the right of the acceding debtor to raise objections belonging to the original debtor, and issues concerning the proportion of liability among co-debtors in their internal relationships, as well as recourse claims. The thesis does not address the differentiation between debt accession and the institution of suretyship.