

## **SUMMARY**

In my thesis, I deal with selected aspects of financial leasing and its functioning (from the point of law) in the Czech republic. The aim of the thesis is to call attention to the law problems at the functioning of financial leasing and to approach consequences connected with the absence of civil legal regulations of financial leasing in the Czech system of law. As a source for answering some questions were used judicial decisions of the Czech courts of law, primarily judicial decisions of the Supreme Court of the Czech Republic.

The thesis contains short introduction that outlines the economic substance of financial leasing.

The core part of the thesis is systematized in ten chapters. The first of them is dedicated to analysis of selected legal institutes concerning with leasing agreement, in particular classification of leasing agreement in the Czech system of law. Further I describe the individual commodities that can be subject matter of leasing, especially with respect to the leasing of enterprise (enterprise within the meaning of the czech commercial law). The special part is focused on possibilities of assignment of claims and obligations, in particular at assignment leasing agreement as a whole. A substantial part of thesis is concerning with liability for defects of subject matter of leasing - in particular with legal possibilities of lessor to avoid his liability for defects.

Briefly is described insurance of subject matter of leasing, securities for debts, possibilities of disposition with subject

matter of leasing during the lifetime of leasing agreement and the termination of leasing agreement. Particular chapters cover leasing agreement as agreement for consumers (consumers leasing) and UNIDROIT Convention on International Financial Leasing.

At the conclusion I summarize main reasons for importance of express regulation of leasing agreement in the Czech system of law.