

## Summary

### **Procedural Private International Law in the EU: Regulation (EC) No 861/2007 of the European Parliament and of the Council of 11 July 2007 establishing a European small claims procedure.**

European Private International Law is nowadays, beside the national and international, one level of the Private International Law. The judicial cooperation in civil matters intends to minimize the obstacles arising out of different regulations in Member States. The judicial cooperation in civil matters was regulated at first by the Maastricht Treaty. But it was the subsequent Treaty of Amsterdam which had great influence on this area by shifting it into the Community level.

The first part of this thesis is an overview of European Private International Law legislation, it describes its system and history.

The second part contains the main topic of the thesis, the European Small Claims Procedure established by the Regulation (EC) No 861/2007 of the European Parliament and of the Council of 11 July 2007. This regulation offers a procedure which is optional, it is an alternative to the procedures existing in the national law orders of the Member States. It is applicable in all Member States, except from Denmark, since 1st January 2009. It has been adopted in order to improve access to justice by simplifying cross-border small claims litigations. Its application is possible only on civil and commercial matters, where the claim does not exceed EUR 2000, excluding interest, expenses and disbursements. Judgements issued in accordance with this Regulation are recognised and enforceable in other Member States without the need for a declaration of enforceability.

The third part of this thesis deals with other regulations offered by the European Private International Law to the creditors, that are similar to the European Small Claims Procedure and compares these with it. These regulations are: Council Regulation (EC) No. 44/2001 of 22 December 2000 on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters, Regulation (EC) No 805/2004 of the European Parliament and of the Council of 21 April 2004 creating a European Enforcement Order for uncontested claims and Council Regulation 1896/2006 of 12 December 2006 creating a European order for payment procedure. The thesis describes the differences and similarities

of these regulations. It provides a brief overview, so that it is easier for possible users to make a proper choice of a suitable procedure for their claims.

KLÍČOVÁ SLOVA / KEYWORDS:

1. Mezinárodní civilní procesní právo / International Private Procedural Law
2. Drobné nároky / Small Claims