

## **ABSTRACT**

The purpose of this dissertation is to summarize the field of marriage property law within the rule of law of the Czech Republic. Community property is the basis of the legal relationship between spouses. It is an expression of economic equality between them.

This work describes not only the present legal situation concerning community property, but also introduces the reader to the previous legal arrangements in this field. It concludes with a look at the various changes in the field that are being prepared as part of the planned reform of the civil code.

In particular, this work introduces the manner and circumstances by which community property arises, and what kind of property can fall under community property. Community property goes beyond just assets; it includes things like commitments which arise during the course of a marriage. It also describes how spouses realize their community property as well as the circumstances under which community property can cease. Cessation can be caused by other things than divorce or death of one of the spouses - it can also be triggered by a penal seizure of assets or a declaration of bankruptcy by the husband. The final chapter explains how property is divided following the cessation of community property, in other words how the spouses go about dividing up previously joint assets and liabilities.

The dissertation concerns itself not only with legal theory, but also with legal practice. It cites a number of relevant cases in the field. The reason behind this approach is the sensitive and individualized nature of the subject of community property of spouses, which necessitates going beyond theory in depicting the subject in its totality.