Summary

The purpose of my thesis is to analyse Rome Convention and Rome I Regulation and find out the differences between them. The reason for my research is arising amount of contracts with international elements and my interest in European Private International Law.

The thesis is composed of three parts, each of them dealing with different aspects of the problem. Part One is introductory and defines basic terminology used in the thesis. The part is subdivided into two chapters. Chapter One describes Private International Law and explains the notion, methods of regulation, conflict rules and connecting factors in general and choice of law. Chapter Two deals with the notion European Private International Law, its meaning, and its sources of law and discusses application of Private International Law.

Part Two compares particular legal institutes of Convention and Regulation except contracts with weaker contractual party. The Part consists of eight chapters. They are focused on legal base, applicability, international element, statutes of obligation and its limitations, some questions of International Private Law, role of Court of Justice, relationship to other legal tools, and special position of some member states.

Part Three is subdivided into two chapters and summarized all knowledge. Chapter One illustrates the results of comparison of Convention and Regulation. Chapter Two refers to the future development.

The main aim of the thesis is to prove differences between Convention and Regulation, reasons which caused the changes, and to find out solution of problems concerning some provisions of Convention, and new problems arising from the transformation of Convention into Regulation. I suggest that Regulation follows Convention in general. There are some changes relating with modernization or getting out unclearness in Convention.

Comparison of Rome Convention on the law applicable to contractual obligations and Regulation on the law applicable to contractual obligations (Rome I)

Klíčová slova / Key words
Římská úmluva / Rome Convention
Nařízení Řím I / Regulation Rome I
Evropská unie / European Union