

Abstract

Marriage, as a living community of man and woman, gives rise to a wide range of rights and obligations of personal and proprietary nature, which are specifically regulated by numerous laws and regulations. This environmental community has, in addition to a strong emotional aspect, its very important aspect of the property, which is different from other forms of de facto cohabitation of two or more persons. Given the complexity and breadth of the issues I wanted to work through this attempt to clarify many ambiguities in legislation and especially thorough interpretation of current legislation and analysis of the most common life situations in which, thanks to the high divorce rate in our country gets a large percentage of married couples.

The goal is to capture the evolution of matrimonial property relations in the entire length of their historical development and their subsequent transformation in the context of social and political changes. After a detailed analysis of SJM institute as a whole, have been identified in specific relation arising within the marriage community, but also the external relations of the spouses to third parties. The issue of a possible departure from the application of the statutory matrimonial property regime was elaborated and also the corresponding community property outside the acquisition community property. In detail, the work also deals with issues of termination SJM landing with its subsequent settlement, under which comes the problem of maintenance and the issue of housing.

My main goal was a detailed interpretation of the legislation, complemented by illustrative examples from real life, relying on the case, touching on issues most critical and most frequent practice and thereby help to facilitate an understanding of the issues comprehensively and looking at its application in practice. Whether the process that I work for me at least part of the aim pursued closer, but depends entirely on the impression of her readers.