

X. RESUMÉ

I have chosen the "Parents support and maintain duty to minor children" as the topic of my rigorous work. No doubt that this maintaining duty is the most important kind of maintaining duty, because as for few exceptions, it touches every child and the conditions for general development of the new generation are ensured by it. In connection with generally releasing family relationships, high divorce rate and more often starting family without marriage the questions related to parents support and maintain duty to minor children are being more important.

The goal of my work was to acquaint with legal regulations of the parents support and maintain duty to minor children and point out that this topic is quite wide and that it is not possible to restrict its legal regulations only to family law, because this problem is faced not only into other legal enactments, but also into public law.

The parents support and maintain duty to minor children is closely linked with family and that is why I at first paid attention to this term. I tried to draw out, what is being included in the term of family, what are her functions and also I considered if the present family is or is not in crisis, as we often hear from media.

After I have done general characterization of the support and maintain duty and right to maintenance and support, I came to parents support and maintain duty to minor children itself, whereas at first I focused to its substantive law. I was dealing with the conditions of origin of the parents support and maintain duty to minor children, its subjects, durations, and way of filling and also with its extent, where I tried to analyze every criterions of maintenance and support rate assessment.

Regarding that maintenance and support rate assessment is influenced by excavation of public benefits and not only

by the excavation of eligible person, but also by obligated person, I was dealing with the relation of maintenance and support to public assessments, above its relation to state social support and assessments in material shortage.

Next, I entertained about legal regulation of action proceedings as for maintenance and support for minor children, I gave the options of requisition of maintenance and support and another options of obligated person sanction when not fulfilling the parents support and maintain duty to minor children.

The fulfilling of parents support and maintain duty to minor children is not influenced in case when child is placed into alternative care. For that reason I was dealing with cases, when child is placed into institutional treatment, foster care, and another person care or into care of future adoptive parents.

Last chapter was devoted to de lege ferende, where I was dealing with legal assessment contained is the new proposal of "new civil code" and possibilities of accepting the law "state backup of support and maintenance" which, according to some people, could solve the problem with difficult exaction of support and maintenance.

At the close of my work, I summarized the facts that I found out in my topic and I pointed out some problems that occur in the area of support and maintenance, whereas these are mainly disunity in decision of support and maintenance rate assessment and difficult exaction of support and maintenance.

Klíčová slova

rodiče - děti - vyživovací povinnost
parents - children - duty to support and maintain