Résumé:

The thesis “Spanish law of unfair competition – comparison with the Czech law of unfair competition law” (hereinafter referred to as the “Thesis”) is dedicated to the comparison of the Czech and Spanish unfair competition law. The Thesis also deals with the impacts of the law of the European Union on both national regulations.

The first part of the Thesis primarily concentrates on the evolution of the law against unfair competition (both generally and on national level) and describes the relations between the law against unfair competition and other related areas of law (such as consumer law, industrial property law and law on protection of the economic competition).

The second part of the Thesis contains a detailed comparison of the general clauses of the Czech and Spanish law against unfair competition. Explanation and comparison of the main concepts used by both legal regulations can be found in this part of the Thesis, such as: competitors, clients, consumers, entrepreneurs, acting in economic competition, acting in business relation, good manners, good faith etc.

The third part of the Thesis is mainly focused on description and comparison of the particular examples of the unfair competition listed in the acts against unfair competition. The particular examples of the unfair competition are organized into four groups.

These groups are: abuse of efforts of a third party, immediate attacks against other competitors participating in the economic competition, activities which affect the options of acting of other participants on the market and thereby prevent correct operation of the market, and finally unfair competition in the advertisement industry.

The fourth part of the Thesis contains the description of the procedures offered by the law against unfair competition for protection against unfair competition.

The penultimate part of the Thesis is focused on the effects of the draft of the new Czech Civil Code on the current Czech regulation of unfair competition.

The last part is a conclusion of the Thesis.