

## **Abstract in English**

This rigorous thesis is titled "Foundation and Incorporation of a Limited Liability Company" and the subject of the thesis is the Czech legal regulation of this matter.

The thesis itself is organised in six sections. Following Preamble, concerning historically linguistic connotations of the term "limited liability company", I provide a brief outline of the development of the legal regulation of a limited liability company - in Section I. Section II is focused on general features of a limited liability company and its integration into positive law; Section III is an analysis of the procedure before foundation of the company. Section IV thoroughly deals with foundation of a limited liability company, analysing in particular the matters of its constituent documents (including an analysis of the mandatory and non-mandatory requisites thereof), the method of acting on behalf of the company before incorporation thereof and obtaining a business license certificate. Section V deals with incorporation of the company and Section VI then concentrates on the matter of invalidity of a limited liability company.

Special attention is paid to the wide topic of capital contributions, including the matters of so-called hidden non-monetary contributions and the institution of an escrow holder. An important component of this thesis is then the analysis of the method of acting on behalf of the company before incorporation thereof and examination of possible fragments of the legal personality of the entity referred to as a "company being founded" (i.e. before the Ltd. company is incorporated in the Commercial Register, which incorporation gives it the status of a legal entity), while I am fully aware of the fact that the rigorous interpretation of the Czech Commercial Code in principle does not admit either a partial legal personality of the "company being founded".

I also tried reasonably to reflect foreign legal regulations or those

institutions of theirs that are missing in the Czech law and might improve the Czech legal regulation of foundation and incorporation of a limited liability company in the future. I was especially inspired by the German legal regulation; to a lesser extent then by some other ones (British, Austrian, French, Slovak and Italian).