

Abstract of the Thesis “By-laws of a bank“

My thesis is dedicated to the by-laws of a bank in the Czech Republic, which are often considered to be the most important document of not only a bank, but also a joint-stock company in general. The main goal of this work is to map and describe the present situation concerning the legal regulation of by-laws of a bank in the domestic law.

The first chapter briefly outlines the historical development of the corresponding regulation. In a retrospective manner, we are introduced to acts relevant to the bank's by-laws before the contemporary legal framework, consisting of Act No. 513/1991 Coll. (the Commercial Code) and Act. No. 21/1992 Coll. (on Banks), was adopted. The secondary purpose of this chapter is to familiarize the reader with the statutory enactment of banking industry during the period of communism since 1948.

In the second chapter, evolution of the term “bank” itself in the context of Act on Banks is explained. The difference between legal definition and factual meaning of a bank is emphasized.

The third and the most comprehensive part describes the by-laws of a bank themselves in the view of both above mentioned acts. By-laws' significance, character, processes of adoption and amendments, validity, force and other aspects are discussed along with their compulsory, conditionally compulsory and optional terms.

The last chapter is practical - the by-laws of Česká spořitelna, a.s., the most prominent bank in the Czech Republic, are closely analyzed and the theoretical principles and statutory provisions related to the by-laws presented in this thesis are observed being implemented in the articles of a real financial institution.

Keywords:

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