

## Summary

The Master's degree thesis analyses the institute of representation in the civil material law. It characterises representation globally and tries to digestedly make general scheme which is made on the basis of the legal regulations and second bibliography.

The representation in the civil material law could be resolved into the different subsets according to the various conditions. One of the possible ways of dividing is direct and indirect representation. Indirect representation could be defined as acting of the representant in his own name on behalf of the represented person. Direct representation is acting of the representant in the name of the represented person and on its behalf. The rights and the duties come up directly for the represented person.

The representation in the civil material law is divided into the contracting representation and the legal representation. The legal representation originated directly in the law or on the basis of the decision of the state power body. The example of the representation which results from the law is the representation of the underages because they do not have full legal status. The legal representation which is result of the decision of the state power body is called also tutelage. The tutelage is possible for the underage persons but also for the persons that are of age but they were limited in their legal status or they were disabled of the legal status. The legal representation is the manifestation of the principle of the equality of the subjects.

The contracting representation is the manifestation of the principle of the autonomy of the will. It does not accrue directly from the law but it accrues on the basis of the decision of the subject of the civil law, that it wants to be represented. It accrues on the basis of the agreement of the power of attorney.

The representation in the civil law is possible for the physical entities and also for the juridical persons. In case of the juridical persons and its representation is special legal form in the Commercial code which deals with the legal representation as well as with the contracting representation. The Commercial code also deals with the special kind of the power of attorney which is called procuracy and is possible only for the enterprisers.

One of the final parts of the thesis deals with the institute of the agency without authority which has many similarities to the institute of representation.