

## **Abstract**

### **Regulation Brussels I and other procedural legislation of European private international law**

Diploma thesis is particularly focused on rules regulating jurisdiction according Council Regulation (EC) No 44/2001 on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters, so called Brussels I Regulation. The Brussels I Regulation represents a cornerstone of European judicial cooperation in civil and commercial matters. The main aim of my thesis is to provide comprehensive interpretation of jurisdictional rules in accordance with this regulation.

The thesis is systematically divided into nine chapters. The purpose of Chapter One is to introduce a complex issue of European Private International Civil Procedure Law by way of defining the essential terms, subsuming it under the broader framework of private international law and also by describing historical development of this area. Next chapters are entirely concentrated on the Brussels I Regulation. Chapter Two addresses general aspects of this regulation. Those are development and subject matter of the regulation and interpretation of basic terms such as jurisdiction and domicile. Chapter Three deals with scope of application, the understanding of which is fundamental for a correct application.

Five subsequent chapters examine several types of jurisdictions laid down by the regulation. Following the structure of the regulation, we can distinguish these types of jurisdiction: general jurisdiction, special jurisdiction, jurisdiction on matters related to insurance, consumer contracts and individual contracts of employment, exclusive jurisdiction and prorogation of jurisdiction. Every one of them is analyzed in detail with regard to scholarly regulation and case-law of the Court of Justice of the European Union. The purpose of this analysis is to investigate the main problems of interpretation. Also the relation to other legislation and to Czech legal order is concerned. Another important aspect which can not be left behind is that in December, 2010 the Commission submitted a proposal for a revision of the Brussels I Regulation which would bring first mayor changes from adoption of the regulation. Proposed changes are highlighted within the analysis of respective types of jurisdiction. Chapter Nine summarize rules which are connected to jurisdiction, for example provision concerning examination of jurisdiction by the court.