

Abstract

Key words:

Foreign direct investment protection, the most favourite nation clause, international minimum standard, national treatment, renewable resource, solar plant, Energy Charter Treaty

Protection of foreign investments

The diploma thesis deals with the importance of foreign direct investments (“FDI”) protection. In the first section of the thesis a brief description of FDI protection history is presented. This description is focused on the development of the law of FDI protection and the means of protection execution (diplomatic protection, arbitration, use of power) are described. The changes incurred in the 20th century in international relations are analysed as well.

Further the thesis provides a description of different regimes applicable in the field of FDI protection. Regimes like international minimum standard, standard of national treatment and the most favoured nation clause are comprised. The third section is focused on the Czech Republic and FDI support and protection in here. This part deals with the historical development especially in last 20 years. The system of support and protection of FDI is described and the most important disputes in this field are analysed.

Finally the last section of thesis is focused on a very actual topic i.e. solar energy and legislature changes in 2010. This section enumerates in detail all legislature changes executed in years 2010 and 2011 related to renewable resources support, especially to process of solar energy support expenditures cut. A wide range of legislature changes were adopted and the task of this section is to analyze them and to decide if it potentially shall be any infringement of foreign investors’ rights.