

Abstract

The topic of this thesis is a legal regulation of sales contract in international trade. Because of the scope of this work is purchase agreement in a trade, the scope of these diploma does not represent consumer sales (contract of sale between a business and private person who is not acting in the course of his or her business). To better understanding all relations in this thesis, is necessary to explain certain specifics, which are arising from this work. The first parties of this sales contract could be only business persons (undertakers), they are having their “places of business in different states.“ The second the notion “place of business in different states“ means here is going about international contract of sale and so represents subjective aspect of international purchase agreement. Conception of international sales contract in the view of this subjective aspect enforced in all legal rules, which regulate international purchase agreement.

The thesis is composed of three chapters and eighteen subchapters and provide so quite detail view on the legal regulation of sales contract.

Chapter one consists of six subchapters and focuses on general questions, which relate to sales contract in international trade. The first is determined the notion of purchase agreement view in respect of juristic theory, then is determined history of contract of sale and history of international trade in Czechoslovakia until so called velvet revolution in 1989. Then one of these subchapters is focused on current legal regulation purchase agreement in Czech legislation and finally is in this chapter explained the notion of international contract of sale and subjective and objective aspect of international sales contract.

Chapter two is subdivided into four subchapters and determines methods of regulation private law relationships with international component with the aim at contract of sale in international trade. Separate subchapters in this Chapter are focused on direct rules and conflict rules, freedom of choice and *lex mercatoria*.

Chapter three is subdivided into eight subchapters and concentrates on legal rules, which direct or indirect regulate international purchase agreement. The first legal rule is Vienna Convention, which is subdivided into other three subchapters and determine subject-

matter its regulation and the notion goods, then its jurisdiction and other general provisions of Vienna Convention and finally the procedure of concluding of contract of sale under Vienna Convention. In this chapter are also defined other legal rules as New York Convention on the Limitation Period in the International Sale of Goods, Rome Convention on the law applicable to contractual obligations 1980, which is transformed into Regulation (EC) on the law applicable to contractual obligations (Rome I) and the last one legal rule is Czech conflict rule - Act on Private International Law.