

This thesis titled "The notary and civil procedure" deals with the role of notaries in the legal order of the Czech Republic. Notaries public have a long historical tradition in our country, even though the organization of their profession has changed over the years. General awareness of their profession, which is considered to be very conservative, is not too widespread. It was also one of the reasons, why I chose this topic from this field.

The aim of this work is to analyze the activities of notary, which are related to the civil procedural law and civil process, characterize the principles, which are typical for him and to clarify the position in which is the notary public while conducting each task.

This thesis is divided into five chapters. First of them, except a brief history, explains basic concepts such as notary and notary office. This is followed by a description of the fundamental notary principles, assumptions for the appointment and organization of their profession.

In the first half of the second chapter are summarized all activities of notaries in the Czech Republic under the current Law on Notaries. The civil process is defined in the rest of the chapter; it connects with the role of the notary to form a logical basis for the following three chapters describing the specific activities.

The third chapter, which is divided into four sections, is devoted to the role of notary public in inheritance proceeding. The first part focuses on the process of commission by court to enable the notary performing acts in inheritance proceeding as a court commissioner. It is followed by the outline of a typical inheritance proceeding with a focus on notary aspects. After explaining the method of calculating remuneration of notary public, the chapter ends with a short summary.

Chapter Four is the largest and analyzes notarial deeds under which can be directly ordered and carried out executory proceeding. After explaining the basic aspects of this institute, all three types of notarial acts are characterized. The end of the chapter includes comparison with similar directly enforceable entries, written by judicial executors and future legislation in this area.

The final chapter is devoted to providing legal assistance by notary public, particularly in relation to the establishment of companies and process of registration in

the Commercial Register. There are also calculation of remuneration of notary public and evaluation of the proposed legislation described in this chapter.

While elaborating this work, I have used a number of books and articles in professional journals. I had also read quite extensive recent case law. I consider it very useful that while writing this thesis, I extended my knowledge in the area of the notary and mastered fundamental principles governing the activities of notaries. Last but not least, I have tried to find and evaluate the legislation, which will be adopted in the future.

The main contribution of notaries public is to provide legal certainty of their clients and preventive work leading to avoiding litigation by drafting public documents. The content of this thesis shows that in addition to this activity, notaries also play an important role in the field of civil procedural law. While performing notarial activities, their position sometimes resembles the position of a judge and sometimes rather the status of lawyers. In every way, notaries public hold very important place within the division of the legal professions.