

Abstract:

Testamentary disposition – recent legal regulation and regulation in the new Civil Code

The theme of this thesis are testamentary dispositions, therefore such legal acts, by which the testator still during his lifetime decides how to be loaded with his property after his death and who then become his heirs. My main purpose in writing this thesis was to try to compare the current legislation (Act No. 40/1964 Coll.) with the legislation, which brings the new Civil Code (Act No. 89/2012 Coll. effective from 1.1.2014). The text of the thesis consists of eight sections, i.e. introduction, six chapters and final summary. Introduction acquaints the reader with the regulation of the succession law, presents the heritage titles, and brings the general characteristics of the testamentary disposition. The following four chapters are devoted above all to the regulation of the will as a traditional institute, which is used for the acquisition of the inheritance, and they focus on the testator, formalities and essentials of the will, and its cancellation. In these chapters is then included also the issue of the interpretation of a will, her custody and mentioned is also the institute of the heritage administrator. The sixth chapter is devoted to the inheritance contract, i.e. to the institute that the new Civil Code returns to our rule of law. This is followed by the chapter devoted to the impact of the testamentary disposition to the result of the inheritance proceedings and by the final summary.

This thesis is based on the legal situation to 30. June 2013.

Keywords: testamentary disposition, testament, inheritance contract.