Abstrakt anglicky

This thesis analyzes position of trade unions as legal entities, i.e. trying to describe the features of a trade union as a legal entity and its position in the legal system. Study of trade unions from this point of view hasn’t been explored too much, trade unions are traditionally seen through their functions as a subject of the social dialogue, yet the basic question of what a trade union actually is in terms of the type of legal entity, is not clear. Qualification of trade union as a legal entity is based on several aspects, each of whom is dedicated to one part of this work. The first chapter deals with definition of collective labor law, which is closely linked with a term trade union. Next part is relatively extensive historical excursion, which allows a better understanding of roots of the current understanding of this topic. Another important aspect of the legal regulation are international instruments, which protect the right of association and concretize particular aspects of this area. This protection is also reflected in the constitution of the Czech Republic. Recently new Civil Code, which has become a key standard for the regulation of trade union organizations, came into force and it is very important to understand the legislative process of this act in which delegates of trade unions were very actively involved through their comments and point of view on the final text of the act. The last part of this text shows current concept of trade unions and its possible interpretations, also it must be noted that even at present (i.e. at the beginning of 2015) runs a very dynamic discussion about which view on the trade unions will be taken as binding, so we cannot therefore specify at the moment anything more than just possible ways of understanding. It’s a task for judicial system to interpret the right way to describe the trade union as a legal entity. It’s a task for legislature, if it decides to concretize the general provisions in their legal regulations and also for jurisprudence, which can outline the possibilities of interpreting the concept of a trade union.