

## **ABSTRACT**

The core of this work is the definition of the standard of care, which applies to companies' directors and supervisory board. This work explores, analyses and critically evaluates legislation, judicature and literature that has been written up to this date and offers fresh solutions where it is possible or even necessary. The author of this work is often inspired by foreign legislation a literature, which is often more advanced than the domestic one. Thus, the work not only analyses the approach to due care in the Czech Republic, but also looks at legislation in the USA, England a Australia. One chapter is also dedicated to the newly adopted Act on Corporations, which will bring in a certain sense new approach to due care from January 1, 2014.

This work focuses equally on both directors and members of the supervisory board, which is quite unusual in domestic conditions. In domestic literature the supervisory board is frequently dismissed as a secondary topic. This allows the author in the second part of the work to offer new solutions to matters, which have not yet been sufficiently tackled.