

Abstract

The aim of this thesis is to describe and evaluate the legal system of the public transport of passengers on railways in legal systems of the Czech Republic and Germany, including the influence of European and international law. A comparison of the both of the legislations will be made, alternatively some of de lege ferenda proposals for the Czech legislator will be draft. This thesis deals with the both of domestic and international transport.

The thesis is divided into six chapters including the introduction as a chapter one and conclusion as a chapter six. In the second chapter some of the legal terms form the field of transport theory such as transport or carriage are defined. The third chapter describes the historical development of the legal regulations of transport starting at the times of the Roman Empire. The fourth chapter deals with the today`s legislation of the transport. It`s subheads describe the influence of the public law, the sources of transport law, the legal systems of transportation, the contract of carriage and the rights of the parties to the contract. Each subhead describes the Czech legal system following by the description of the German one. When it`s suitable, the comparison of both of the legislations is made.

The fifth chapter deals with the international law concerning the contract of carriage, especially the Convention concerning international carriage by rail (COTIF) and with the European directives in the area of the transport law. This thesis reflects the legal status to the date of 1st October 2014.