

## **Abstract**

This thesis deals with civil distraint for pecuniary performance focused on recourse of immovable assets and of works. The aim of this thesis is critical confrontation of civil distraint for pecuniary, especially performance with application problems, with some reflections of author and partly with the effects of new Civil Code on civil distraints. The first part of the thesis consists of definition of basic forms of distraint proceedings, distraint for pecuniary performance and the process of distraint proceedings. The general part is summarized by sections regarding distraint and community property, and the collision of the bankruptcy and distraint proceedings. Furthermore, this thesis deals with specific forms of distraint for pecuniary performance. Author uses the methods of analysis, deduction and synthesis and compared the examined terms with the Slovak legal order of civil distraint. Definition of the researched forms of distraint accents the influence of recodification of civil law in the form of Civil Code. This part of the thesis also contains particular ways of execution of distraint focused on recourse of immovable assets and of works, and their legal comparison with the Slovak legal adaptation of civil distraint for pecuniary performance. Author considers the adaptation of distraint on immovable assets and works represented by administration of immovable assets or administration of works a modern and effective tool of executing a civil distraint for pecuniary performance and Czech legal order of civil distraint more flexible and effective than the Slovak legal order of civil distraint for pecuniary performance.