

Abstract

Limitation as a legal fact

Legal institute of limitation has been a part of the legal system since the days of Roman law, yet it is not a legal relic, which in the modern concept of rights had their place. Limitation is a legal institute that is an integral part of modern legislation and whose meaning in law is a proven tradition of more than fifteen hundred years.

The aim of this thesis is to give a comprehensive explanation about the institute of limitation in civil law. This thesis divided into five chapters approaches the status of limitation among other legal facts, subjecting it to a thorough analysis, gives the view on the concept of limitation *de lege lata* and its evolution in our country through historic civil law codification and compares its approach with adjustments in selected European countries.

The first chapter discusses general information about legal facts which are divided by traditional keys and on the basis of this division and between them rest the institute of limitation.

The second chapter defines the concept of limitation, refers to its meaning, analyzes its components, tests subjects objection of forfeiture accordance with good manners, calculates the rights that are subject to limitation and states that are contrary legislature declared inviolable. This chapter also outlines the different opinions of judicial practice the defense of limitation in the appeal.

The third chapter is devoted to a period of limitation, with an emphasis on newly modified division period of limitation shall, determining the moment of the beginning of the course, according to their length, both general and specific provisions of their houses and run their break.

The fourth chapter focuses on the very genesis of the limitation period in Roman law institute *ius civile* and the subsequent development of the codification of civil law in our country, from the General Civil Code after the Civil Code of 1964.

The final chapter gives a brief insight into selected foreign regulations of limitations. Specifically, at this point, they approached the concept of limitation in Germany and Great Britain.

In conclusion, the thesis contains a brief summary of the legal issues of limitation and are briefly reviewed the most significant changes that come with it , with effect from 1 January 2014 by Law no. 89/2012 Coll., Civil Code.