

## **ABSTRACT IN ENGLISH:**

### **Reorganization plan – preparation and performance**

The main purpose of my thesis is definition of the functioning of the reorganization and providing detailed analysis of preparation and performance of a reorganization plan until the termination of the reorganization. The work focuses on the problematic parts of the reorganization process under the existing legislation included in the Act No. 184/2006 Coll., Insolvency Act, and points out a way how the stakeholders deal with these issues in the practice. The aim of my work is to answer why there is still so small amount of successful reorganizations and why is reorganization overall underused means of resolving insolvency or impending bankruptcy of debtors.

The thesis is divided into eight chapters and each chapter is further divided into several subchapters. The first chapter deals with reorganization as a remediation solution of the debtor's bankruptcy in general. The second chapter is concerned with creditor's position in the reorganization process. Third chapter discusses in detail the issue of a reorganization plan, in particular the question of its purpose, the process of preparation of a reorganization plan, the content of a reorganization plan and its annexes.

The fourth chapter is concerned with a report on the reorganization plan which provides to the creditors all necessary information for their qualification decision and voting about a reorganization plan. The fifth chapter aims to discuss voting and approval process of a reorganization plan. The sixth chapter investigates the process of the performance of a reorganization plan and its fulfillment with an emphasis on the effective date of a reorganization plan and its effects on a debtor and its creditors. The seventh chapter illustrates the termination of the reorganization and specifically on the various possibilities of how it can be achieved. The eighth chapter contains the highlight of this thesis, thus identifying the aspects that cause small amount of successful reorganizations in the Czech legal environment and analysis of the various aspects that cause this situation.