

Abstract

This diploma thesis deals with the employer's liability for damages caused by work-related accidents or occupational diseases of his employees. The reason for choosing this topic was partly because of the author's experience with the assessment of work-related accidents in legal proceedings, partly due to the high-frequency of work-related accidents and also the fact, the results of work-related accidents and occupational diseases not rarely cause a long-term adverse repercussion in real life of an employee.

The main point of this thesis is to analyse elements of stated employer's liability for damages. Using the case law, detailed analysis of the concept of work-related accidents is performed in the same chapter. There are analysed specific situations with conclusions if the injury can be evaluated as an work-related accident or not. Besides work-related accidents, occupational diseases and other elements of liability, this chapter deals with the possibility of an employer to be absolved from any liability as well. Case law concerning the absolution from liability is also included in this chapter.

The essential part of this thesis is also the enumeration of employer's obligations connected to the fact his employee has suffered a work-related accident or an occupational disease. The most noticeable obligation is for the employer to pay damages. Therefore, the attention is also paid to individual compensations that employer has to provide.

The employer is obliged to have the insurance in order to cover damages caused by work-related accidents or occupational diseases. Therefore, the last part of the thesis deals with the legislation concerning this insurance and highlights some weaknesses criticized by the European Union. In conclusion, the author refers to other insurance issues that should be useful to deal with in future.