

Abstract

The subject of my Master's degree thesis is the issue of proceedings relating to decedent's estate. The main aim of this thesis is to describe the course of this proceedings with respect to current legislation.

In general, the inheritable rights arise at the very moment of decedent's death. Nevertheless, the decedent's estate proceedings must still take place. A notary (as a court commissioner) is therefore tasked to locate potential inheritors, assets and debts of the decedent's estate. The goal of the proceedings is to divide relevant assets and debts among located heirs.

My thesis is divided into four individual parts. First of them consists of two chapters, which are dedicated to history and sources of law. The second part deals with general aspects of decedent's estate proceedings. It consists of four chapters about characteristics and function of decedent's estate proceedings, jurisdiction, notaries as court commissioners and parties of the proceedings. The third part concerns the course of decedent's estate proceedings. As for this significant part, it is divided into twelve chapters, which deal with proceedings' initiation, preliminary investigation, estate collateral, administration of the estate, detecting heirs, inquiry about assets and debts, joint property of spouses, hearing in decedent's estate proceedings, judicial decisions in the proceedings, subsequently proved property and estate liquidation. And finally as for the last part of this thesis, I decided to deal with the issue of international element. In my opinion this is an actual issue, in the context of *Regulation (EU) No 650/2012 on matters of succession and on the creation of a European Certificate of Succession*, which came into force.