

## **Abstract**

The main object of this thesis is to summarize the most important aspects of legal institution of marriage from its conclusion and duration to the ending of it in accordance with the current legislation. I also focused on main changes connected with passing the new Civil Code and I clarified the essence of some new legal institutions. I chose the topic “*Marriage*” because it is a legal institution that affects life of everyone and therefore it is useful to be familiar with these issues and be aware of rights and duties connected with marriage.

The thesis is composed of six chapters which deal with particular aspects of marriage. The aims of the thesis are set in Introduction and the thesis is terminated by Conclusion where results of my thesis are summarized and evaluated. Besides that the thesis includes Content, Index of Abbreviations, Bibliography and Annexes.

First chapter focuses on categorization of marriage into the Czech legal system and its position in it. I mention here the most important sources and basic principles of Family law. I explain the term and the purpose of marriage because its definition is crucial for all thesis and I state the most substantial differences between marriage and registered partnerships.

Chapter two is dedicated to the conclusion of marriage. I concentrate on engagement, proceedings preceding the conclusion of marriage, the wedding ceremony itself and the special means of conclusion of marriage under extraordinary circumstances. In the end of the second chapter I analyze capacity and legal obstacles of conclusion of marriage.

Chapter three aims at nullity of marriage and putative marriage, their causes and consequences.

Chapter four contains the most important duties and rights of spouses. These are divided into duties and rights of personal character, personal-property

character and matrimonial property law, including particularly community property of spouses.

The fifth chapter describes the termination of marriage. I deal with the termination of marriage by death, declaration of death and sex change. Particularly, I concentrate on divorce and its legal consequences.

In the last chapter I describe marriage in Islamic law. I focus primarily on the term and purpose of marriage. I describe the process of conclusion of marriage and different forms of marriage. Subsequently I summarize the most important rights and duties of spouses and their position in marriage. Finally I deal with termination of marriage in Islamic law.