

Summary

Herein presented thesis intends to outline some of the conceptual yet practical issues that arise as of the effect of the new civil code in relation to conceptual changes of legal doctrine of legal persons and its legal acting.

In chapter 2 hereof the author briefly illustrates the history and development of legal persons in the continental Europe with a special focus on the theories of legal persons. In the end of the chapter the author analyzes the current concept of the legal persons in the legal system of the Czech Republic.

In chapter 3 hereof the author describes the primary principles upon which the concept of legal persons and its legal acting is built. The author also briefly analyzes the term and meaning of legal acting in general. The author further engages in analysis of acting of legal persons and its legal nature in relation to the question of who is the person acting; whether it is a legal act performed by a natural person acting in representation of the legal person or whether it is the legal person who acts on its own. In the final part of the chapter the author analyses the law on acting of legal representatives on behalf of the legal person and outlines the issues arising thereof.

In chapter 4 the author describes and analyses particular issues that arise from the effective law. The author highlights arising issues i) of the possibility of joint acting of the managing directors and the holder of procuracy on behalf of the company; ii) of the legal nature of acting of the individual or collective body on behalf of the company; iii) of the legal nature of the decision of the board of members or the sole member of the legal person. In the very end of the thesis the author summarizes his findings and conclusion on the issues described herein.