

## **Resumé**

This diploma thesis deals with compensation for damage under the civil law. The work gives a detailed explanation regarding this institution and highlights the most significant changes that have been brought by the new Civil Code. The aim is mainly to introduce different methods of compensation and basic procedures, that are used in determining the extent of compensation.

This thesis is composed of six chapters. In the introductory chapter, the attention is given to the most significant changes that occurred in the area of tort law in comparison with the previous legislation. Moreover, there is discussed the change in the concept of liability for damage and its basic functions in more details. The following parts are focused on the analyze of duty of care and the limitation of the rights to compensation. The main topic of the second chapter is the definition of the basic assumptions leading to the obligation to compensate for damage. These assumptions include tort, damage, causation and the fault. In the following passages there is closer outlined the issue of strict liability. Special attention is paid to the damage that was caused by accident or solidary liability to compensation and the contributory negligence of a victim. In the final part of the second chapter there is explained the essence of circumstances excluding illegality and their impact on the duty to compensation.

The core of the thesis is especially the third chapter, which deals with the manner and scope of the compensation for damage. Its aim is the approximation of different ways of compensation, which include restoration in kind and pecuniary compensation. It is further outlined the extent of compensation for damage. The explanation is focused on the actual damage, loss of profits and the debt. Special attention is paid to compensation for damaged thing and injured animals, especially the conditions of the obligation to compensation for damage, and also the extent of compensation. Subsequently, the work deals with the definition of non-pecuniary damage and different ways of its compensation. The following forth chapter concentrates on detailed approximation of the issue of human rights harm and on the definition of individual claims, which arise from the injury caused to the victim or a third person. In conclusion, the thesis explains special cases, determining the amount of compensation for damage and its reduction and then defining the facts of general torts.