

Protection of personal rights in civil law – Abstract

The topic of this rigorous work is the protection of personality, a concept that is getting more and more attention in today's modern age. The right to protection of personal rights is guaranteed to everyone, both at the constitutional level by the Charter of Fundamental Rights and Freedoms as well as at the statutory level, where individual personal rights are specified and refined by means of laws, especially by the Act No. 89/2012 Coll. Civil Code (hereinafter „Civil Code“). The aim of this rigorous work is to describe and analyze both the rights of protection in general, in its complexity, as well as individual partial personal rights and the possibilities of their application and protection. It's based in particular on the Civil Code in its current version, but it is also provided with excursions to public law regulations. The whole work and its conception is based on the rich jurisprudence of the courts to show the application of the above mentioned protection.

The first chapter defines the basic terms associated with the topic of protection of personal rights.

The second chapter deals with the historical development of protection of personal rights, starting with the foundations of the Roman law, through its development during the period of Christianity and Renaissance period, and its development from 1918 onwards on the territory of Czech lands.

The merit of my work is the third chapter which deals with the description of individual personal rights. In its introduction, each subchapter defines the concerned right and analyzes the possibility of its application and protection, in connection with which it is also referred to the decision-making practice of the courts in relation to that particular sub-right.

The fourth chapter is concerned with the limits of general personal right and examples of its limitations, not only on the basis of civil law, but also on criminal and administrative law.

To an additional personality protection is dedicated the penultimate chapter. Its aim is to point out that the protection of personality rights is not provided only by the rules of private law, but that a significant and important modification of their protection is also included in public law regulations.

Finally, the last chapter deals with the conditions under which claims for unauthorized interference with an individual's personality can be claimed and describes the individual claims that can be claimed for unauthorized interference with the interferer.