

## **Abstrakt v anglickém jazyce**

This thesis focuses on the topic of creation of and decision-making by the statutory and controlling bodies of state-owned entities. Its main goal is to analyze the methods by which the law responds (or should respond) to the consequences resulting from the nature of the state as a legal entity for the creation of and the decision-making processes by the relevant bodies. With respect to the topic of this thesis, these specifics include the use of the state-owned entities to achieve certain public goals and the greater significance of the so-called principal agent problem (i.e., the separation of ownership and governance problem).

The thesis starts by definitions and descriptions of the above-mentioned specifics, including the consequences these lead to. On the basis of such introduction, the author then analyzes the possible ways to regulate the nomination processes with respect to the statutory and controlling bodies. The nomination process is a process the outcome of which is the determination of the person to be elected or appointed into the respective body of the state-owned entity. In this part, the thesis analyzes, in particular, i) the existing legal regulation – the Governmental Committee for Personal Nominations, ii) four alternatives of proposed legal regulation, and iii) the most problematic issues related to the nomination process.

With respect to the decision-making process, the thesis deals mainly with two areas. With respect to achieving certain public goals, it tries to answer the question, whether (and if so, under what circumstances) it is possible to aim to achieve certain public goals with corporations and, at the same time, not violate the corporate law duty of loyalty and the duty of care. The second part deals with the legal regulation of tools available to mitigate the severity of the principal-agent problem and thus to directly impact the decision-making process (with the focus on two currently discussed tools).