

Abstract

This thesis deals with the problematics of the mutual relationship between a lawyer and client during the provision of legal services and specifics that characterize this legal relationship. The main objective of this thesis is to comprehensively analyse and interpret the legal relationship between a lawyer and client including rights and obligations they have between themselves within this relationship, and consequently to point out the most important contexts, aspects and specifics of such a relationship, also in the context of judicial case law and disciplinary decisions of the Czech Bar Association.

This thesis consists of six basic parts. The first part characterizes the basic concepts that are essential for the purposes of this thesis. Requirements for practicing the legal profession and the permitted forms of practicing the legal profession are also further discussed. The second part deals with particular ways of a foundation of the legal relationship between a lawyer and client and with the related lawyer's pre-contractual obligation to refuse to provide legal services.

The key part of this thesis is the part three which is focused on analysing specific rights and obligations of lawyer and client and identifying specific details. This part also characterizes both rules of professional ethics and lawyer's obligations towards entities other than a client, be it other courts and other public authorities and other lawyers. The fourth part deals with other activities that lawyer perform and which are related to the provision of legal services and which often follow the provision of legal services, specifically escrows and administration of clients' property. The fifth part is focused on the problematics of lawyer's liability. This thesis is then completed by the sixth part which deals with various ways of termination of the legal relationship between a lawyer and client and with related lawyer's obligations.