

Abstract

This diploma thesis defines who is considered a secured creditor for the insolvency proceedings purposes and analyses his specific position in bankruptcy and debt relief proceedings, compared to a position of unsecured creditors. The diploma thesis deals with practical issues of exercising secured creditor's rights in insolvency proceedings, including submission, establishment, denial and satisfaction of a creditor's claim. The diploma thesis tries to point out problematical issues of the current legislation, regulating a position of secured creditors in insolvency law. The thesis also compares analysed legal instruments of the Czech legislation with the German or Austrian insolvency regulation.

Key words

Secured creditor, debt relief, bankruptcy, insolvency proceedings, insolvency administrator, debtor, secured claim, satisfaction of a claim, order of a claim.