

10. RESUME a NÁZEV PRÁCE V ANGLICKÉM JAZYCE

„ RIGHTS AND DUTIES OF FOREST OWNERS“

SUMMARY – ENGLISH

Forests cover about a third of the territory of the Czech Republic and they are an important component of our environment, landscape elements and – considering their production and non-production functions – part of the life of every one of us.

This study attempts to describe and explain the rights and duties of an owner of this special subject of ownership. Since it is necessary to protect forests for the above mentioned reasons, our law contains a number of legal regulations governing the rights and duties of forest owners which must be followed by every forest owner. It is one of the aims of this study to discuss the provisions of these regulations which apply to forest owners.

At the beginning, this study discusses the basic data on the forests in the Czech Republic, then it proceeds to explain the term ‘ownership’, and describe the main differences and particularities between forest ownership and ‘regular’ ownership. A forest owner is significantly limited in the exercise of his/her ownership rights, particularly by special acts such as Act No. 289/1995 Coll. (Forest Act), Act No. 114/1992 Coll. (Nature and Landscape Protection Act), Act No. 326/2004 Coll. (Act on Plant Health Care), and other.

This study also briefly addresses the question of what type of forest ownership is ‘healthier’ for the forests – whether state or private ownership – because each type has its own specific approach to the fulfillment of rights and duties.

The core of the study is an analysis of the rights and duties of forest owners when managing the forests, protecting the forests from harmful agents and other activities. In the case that legal regulations determine the duties of forest owners, they also govern their responsibility for a breach of these duties and sanctions, which can be imposed therefor. This matter is also discussed in the final part of this study.

The most important source of legal regulations on forest ownership, and thus particularly on ownership rights and duties, is naturally Act No. 289/1995 Coll., Forest Act as amended, and its implementing decrees.

11. KLÍČOVÁ SLOVA – KEYWORDS

Rights and duties of forest owners (Práva a povinnosti vlastníka lesa)

Managing the forest (Hospodaření v lese)

Protecting the forest from harmful agents (Ochrana lesa před škodlivými činiteli)