

Abstract

Representation

This thesis concerns the institute of the representation in effective legislation of civil law particularly in the Act no. 89/2012 Coll., Civil Code. This institute is very important for each person, no matter it's age or profession, because everybody in his live needs to use the representation.

Not only have I focused in my thesis on the part of the Civil Code which is called representation, but also on the other parts that contain representation as well. My thesis is divided into nine chapters, in which I am dealing with representation based on the decision of the court as well as the contract or the law.

At the beginning my thesis describes historical basis of representation and also short glimpse to the previous legislation. The next chapter deals with chosen types of the representation that are not regulated in the chapter III of the Civil Code, but I also consider them as really important and very useful in practice.

The most of the thesis is focused on the part of the Civil Code that is named the representation. Firstly general provisions are described where I specially focus on the power of attorney, its form and necessary provisions. In the representation based on contract belongs also procuracy, where I included its origin, its extent, form and termination.

The thesis in its majority corresponds with the Civil Code systematics. Therefore I paid attention to legal representation and the curatorship. The thesis describes in this part curatorship of a person as well as the curatorship of the legal person.

In the end I described support measures for incapability or decreased capability of an adult person to act, together with basis for such legislation. This part of the Civil Code reflects international legal basis and it was regulated in the Civil Code according to other European countries.