

RESUMÉ

CONTRACTING ENTITY OF PUBLIC CONTRACT

The aim of this thesis is to describe and represent the current legal regulation of contracting entity of public contract, as well as to highlight some of the key judgments of the ECJ and decisions and opinions of the Office for the Protection of Competition in relation to the contracting entity of public contract.

In this thesis, I have tried to focus on the general definition of a contracting entity of public contract and the descriptions of different types of contracting entity of public contract - a contracting authority, a subsidized contracting entity, as well as a sector entity.

Undoubtedly an interesting area, which is also the subject of this thesis, is the centralized procurement. Regarding the fact that this institution is not very widespread in the Czech Republic, I have joined the description of a central public procurement in selected European countries to this chapter.

The conclusion of this thesis is devoted to a brief outline of the current amendment to Act No. 137/2006 Coll., on Public Contracts, as amended, which is currently at the beginning of the legislative process. In this final chapter, I have also joined some of my thoughts to the legal aspects in relation to the contracting entity of public contract.

Personally, I believe that the contracting entity of public contract represent a fairly wide area of public procurement, which should have its honor place in the literature. Unfortunately, in the situation where the whole issue of public procurement, is presented to the public only in a few commentary books on the Act No. 137/2006 Coll., on Public Contracts, an interpretation of contracting entity of public contract is not always clear in practice. Therefore I tried to summarize the findings in this work, which would illuminate the institute of contracting entity of public contract as much as possible.