

- **Resumé**

RIGHTS AND DUTIES OF MEMBERS OF INDIVIDUAL FORMS OF BUSINESS COMPANIES

This dissertation concentrates on the differences between the status of the members of the particular forms of business companies.

The first chapter introduces into the basic institution as business company, member of a business company and share of business company in relation of rights and duties of members.

In second chapter I aim to selected rights and duties generally. The overview is focused on the selected rights and duties of the members, which are: obligation to pay up the contribution, right to participate of the business company, right for the profit of the business company, obligation to bear the loss of the company, the duty to be liable for the obligations of the company.

I also pay attention to the selected rights and duties of members of business companies which is being married. It caused specific relations, which I focused on. I founded several related interpreting problems in particular regulations there.

The rights and duties of the members of business companies depend especially on whether character of the business company is personal company or capital company.

The third part gives a overview of the particular forms of the business companies regarding to selected rights and obligations. The particular forms are: an unlimited partnership, a limited partnership, a limited liability company, a joint stock company, European economic interest grouping, European company – SE. This dissertation also focuses on the relevant fundamental decisions of the Czech courts, especially the Supreme Court and opinions of the honoured scholars.

A number of amendments of Commercial Code, which reflect demands coming from the European Union, is undesirable. However, the new Code is expected.

At the end I give a brief overview of European forms of business companies which are supranational and governed by the law of European communities. The main advantage of the European company is the ease of moving the registered seat.