

Summary

This thesis is dealing with problems connected with the term The care of proper manager, that forms the basic requirement of quality of work margin in czech companies. The content is divided into nine chapters.

The first chapter brings an introduction into the dilemma. It is stated here why have I chosen this topic, why do I consider this topic to be important and I am laying down the aims of my thesis. In the end, there are mentioned the methods which has been used while writing this thesis.

The second chapter, the most extensive one, is focused on Proper manager' s care as a term. It is trying to define, describe and file this term legislatively; not only in terms of company law, but also in the scope of other legal enactments. Then the work focuses on subjects on which is laid the duty of conducting issues with Proper manager's care. Then there is mentioned the historical evolution of this term. In, according to my opinion, the most important part of this thesis; the term Proper manager's care is determined in comparison with the terms Appropriate care and Professional care. All these terms are later assigned to certain models of formulation of requirement of quality of work margin.

The third chapter is dedicated to the issues of breaking of the proper manager's care and to the consequences of such a breach.

In the fourth chapter are introduced the other duties of the company representatives – loyalty duty, discretion duty and the legality duty. Here is also explained the co-occurrence with the Proper manager's care.

The fifth chapter focuses on the problems of responsibility for delegacy. Here the conditions are defined, under which the company representative is relieved of the responsibility (when some tasks are transferred to third person). This chapter also deals with judgment of this problem in detail.

In the sixth chapter; there is explained the business judgment rule, according to which the company representative is responsible for the advance of the business plan, not for its result.

The seventh chapter deals with this problem according to american legalation. Here the czech enactment is compared with the american one (especially the enactment of the state of Delaware).

In the eighth chapter, there is demonstrated the practical exploitation of this thesis, since the topic of this thesis is closely associated with the everyday management of business companies.

The ninth chapter introduces the conclusion, where all the results of this thesis are summarized and all the question asked are answered.