

ABSTRACT

Title: INSTITUTIONAL ARBITRATION

Key words: Institutional arbitration, Arbitration Court attached to the Economic Chamber of the Czech Republic and Agricultural Chamber of the Czech Republic, London Court of Institutional Arbitration

The purpose of my thesis is to describe and compare legal rules related to the international arbitration in the Czech Republic and in England. The Czech Republic was chosen because of the origin of the author and her studies of the Czech law. England was chosen as a place where the institutional arbitration has a long tradition and as one of the birthplaces of the arbitration. The thesis is focused on the comparison of the legal acts which regulates the arbitration in these two countries and the arbitration rules in compliance with which the arbitral proceedings is carried on in front of the Arbitration Court attached to the Economic Chamber of the Czech Republic and Agricultural Chamber of the Czech Republic in Prague and in front of the London Court of Institutional Arbitration.

The thesis is composed of an introduction, five chapters and a conclusion. Chapter One, which outlines the history of the arbitration is followed by the general characterisation of the arbitration, categorization of different types of the arbitration and the explanation of the basic principles in the chapter Two. Chapter three deals with the issue of the arbitrability and with the arbitration agreements which are two basic elements of the successful arbitration. The comparison of the Czech and English legal act regulating the arbitration is outlined in the chapter Four. The arbitration rules of the above stated courts of arbitration are compared in the chapter Five.

The main aim of the thesis is to provide a comparison of the arbitration acts/rules in the Czech Republic and in England and to point out differences. Even though there is a lot in common, we can still find important differences, mainly in the powers of the arbitrators and in the relationship between courts and arbitration courts.