

Abstract

This essay was drafted on the topic of “The sale of an enterprise as the mode of enforcement (execution) of monetary judgment”. The topic of this essay was chosen by me as I have been working with the execution law and, furthermore, this is very the dynamically expanded legal area in the frame of the civil procedural law. The enforcement (execution) is the legal area which is been experiencing by permanent changes, which main aims are both more effective enforcement of the pecuniary fulfilment on one side and the protection and minimisation of enforcement in reasonable and indispensable cases on the second side. The aim of this essay is to introduce this legal area of the sale of an enterprise as the mode of enforcement (execution) arranged by the judges during enforcement and executions arranged by the executors. Furthermore, I try to compare the current legal status of the enforcement by the sale of an enterprise to the current legal status of enforcement by the sale of a real estate property and also to compare the current legal status of the enforcement by the sale of the enterprise to the legal status effective before the amending the current legal status effective from 1st January 2013.

This essay is segmented into the three individual parts. The first part is an introduction of the essay. The second part contains the own text of this essay and the third part is a conclusion. It should be noted that the second part is segmented into the six chapters; some of them may be also segmented into the subchapters.

The second part of the essay is aimed to the enforcement (execution) by the judgement of the sale of the enterprise. In this part, it is said about the whole enforcement by the judgement the sale of the enterprise from the taking the action of the enforcement up to the own completing with the enforcement by the legally predicted mode, which is either successful enforcement of the debt of the creditor, or unsuccessful mode, which is a suspension of the enforcement.

In conclusion of the essay, I summarise all findings previously noted in the essay compare current legal status to previous legal status and also to outline some conclusions in *lege ferenda*.