

## **Abstract**

The aim of my diploma thesis is to analyze legislation of the insolvency procedure's impact on the joint assets and how this legislation was changed by the amendment to the Insolvency Act No. 294/2013. This amendment is effective from January 1, 2014 and it brings to the Insolvency Act, inter alia, establishment of a common procedure for a debt relief in a marriage, which was previously only inferred from the case law. Also, there occurs a certain refilling and refinement of some provisions of the Insolvency Act in accordance with the case law.

This diploma thesis consists of four main chapters. The first chapter deals with the insolvency procedure generally, it presents the necessary conditions for the event, and explains the basic concepts with which it is linked.

The second chapter is devoted to general explanations of the joint assets. It defines its content, form in which the joint assets may be located, when and how it arises, and also describes how the joint assets is settled.

The third chapter deals with the underlying assets. It is a summary of property that arises for the purposes of insolvency proceedings and from which are the creditors satisfied. This chapter defines the property, which is included in the underlying assets, and also the way to exclude the property from it. There is briefly mentioned the purchase of inventory and valuation of assets, which is included in this inventory.

After definition of the basic concepts, which are essential for my diploma thesis, mentioned above, I devote the following chapter directly to the analysis of impact of the insolvency procedure on the joint assets. Specifically, in this part of the thesis I divide ways of dealing with bankruptcy - debt relief, bankruptcy and reorganization, and I deal with their impact on the joint assets. From this ways of dealing with bankruptcy, the most commonly encountered in practice are the first two mentioned (debt relief and bankruptcy), so the main attention is directed to them.

I compare the legislation before the Amendment and after, in selected cases. In certain provisions, I also suppose some changes de lege ferenda.