

Summary - Position of the general meeting of a limited liability company

This diploma thesis concentrates on the general meeting of a limited liability company and its position within the organizational structure of the company. The goal of the diploma thesis is to provide a basic overview of selected institutes and analyse the relationship between the general meeting and other company bodies. This most often concerns the statutory body and possibly also the supervisory board, as a whole, or their individual members. Individual chapters are chosen as to enable to illustrate the mutual arrangement of relationships on them.

The thesis is divided into two basic parts. The first part considers how the general meeting can impact on other company bodies, or their members. That's why the first chapter deals with election and dismissal of a statutory representative, or a member of the supervisory board. It for example describes the concrete process, or the possibilities, which the general meeting has in this connection. The second chapter considers the contract of execution of office, which together with the regulation of rewarding of the body members has to be compulsorily approved by the general meeting itself, the reward, which can be granted by an internal regulation approved by the general meeting and other payments provided with the consent of the general meeting again. The following chapter concentrates on management of the company, in particular the possibility to award an instruction concerning the management. Another subtopic is contract of harm settlement. The final chapter considers some questions in connection with the regulation of the conflict of interests. The second part concentrates on the way other bodies, or their members can impact on the general meeting. Firstly the chapter mentions some aspects of the participation of the statutory representative, or the supervisory board on its convention. The next chapter then considers the position of a statutory representative, or a member of the supervisory board in the course of the general meeting, who may convene or chair it. The third chapter deals with the possibility of the statutory representative, or the member of the supervisory board to submit a motion to declare a resolution of the general meeting void and the following chapter describes the resignation from their office.