

Abstract in English

The aim of this thesis is to describe and define the preliminary ruling according to the Act no. 99/1963 Coll., the Civil Procedure Code, as amended. The introductory chapter deals with the hedging proceedings and the typical features of the preliminary ruling. The second chapter concentrates on the historical development of the preliminary ruling in the Czech Republic.

The third chapter is a crucial part of this thesis examining the proceedings and the institutes of the preliminary ruling and briefly describes also the preliminary ruling in arbitration and also in the administrative proceedings and administrative court proceedings. The fourth chapter deals with the liability for the damages arising from the preliminary ruling and the fifth chapter compares the Czech preliminary ruling to similar institutes in Slovakia and Spain. The conclusions are drawn in the final chapter which assesses the importance of the preliminary ruling.