

Abstract

The diploma thesis analyzes the proposed legislation governing the consumer credit. This area of consumer protection is currently undergoing vast evolution throughout the member countries of the European Union due to the obligation to implement the Mortgage Credit Directive 2014/17/EU. The Government of the Czech Republic utilized the legislative opportunity to propose a new act on consumer credit which would not only implement the Mortgage Credit Directive, but also include the regulation under the Consumer Credit Directive 2008/48/ES to provide a new framework encompassing all credit provision and credit intermediation activities and relevant rights and obligations.

In addition to the actual examination and description of the proposed legislation, the diploma thesis aims to highlight and evaluate the most significant issues which might cause theoretical or practical interpretation difficulties or in respect of which some differing opinions regarding their interpretation could be met. The methods of systematic analysis, description and comparison with the currently effective legislation were used.

The first chapter sets out the foundations of the thesis through description of the concepts of credit and credit contract which are necessary to understand in order to identify characteristics which are inherently relevant to the consumer credit. Furthermore, foundations and reasons for the necessity of the consumer protection are presented.

Subsequently, the following chapter deals with the directives of the European Union which provide fundamental general basis, scope and limits of the consumer credit regulation.

Lastly, the essential third chapter analyses the individual components of the proposal of the consumer credit act and provides to the reader a presentation of, in particular, a composition of the proposal, its subject matter, provisions relevant to activities and duties of providers and intermediaries of the consumer credit, general terms of a consumer credit contract and its binding restrictions, and the introduction of the unified consumer credit supervision of the Czech National Bank.