

Resumé

The topic of this thesis is Relation between Arbitration proceedings and Rules of Civil Procedural Law. The thesis focuses on arbitration regulated by Act No. 216/1996 Coll., On Arbitration Proceedings and Enforcement of Arbitral Awards and looks for similarities in the proceedings in front of the ordinary courts, which is primarily regulated by the Act no. 99/1963 Coll., Civil Procedure Code. Arbitration uses provisions of the Civil Procedure Code in cases where the legislation provided by Act. No. 216/1996 is missing completely or is not sufficient.

The work is divided into seven main chapters, which are further divided into sub-chapters. The first chapter describes rules for procedural managements of the arbitration proceedings. It draws attention to the legal possibility for the parties to agree on their own rules of procedure in the management and suggests that the parties' agreement may also directly refer to the legal provisions of the court proceedings. The next two chapters deal with theoretical introduction to the use of the Code of Civil Procedure in arbitration. They analyze the possibility of using the Civil Procedure Code from the perspective of the two major theoretical concepts of arbitration and define grammatical and teleological meaning of the provisions of the Arbitration Act after a reasonable use of Civil Procedure in arbitration.

The considerable scope of this thesis is devoted to practical impact of the Code of Civil Procedure on arbitration. The fifth chapter is devoted to the various stages of arbitration and highlights the institutes in which the provisions of the Code of Civil Procedure applies by analogy or not at all. The next chapter is devoted to relationship between Civil Procedure and arbitration and describes the reasons for setting aside an arbitral award. The most common reason for this is inability to discuss the matter of the dispute. This reason generally refers to institutes such as the predictability of proceedings or duty to inform, which governs only the Code of Civil Procedure. The final chapter is devoted to a brief introduction into procedural rules of civil law in addition to the Civil Procedure Code, which can be applied by analogy in the arbitration proceedings.