

## **Testament**

The diploma thesis explores a significant aspect of inheritance law testaments as a means of posthumous property disposition. The primary objective is to comprehensively describe and analyse the existing legal framework governing testaments, as stipulated in Act No. 89/2012 Coll., the Civil Code. In contrast to preceding regulations, this current legislation provides a broad spectrum of options empowering the testator to shape the destiny of their estate after death.

The examination of testaments and associated legal constructs extends beyond a mere scrutiny of statutory provisions. The study incorporates a jurisprudential perspective, encompassing both contemporary and historical dimensions. The analysis draws insights from commentaries, explanatory reports, professional articles, and diverse literary sources, with a brief exploration of foreign legal paradigms.

The first chapter serves as an introduction to inheritance law, elucidating its fundamental principles and contextualizing the traditional tenets of this legal domain. This section also scrutinizes the presumptions underlying inheritance. In the ensuing chapter, the focus shifts to a detailed exploration of testaments, encompassing aspects such as acquisition capacity, error resolution, and testament interpretation. A comparative analysis with other posthumous acquisitions, namely contracts of succession and postscripts, is also presented. The third chapter delves into the various forms of testaments, including those reserved for privileged individuals. The fourth chapter explores a contemporary legal discourse surrounding a testament format not currently codified – the video testament. The fifth chapter expands on legal constructs that augment the testator's autonomy, such as conditions, temporal documentation, testamentary executors, and directives. The sixth chapter addresses the institution of substitution, fiduciary succession, and the disposition of liberated shares within the inheritance. The final chapter, the seventh, is dedicated to the nuanced exploration of testament revocation, elucidating specific methods employed in such acts. Through this comprehensive analysis, the thesis contributes to a deeper understanding of testamentary law, shedding light on its intricate facets and contemporary legal developments.

Keywords: testament, heir, testator