

S u m m a r y

The goal of this thesis is to analyse the autonomy of the testator's will in the development of the Czech law of inheritance.

The text is divided into nine chapters including introduction and conclusion. In the introduction there is defined the subject of the paper. In the first chapter readers may find the definition of the law of inheritance from different points of view and in different meanings. The basic legal principles of the law of inheritance are enumerated and described in respect of the topic. Then there is a brief recapitulation of the sources of the law of inheritance in the area of the present Czech Republic from 1811 until present in the last section of this chapter.

All possible ways, how the testator can express his will, are generally described in the second chapter. There are mentioned legal tools of the testator's will for example testament, legacy, contract of inheritance, donation by cause of death, disinheritance, succession, conditions, directions etc. The principles and base of the above mentioned tools are given, as well, but mostly in the next chapters, where is described legal regulation of particular legal institutions in historical context.

The following five chapters provide complete information about how every institute of the law of inheritance worked important for testator's will in each period of the development of Czech legal order.

The third chapter is focused on the current legal regulation. The fourth chapter deals with the testator's will expression methods from approximately the first Czechoslovakian Republic until 1950. In fifth chapter there is given a comparative look on the civil code from 1950.

The next chapter, sixth in the row, describes the differences between ABGB, current version of civil code and its wordings in chosen periods of legal regulation development, of course in respect of the topic, i. e. the autonomy of the testator's will and above mentioned legal institutes. At first the period between 1st April 1964 and 31st March 1983 is described in the first part of the chapter then the second part focuses on the legal regulation between 1st April 1983 and 31st December 1991. Finally the last part of this chapter deals with the period from 1st January 1992 to 31st December 1993.

The seventh chapter describes in detail how the testator will be able to express his will according to the new civil code, which is going to enter into force on 1st January 2014.

The conclusion mentions mostly the results of the analysis, which was made according to the topic in above specified chapters.