



Syllabus of Module

3. Contract Law

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Module Annotation

Contracts are regulated in a single legal act with effect from 1.1.2014, in Act No. 89/2012 Coll., the Civil Code (hereinafter referred to as the “Civil Code”). The double-track nature of law of obligations is thus abolished, where obligations were regulated in Act No. 40/1964 Coll., the Civil Code and in Act No. 513/1991 Coll., the Commercial Code. Also included in the system of individual contract types of the Civil Code (e.g. insurance contract) were those that stood outside the Civil and Commercial Code. The Civil Code also introduces new terminological changes, thus abandoning, for example, the identification of a contract with a obligation or debt obligation. Thus, the term “contract” refers only to a certain legal fact from which the obligation arises, “liability” means a commitment, “debt” means the obligation to perform the requirement arising from the obligation.

Module Objective

The aim of the module is to provide participants with a comprehensive overview of obligations focusing on their individual types. In the introductory part, the system of obligations under the new legislation – Act No. 89/2012 Coll., the Civil Code, including the protection of the so-called weaker party, will be introduced. The core of the module is the characteristics of the various types of obligations, the definition of their legislation and content. Attention will also be focused on the most commonly used contractual types in practice, in particular the purchase contract and contract for work, including contracts of

the procurement type. Participants will be introduced to the most frequent modifications of contractual obligations within the scope of the regulation and the liability consequences resulting from the breach of contractual relations and corresponding claims of the other contractor will be discussed.

Literature

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6. MAREK, Karel. Smluvní obchodní právo: kontrakty. 4., aktualiz. a rozš. vyd. Brno: Masarykova univerzita, 2008. ISBN 978-80-210-4619-1.
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