

Course description

Course abbreviation:	KPD/EVRMS	Page:	1 / 3
Course name:	Execution and Enforcement: Past, Present		
Academic Year:	2023/2024	Printed:	03.06.2024 09:58

Department/Unit /	KPD / EVRMS			Academic Year	2023/2024
Title	Execution and Enforcement: Past, Present			Type of completion	Exam
Long Title	Judicial Execution and Enforcement: Past and Present			Type of completion	Combined
Accredited/Credits	Yes, 3 Cred.			Course credit prior to	NO
Number of hours	Seminar 2 [Hours/Week]			Counted into average	YES
Occ/max	Status A	Status B	Status C	Min. (B+C) students	10
Summer semester	0 / -	0 / -	0 / -	Repeated registration	NO
Winter semester	0 / -	96 / -	1 / -	Semester taught	Winter semester
Timetable	Yes			Internship duration	0
Language of instruction					
Optional course	Yes				
Evaluation scale	1 2 3 4				
No. of hours of on-premise					
Auto acc. of credit	Yes in the case of a previous evaluation 4 nebo nic.				
Periodicity	K				
Substituted course	None				
Preclusive courses	N/A				
Prerequisite courses	N/A				
Informally recommended courses	N/A				
Courses depending on this Course	N/A				

Course objectives:

The course aims to familiarize students with an interest in law and practice of bailiffs and bailiffs these professions, their agenda and management, including the historical context.

Requirements on student

Oral examen.

Content

First Introduction to the course. Ethical aspects of enforcement and execution, relationship lender a debtor from legal and sociological perspective.
 Second Enforcement of Judgments in Roman law.
 3rd Enforcement in the Czech lands until 1896.
 4th Enforcement in the Czech Lands between 1896-1945.
 5th Enforcement in the Czech lands from 1945 to the adoption of the legislation in force.
 6th The history of the bailiff profession in France.
 7th Enforcement of decisions and execution. Executors and execution activities. Employees of executor.
 8th Methods of execution of the writ. Other activities executor.
 9th Autonomy executors.
 10th Disciplinary responsibility of the executor, a trainee candidate.
 11th Execution costs, expenses authorized, the enforcement official.
 12th Major Decisions of the Constitutional Court and the Supreme Court in matters of execution and enforcement.

Fields of study

Guarantors and lecturers

- **Guarantors:** JUDr. et PhDr. Stanislav Balík, Ph.D. (100%)
- **Seminar lecturer:** JUDr. et PhDr. Stanislav Balík, Ph.D. (80%), Doc. JUDr. Petr Dostálík, Ph.D. (20%), Mgr. Petra Krtková (100%), JUDr. et Mgr. Vendulka Valentová, Ph.D. (100%)

Literature

- **Basic:** Hlavsa, Petr-Dávid, Radovan-Kojan, Micha. *Exekuční řád a zákon č. 119/2001 Sb., kterým se stanoví pravidla pro případy souběžně probíhajících výkonů rozhodnutí. Poznámkové vydání s judikaturou podle stavu ke dni 1. 9. 2013.* Praha, 2013.
- **Basic:** Smolík Petr. *Vývoj exekučního řízení v českých zemích a Československu do roku 1963, in: Sborník vydaný u příležitosti 10. výročí založení Exekutorské komory České republiky.* Praha, 2011.

Time requirements

All forms of study

Activities	Time requirements for activity [h]
Preparation for an examination (30-60)	30
Contact hours	48
Total:	78

assessment methods

Knowledge - knowledge achieved by taking this course are verified by the following means:

Oral exam

prerequisite

Knowledge - students are expected to possess the following knowledge before the course commences to finish it successfully:

částečná znalost předmětů Právní etika, činí pendant předmětům Historie a současnost českého notářství a Minulost, přítomnost a perspektivy advokacie

Skills - students are expected to possess the following skills before the course commences to finish it successfully:

porozumět právní úpravě a praxi soudních exekutorů a soudních vykonavatelů, tyto profese, jejich agendu a správu, včetně historického kontextu

Competences - students are expected to possess the following competences before the course commences to finish it successfully:

N/A

N/A

teaching methods

Knowledge - the following training methods are used to achieve the required knowledge:

Seminar

learning outcomes

Knowledge - knowledge resulting from the course:

znalost dějin v oblasti výkonu rozhodnutí a exekuce v civilních věcech od starověku přes český středověk a novověk až do současnosti

Skills - skills resulting from the course:

vysvětlit zavedení profese soudních exekutorů do českého právního řádu a vysvětlit platnou právní úpravu včetně relevantní judikatury Ústavního soudu ČR a Nejvyššího soudu ČR

Competences - competences resulting from the course:

N/A

N/A

Course is included in study programmes:

Study Programme	Type of	Form of	Branch	Stage	St. plan v.	Year	Block	Status	R.year	R.
Law and Legal Science	Undergraduate Master	Full-time	Law	1	19	2023	Elective subjects	B	1	ZS
Law and Legal Science	Undergraduate Master	Full-time	Law	1	16	2023	Elective subjects	B	1	ZS
Law and Legal Science	Undergraduate Master	Full-time	Law	1	15	2023	Elective subjects	B	1	ZS
Law and Legal Science	Undergraduate Master	Full-time	Law	1	13	2023	Elective subjects	B		ZS
Law and Legal Science	Undergraduate Master	Full-time	Law	1	18	2023	Elective subjects	B	1	ZS
Law and Legal Science	Undergraduate Master	Full-time	Law	1	11	2023	Electives	B		ZS
Law and Legal Science	Undergraduate Master	Full-time	Law	1	10	2023	Electives	B		ZS
Law and Legal Science	Undergraduate Master	Full-time	Law	1	17	2023	Elective subjects	B	1	ZS
Law and Legal Science	Undergraduate Master	Full-time	Law	1	14	2023	Elective subjects	B		ZS