

3. LEGAL REGULATIONS AND DOCUMENTS ON RESEARCH AND DEVELOPMENT

3.1. THE VALID LEGAL REGULATIONS, WHICH DIRECTLY ADJUST THE AREA OF RESEARCH AND DEVELOPMENT

The area of publicly supported research and development is currently managed by the Act No. 130/2002 Coll. about the support of research and development from public funds, which has been valid since 1 July 2002 and which determines in detail the basic terms, the subject and the ways of support, conditions on that support, the ownership of fixed tangible assets obtained for research and development purposes, public tenders in research and development, the provision of information about research and development, and authorities in the field of research and development. The Act is supplemented with the following three Government Directives:

- Government Directive No. 267/2002 Coll. on the information system in research and development,
- Government Directive No. 461/2002 Coll. on target-oriented support in research and development from public funds and on public tenders in research and development,
- Government Directive No. 462/2002 Coll. on the institutional support of research and development from public funds and on the evaluation of research intentions.

3.2 THE VALID LEGAL REGULATIONS RELATED TO THE AREA OF RESEARCH AND DEVELOPMENT

The area of research and development and its support from public funds, with the exception of the above-described regulations, is indirectly governed also by a number of related legal regulations, which determine, for example, rights of the state for adjusting the competitive environment (Public Support Act), adjusting assignments of public orders, or for the establishment of the position of the Academy of Sciences of the Czech Republic, the position of universities, rules for the information systems used by the state administration, etc. Research and development is also influenced by general legal regulations governing, for example, contractual relations, the industrial legal protection, the provision of information, inspections, etc. They are especially the following regulations:

- Act No. 40/1964 Coll. – Civil Code as later amended,
- Act No. 71/1967 Coll. – Administration Code as later amended,
- Act No. 2/1969 Coll. on the establishment of ministries and other central bodies of the state administration in the Czech Republic as later amended,
- Act No. 527/1990 Coll. on inventions, industrial samples, and innovations as later amended,
- Act No. 455/1991 Coll. – Code of Trade as later amended,
- Act No. 513/1991 Coll. – Commercial Code as later amended,
- Act No. 552/1991 Coll. on state controls as later amended,
- Act No. 563/1991 Coll. on an accounting as later amended,

- Act No. 283/1992 Coll. about the Academy of Sciences of the Czech Republic in the wording of the Act No. 220/2000 Coll.,
- Act No. 299/1992 Coll. about the state support of small and medium size enterprises as later amended,
- Act No. 337/1992 Coll. on taxes and fees as later amended,
- Act No. 357/1992 Coll. about taxes related to inheritance, gifts, fixed tangible assets' transfers as later amended,
- Act No. 478/1992 Coll. on utility models in the wording of the Act No. 116/2000 Coll.,
- Act No. 586/1992 Coll. on the income tax as later amended,
- Act No. 216/1994 Coll. about arbitration procedures and about the execution of arbitrary decisions,
- Act No. 89/1995 Coll. about the state statistical service as later amended,
- Act No. 111/1998 Coll. about universities and about the change and the supplement of other Acts (University Act) in the wording of the Act No. 210/2000 Coll.,
- Act No. 123/1998 Coll. on the rights for information about the environment in the wording of the Act No. 132/2000 Coll.,
- Act No. 148/1998 Coll. about the protection of confidential information and about changes in some Acts as later amended,
- Act No. 106/1999 Coll. on the free access to information as later amended,
- Act No. 59/2000 Coll. on the public support,
- Act No. 101/2000 Coll. about the protection of personal data and about changes in some Acts in the wording of the Act No. 227/2000 Coll.,
- Act No. 121/2000 Coll. about copyright and rights related to the copyright and about changes in some Acts (Copyright Act),
- Act No. 207/2000 Coll. on the protection of industrial samples and about the change in the Act No. 527/1990 Coll. about inventions, industrial samples, and innovations as later amended,
- Act No. 218/2000 Coll. about budgetary regulations and about changes in some related laws (Budgetary Regulations) in the wording of the Act No. 493/2000 Coll.,
- Act No. 219/2000 Coll. about assets of the Czech Republic and the involvement in legal relations in the wording of the Act No. 492/2000 Coll.,
- Act No. 227/2000 Coll. on electronic signatures and about the change in some other laws (Electronic Signature Act),
- Act No. 250/2000 Coll. about budgetary regulations for regional budgets,
- Act No. 365/2000 Coll. on information systems of the public administration and about the change in some other Acts,
- Act No. 408/2000 Coll. about the protection of rights related to plant types and about the change in the Act No. 92/1996 Coll. on species, seeds, and planting of grown plants as later amended (Protection of Rights for Species Act),

- Act No. 143/2001 Coll. about the protection of competition and about changes in some Acts (Competition Protection Act),
- Act No. 320/2001 Coll. about financial inspections in the public administration and about changes in some Acts (Financial Control Act).
- Act No. 40/2004 Coll. about the assignment of public orders,
- Act No. 341/2005 Coll. about public research institutions.