

# Legal Aspects of Agroforestry Systems

## Abstract

The thesis is devoted to a thorough analysis of the legal aspects of agroforestry systems in the context of Czech law. However, attention is paid not only to the Czech law, but also to the European Union regulations, which partly regulate the issue of agroforestry as one of the sustainable approaches to agriculture.

The aim of the thesis is to acquaint with the legal aspects of agroforestry, their selected typified agroforestry systems as well as individual woody elements that make up agroforestry systems. Space is devoted to both private law issues and, in particular, public law issues supplemented by relevant case law. Given the specific nature of agroforestry, this thesis is permeated by a wide range of legal disciplines, among which environmental law dominates, complemented by the aforementioned European law, civil law, tax law, administrative law and constitutional law. The objective is also to offer relevant *de lege ferenda* considerations with regard to the specific nature of agroforestry. Part of the rigorous thesis is an international legal comparison especially in relation to the legislation of the Federal Republic of Germany due to the proximity of its legal culture, landscape and climate.

The thesis is divided into 4 main chapters. The first one is mainly devoted to the definition of the concept of agroforestry and its relevant legal regulation. The second chapter is devoted to the issue of agroforestry systems in the context of European law, in particular, the issue of the EU Common Agricultural Policy. The third chapter, which forms the centre of gravity of this thesis, is devoted to the common issue of agroforestry systems, among which space is specifically devoted to the substantive legal aspects of trees, the tenure of agroforestry systems, the protection of agricultural land, and the general protection of trees growing outside forests. The fourth chapter concludes with the legal specifics of selected typified agroforestry systems.

## Key words

Agroforestry, sustainable agriculture, general protection of growing out of forests