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MACIEJ SZPUNAR

??? 25?? ??????? 2021 (1)

???????? C-21/20

Balgarska natsionalna televizia

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Direktor na Direktsia „Obzhalvane i danachno-osiguritelna praktika” – Sofia pri Tsentralno upravlenie na NAP

[?????? ?? Administrativen sad Sofia-grad
(????????????? ?????????????? ??????, ??????????)
??? ??? ?????? ?????????????? ??????????]

?????????

1. ?????????? ??? ??????? ?????????? ??? ?? ?????????????????? ??? ?????????? ?????????????? ???
????????????? ??? ?? ?????? ????: ??? ? ?????????? ????????, ?? ?????? ??????????
????????? ?? ??? ?????? ?????????????? ?? ?????????????? ?????? ??? ??? ?????? ?? ??????
????????????? ??? ?? ?????? ?????? ?????????? ??? ?????????? ?????????????? ?????????? (?????????),
????? ? ??????? ?????? ?????? ?????????? ??? ?? ?????? ?????????? ?????????????? (2). ?????????? ?????? ???
????????????? ??? ?? ?????? ?????? ?????????? ?????????????? ?? ?????? ??? ?? ???, ???? ???
????????? ?????????? ?? ?????? ?? ?? ?????????? ?????????????????? ?????????????? ???
????????? ??? ?????? ?????????????? ?????????? ??, ?? ?????? ?????????? ??? ?? ???
?????????????.

2. ? ??? ?????? ??????? ?????? ?? ?????? ??? ?????? ?? ?????????????? ?????? ??
?????? ?????????????? ??? ??????? ?????????????? ?????????? ??? ?????? ???
????????????? ??? (??? ????: ???) ??? ??? ?????????? ??? ??? ? ?????????????? ???
???? ?????????? ??? ?? ??? ?????????????? ?????????? ?? ?????????????? ??? ???
?????.

3. ?? ?????????? ??? ?? ?????? ?? ??????? ?? ?????? ??? ? ?????????????? ??? ??????????
????????????? ??? ?????????? ??? ??????? ?? ?????? ??? ?????????????? ??? ??
????????? ??? ?? ?????????? ?? ?????????? ??? ?? ?????????? ?????????????? ???
??? ?????? ??? ?????? «?? ?????? ???» ??? ??? ?????? ??? ?????????? ???
??? ??? ??? ?????? ??? ?????? ?????? ??? (3). ??????, ?????????? ?? ?????? ???
???? ??? ?????? ?? ?????? ??? ?????? ?????? ?????????????? ??????????????
????????????? ??? ?????????? ??? ?????? ?????? ?????????? ??????????????.

4. ?? ?????????? ?? ??? ?????? ?? ?????? ?? ?????? ?? ?????????? ?? ?????????? ??????????
????????? ??? ?????? ?? ?????? ?? ?????? ?? ?????????? ?? ?????? ?????????? ??????????
????????? ?? ?????? ?? ?????? ?? ?????? ?? ?????????? ?? ?????? ??? ?? ?????? ???
????????? ?? ?????? ?? ?????? ?? ?????? ?? ?????????? ?? ?????????? ???.

????? ??????

????? ??? ??????

5. ??? ?? ?????? 2, ?????????? 1, ??????? ??, ??? ?????? 2006/112/? ??
?????????, ??? 28? ?????? 2006, ?????? ?? ?? ?????? ?????? ?????? ??????????????
????? (4):

«???? ??? ?????????? ?? ?????????? ??????:

[...]

?) ?? ?????? ???????, ??? ?????????????? ?? ?????? ?????? ??? ?????? ???
????? ?????? ??? ?????????? ??? ?????? ??? ?????? ?? ??? ?????? ??? ???,

[...]».

6. ?? ?????? 132, ?????????? 1, ??????? ??, ??? ?????? ?????? ?????? ?? ????:

«?? ??? ?????? ?????? ?????? ?? ?????? ??????:

[...]

?) ??? ?????????????? ?????? ?????? ?????????? ??? ?????????? ??? ?????? ???
????? ??? ?????? ?????? ??????.

[...]»

7. ?? ?????? 168 ??? ?? ??? ?????? ?????? ?? ??????:

«??? ?????? ??? ?? ?????? ??? ?? ?????????? ?????????????? ??? ??? ?????? ???
????????????? ???, ? ?????????? ??? ?????? ??? ?? ?????? ???, ??? ?????? ???
????? ??? ?????? ?????????? ??? ?????? ???, ?? ?????? ??? ?????? ??? ??? ?????? ???
????? ???.

?) ??? ??????????? ? ??????????? ??? ?? ??? ????? ?????? ??? ?? ??? ?? ?????? ??? ??
?????????? ? ?????????? ?? ??? ?????????? ??? ?? ??? ?????????? ??? ?? ??? ???????????
? ?????????? ?? ??? ?????????? ??? ?? ?????????? ??? ?? ??? ??????????? ??? ?? ???

?) ??? ??? ??? ?????????? ??? ?? ??????? ??? ?????????????? ?? ?????????? ??? ??
??? ??????? ?????????? ??? ?? ??? ????? 18, ?????????? ?) ??? ?? ??? ????? 27,

?) ??? ??? ??? ?????????? ??? ?? ?????????????? ?????????? ??? ?? ??? ??????? ?? ??
????? 2, ?????????? 1, ?????????? ?), ?????? i),

?) ??? ??? ??? ?????????? ??? ?? ?????????? ??? ?????????????? ?? ?????????? ??? ??
????????? ??? ?? ??? ????? 21 ??? 22,

?) ??? ??? ??? ?????????? ? ?????????????? ??? ?? ?????????? ??? ?? ??? ?????? ??? ??
?????.»

8. ?????, ??? ?? ????? 173, ?????????? 1, ????? ????, ??? ?????? 2006/112:

«????? ?????? ?? ?????? ??? ?? ?????????? ??? ?? ?????????????? ??? ?? ?????????? ??? ??
??? ?? ?????????????? ??? ?? ?????? ??? ?? ?????????? ??? ?? ?????????? ??? ?? ?????????? ??? ??
??? ?????? 168, 169 ?? 170, ??? ?? ?????? ?? ?????? ??? ?? ?????? ??? ?? ?????? ??? ?? ?????? ??? ??
????????? ?????????? ??? ?? ?????? ??? ?? ?????? ??? ?? ?????? ??? ?? ?????? ??? ?? ?????? ??? ??
????????? ??? ?? ?????? ??? ??????..»

????????? ??????

9. ?????? ??? ?????? 6, ?????????? 3, ??? Zakon za radioto i televiziata (????? ???
?????????? ??? ??????????), ? Balgarska natsionalna televizia (??? ????: ???) ???
????? ?????? ??? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ??????????????
?????. ??? ?? ?????? 70, ?????????? 3, ??? ?????? ????, ? ??? ?????????????? ???
????????? ??? ?????? ?????? ??????????????, ??? ?????? ?????????? ??? ?????????? ???
????????? ???., ?????? ??? ?????? ????.

10. ? ?????? 2006/112 ?????????? ??? ?????????? ??? ?? ?????????? ??? ?? ??? ?????????? ??? Zakon
za danak varhu dobavenata stoynost (????? ??? ?????? ?????????? ???). ?? ?????? 42
??? ?????? ?????? ?????????? ??? ?? ???, ?????? ?????, ??? ?????????????? ??? BNT, ???
????? ??? ?????? ?????????????? ??? ?? ??? ?????? ?????????? ???.

?? ?????????? ??????????, ? ?????????? ??? ?? ?????????? ??????????

11. ? BNT ??? ?????????? ??????? ?????????????? ?????????????? ???, ??? ?????? ???
????? ? ?????????? ???, ???' ????, ?? ???? ??? ?????? ??? ?????????? ??? ?????????? ???
????? 132, ?????????? 1, ??????? ???, ??? ?????? 2006/112. ? BNT ?????????????? ??
????? ??? ?????????? ??? ?????? ?????????? ??? ?? ?????? ??? ?????? ??? ??????????
??? ?????? ?????????? ??? ?????? ?????????? ??? ?? ?????? ??? ?????? ??? ??????????
????? ?????? ?????????? ??? ?????? ?????????? ???, ??? ?????? ?????? ??? ?????? ???
????????? ??? ?????????? ??? ?????? ???, ??? ?????? ?????? ??? ?????? ??? ??????????
????????? ??? ?? ?????? ??? ?????? ???.

12. ? ?????? ??? ?????? ??? ?????? ??? ?? ?????????? ??? BNT ?? ?????? ??? ??
????????? ? ?????? ?? ?????????? ??? ?? ?????? ??? ?????? ??? ?????????? ??? ?? ???
????????????? ??? ?? ??? ?????? ??? ?????????????? ????. ? ?????? ??? ?????? ???
????????? ??? ?????? ??? ?? ??? ?? ?????????? ??? ?????? ??? ?????? ???

? ?????????????? ??? ?????????????? ??? BNT ??? ?????? ???.. ??????????????, ??? ???? BNT,
? ?????????? ??? ?? ?????? ?????????? ?????????????? ??? ?????? ?? ?????????? ?? ??????????????
????????? ??? ?????? ?????? ?????????? ?????????? ?? ?????????? ??????, ??? ???? ??????????
????????? ??? ?????? ??? ?????????? ??? ?????????? ??? ?????? ?? ?????? BNT ??????? ???,
???? ?????? ??? ?????? ??? ?????????? ??? ?????????? ??? ?????? ?????????? ?????????? ? ???
????????????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ?????????? ?????????? ???
????????????? ?????? ??? ?????????? ??? ??????, ??? ?????????? ?????? ?????????? ??? ??????????
?????. ??????????, ? ?????????? ??? ?????? ??? ? ?????????????? ??? BNT, ??? ?????? ???
????????????? ??? ??? ?????? ?????????? ??? ??????, ??? ?????? ??? ?????? ??? ???
????????????? ??? ??? 132, ?????????? 1, ?????????? ???, ??? ?????? 2006/112, ???
????????? ?????? ?????? ?????????? ???' ??????????, ??? ?????? ?????? ??? ????
????????????? ?????? BNT ?????????????? ??? ?????? ?????????? ??? ?????? ?????????? ???
????????????? ?????? ?????????? ??????????.

13. ? ?????? ??? ?????? ??? ?????? ??? ?????? ?????? ?????????????? ??? ?????? ??? 14??
????????? 2016, ?? ??? ?????? ? ?????????? ??? ?????? ?? ?????????? ??? ?????????? ???
??? ??? ??? ?????? ??? ?????????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? 1?
????????? 2015 ??? ??? 31 ?????? 2016. ? BNT ?????? ?????????? ?????????? ??? ???
????????? ????, ? ?????? ?????????? ??? ?? ?????????? ??? ?????? ?????? ?????? ?????????? ???
?? ?????? ??? 27? ?????????? 2017. ? BNT ?????? ?????? ??? ?????? ??? ?????? ??????????
????? ?????? ?????? ??? ?????????? ??? ?????????? ??????????;

14. ??? ??? ?????? ????, ?? Administrativen sad Sofia-grad (????????? ??????????)
??????, ?????????) ?????????? ?? ?????????? ?? ?????????? ??? ?? ?????????? ???
????????? ?? ?????????? ?????????? ??????????:

«1) ??? ? ?????? ??? ?????? ?????????? ?????????????? ??? ?????? ??? ?? ?????? ??? ?????????? ???
????? ?????????? ?? ?????????? ?? ?????? ?????????? ??? ?????????????? ??? ??????????
??????, ??? ??? ?????? ??? ?????? 2, ?????????? 1, ?????????? ??, ??? ?????? [2006/112],
?? ?????????? ??? ?????????????? ??? ?? ?????? ??? ?? ?????? ??????????????, ??? ??
????????? ?? ?????????? ??? ?????????? ?????? ?????????? ??????????, ? ??? ?????? ?????? ???
????????? ??? ?????????????? ?? ?????????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????????
????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????;»

2) ?? ? ?????? ??? ?????? ??? ?? ?????????? ?????????????? ??? ?????? ??? ??????
????????? ?? ?????????? ?????????? ?????????? ??? ?????? ?????????? ??? ?????? 2,
????????? 1, ?????????? ??, ??? ?????? [2006/112], ?????? ?????? ?? ?????????? ??
????????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? 132, ?????????? 1, ?????????? ??, ??
??????, ??? ?????? ?????????? ??? ?????? ?????? ?????? ?????? ?????????? ??? ?? ???
????????????? ??? ??? ???, ?????????????? ??? ??? ??? ? ?????? ?????????? ???
????????????? ???' ?????? ?????????? ?????????? ??? ??? ?????? ?????????? ??????????,,
????????????? ??? ?? ?????????? ??? ?????? ??? ?????? ??? ??????;»

3) ??? ?????? ????, ?????? ?? ???? 168 ?? ?????? [2006/112], ?????????? ? ???
?????? ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ??? ?????? ??????????
????????? ??? ?????? ??? ?????? ?????? ?????? (??? ??? ??????)
????????? ??? ?????? ?????? (????????? ?????????? ??.) ??, ???????, ??? ??????
????????? ??? ???? ?????? ?????????? ?????? ?????? ??? ?????? ??? ?????? ???
????????? ??? ?????? ?????????? ??? ??? ??? ?????? ??? ?????????? ??? ?????? ???
????????? ??? ??? ??? ?????? ?????????? ??? ?????? ??? ?????? ??? ?????? ???, ???

????????????? ?? ??????????? ?? ??????? ?????????? ??? ?????????????? ???;

4) ?????? ?????? ?????? ??? ? ???????????????? ??? ?????????? ?????????????? ??????????????
????? ??? ?????????????? ??? ??? ??? ?????????????????? ?????? ??? ?????????????? ?????? ???
????? ?????? ?????????????????? ???: ??? ?????? ??? ? ?????? ??? ?????????? ??? ?????????????? ???
??? ?????????????? ? ?????????????? ??? ??? ??? ?? ??? ?????? ??? ??? ?????? ??? ?????? ???;
?? ?????????? ??? ??? ??? ?????? ???;»

15. ?????????? ?????????????????? ?????????????? ?????????????? ??? ?????????????? ??? 17 ??????????????
2020. ??????? ?????????????? ?????????? ? BNT, ? ?????????? ?????????? ?????? ??? ?
????????? ??????. ? BNT ??? ? ?????????? ?????????? ?????????? ??? ?????????????? ???
?????????????.

????????

16. ?? ??????? ??????????? ??????? ??????? ?????????????? ??????????. ?? ??????? ??
?????????? ?? ?? ?? ????? ?? ?? ?? ????? ???????????.

??? ??? ?????? ?????????????????? ??????????????

????????????????? ??????????????

18. ?????????? ??? ?????????? ?????????????? ?? ??? ???? ?? ?????? ??? ?????????? ??
????????? ??????? ?????????? ?????????? ??? 23 ??????? 2018 ??? ?? Varhoven administrativen sad
(?????? ?????????? ??????????, ??????????), ?? ??? ?????? ?????????? ??? ? ??????????????
??? BNT ??????? ??? ?????? ??????? ????. ?? ?????????? ??? ?????????? ??? ??????? ???,
????? ????, ??? ????? 25, ??????? ??, ??? ?????? 2006/112, ??? ?? ?????? ? ?????? ? ??????
?????????, ??? ?? ?????? ??? ?????? ??? ??????, ??????? ?? ??????????, ?????? ????, ???
????????? ?????????? ??????? ??????? ??? ?????? ??? ?????????? ??? ? ??? ?????? ??? ? ?? ??????
????? (5). ????? ??????????, ??? ?? ?????????? ???, ??? ?????????? ??? ??????????????
??? BNT, ? ????? ??????? ?? ?????????? ?????????? ??? ??????. ???????, ?? Varhoven
administrativen sad (?????? ?????????? ??????????) ?????????? ??? ?????? ???
????????? Le Rayon d'Or (6). ?? ?????????? ??? ?????? ?????????????? ???, ??????????
????? ??? ??????? ?? ??? ??? ?????? ?????????????? ??? BNT ?? ?????? ?? ???
????????? ?????????????????? ??? ?????????? ??? ?????????????? ??? ??????????, ?
????? ??? ?????????? ?eský rozhlas (7) ??? ??? ?????? ??? BNT.

19. ? ???? ??? ?????????? ?????? ??? ?????? ??? ?????? ??? ?????? ?????? ?????? ?????? ??? ?? ???? ?????????? ??? ?? ???? ?????? ??? ?????? ?????? ??? 23?? ?????? 2018.

?????? ?eský rozhlas

21. ?? ??? ??????? ?eský rozhlas (9), ?? ?????????? ??????????? ???' ????. ???
?????????? ?????? ??? ?????? ?????? ?????? ?????? ?????????? «?? ???????
?????», ??? ???? ?????? ??? ?????? 2, ?????? 1, ??? ?????? 77/388/??? (10), ???
????????? ?????? ??????????????, ?????? ?? ?????????? ?????? ??? ?????????? ??? ??????????
??? ?? ?????? ?????? ?????? ?????? ??? ?????? ??? ?????? ?????????? ?????? ??? ??????????
?????????, ? ?? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ?????? ?????? ??? ??????????
????????? ??? ?????????? ??? ?????? ?????? (11). ????????, ??????? ?? ??
????????? ??? ??????????, ? ??? ???? 2, ?????? 1, ??? ?????? 77/388 ?????? ???
«?????? ?????????? ??? ?????????????? ?? ?????? ?????? ??????» ?????????????? ??? ??????
????? ?????? ?????? ??? ?????????? ?????? ?????????? ??? ??? ?????????? ?????? ??????????
(12).

22. ??? ???????, ?? ?????????? ?????????? ??? ?? ?????????? ?????? ??? ?????????? ?????? ???
????? ??? ??????? ?????????????? ?????????? ??? ?????????? ??? ?????????????? ??? ??????????
??? ?? ??????? ??? ?????????? ?? ?????????? ??? ?????????? ??????. ??????????????,
?????, ? ?????????? ??? ?? ?????????? ??? ?????????? ??? ?????????? ?????? ??? ?????????? ???
????????? ?????????????? ??????????, ??? ?????? ??? ?????? ?????? ?????? ??????, ???, ???????,
? ?????? ??? ?????? ?????? ?????? ??? ?????? ??? ?????? ?????? ?????? ?????? ?????? . ???????, ?
????????? ??? ?????? ?????? ?????? ?????? ??? ?????? ??? ?????? ?????? ?????? ?????? ?
????????? ?????????????? ?????? (13).

23. ?? ?????????? ??????? ?? ?????? ?? ?????????? ??? ?????????? ?????????? ???
????????? ??? ?????? ?????? ?????? ?????? ?????? ??? ?????? ?????? ?????????????? ???
????????? ??? ??? ?????? ??? ?????? ?????? ??? ?????? ?????? ?????? ?????? ???
????????? ?????? (14).

24. ??????, ?? ?????????? ??? ?????? ?? ?????????? ??? ?????????? ??? ?????????? ???
????????? ?????????????? ?????????? ?????????? ?????????? ??? ?????????? ? ??? ??? ??
????????? ??? ?? ?????? Le Rayon d'Or (15). ??????????, ?? ?????????? ??????????
??? ??? ?????? ??? ?? ?????? ?????? ?????? ? ?????? ?????? ?????? ?????? ?????? ??????????
????? ??? ?????????? ?????? ?????? ??? ?????? ?????? ?????? ?????? ?????? -????? ??? ?? ?
????????? ??? ??' ??????- , ?? ?????????? ??? ?????? ???' ?????? ?????? ??????
?? ?????? ?????? ?????? ??? ?????? ?????? ?????? ??? ?????? ?????? ???, ?? ??
?????, ?? ?????? ??? ?????? ?????? ?????? ??? ?????? ?????? , ??? ?????? ?????? ??????
????????????? ?????? ?????? ?????? ?????? ??? ?????? ?????? ??? ?????? ?????? (16).

25. ?????????? ??? ?????? ??? ??????????????, ?? ?????????? ?????? ??? ??????????
????????? ??????????, ??? ???? ?????? ??? ?????? ??? ?????? ??? ?????? ?????? ? ??????
?eský rozhlas, ? ?????? ?????????????? ??? ?????? ?????? ??? ?????? ?????? ??????????
????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ?????? ??? ? ??? ??????
????? ?????????? ???, ?????? ?? ??? ?????? ?????? ?????? ?????? ??? ?????? ?? ???, ???
????? ?????? ?????? «?? ?????? ??????» ??? ??? ?????? ??? ?????? 2, ?????? 1,
??? ?????? 77/388, ???, ??? ??????, ??? ?????? ??? ?????? ?????? ??? ?? ??? ??????
????? (17).

????????? ??? ?? ?????? ??????

26. ?????? ??? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ?????? ??????
????????????? ?????? ?????? ?????? ??? ?????? ?????? ??? ?????? ?????? ??? ??????

27. ??????????, ??? ???? ?????????? ?????????? ??? ?????? ??? ?????? ???
 ?????????????? ??? ?????? ?????? ?????????????????? ?????????? ??? ?????? ???.
 ?????????? ?, ? ?????????? ??? ?????? ?????? ?????????? ??? ?????? ??? ?????? ??? ?
 ?????? ?????????????? ??? ??????????, ??? ?????? ?????? ?????????? ??? ?????? ???
 ?????? ??????????. ? ?????? ?????? ?????? ?????????? ? ? ?????????? ?????? ???
 ?????????????? ?????? ??? ?????? ??? ?? ??? ?? ??? ?????? ?????????? ??? ??? ?? ???
 ??? ?? ??? ?????? ??????????. ?? ??? ??? ??????, ??? ?????????? ??? ?? ??? ??????????
 ?????????? ??????????: ??? ?????????? ??? ?????? ? ?????????? ??????????????????
 ?????????? ??? ?? ?????????? ??? ?????? ?????????? ??? ?? ?????? ?????????? ?????????? .
 ?????????? ??? ?????? ?????????? ??? ?? ?????? ?????????? ?????? ?????????? ?????????? ?
 ?????????? ?????????? ??? ?? ?????? ?????????? ??? ?? ?????? ?????????? ?????????? , ???
 ?????????? ?????? ?? ?????????? ??? ?????? ?????? ??? ?????? ??? ?????? ???, ???
 ?????????? ?????? , ?????????? ?????????? ??? ?? ?????? ?????? ?????????? . ??? ???? ???? , ???
 ?????????? ?????? ?????? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? , ???
 ?????????? ?????? , ?????????? ?????????? ??? ?? ?????? ?????? ?????????? . ??? ???? ???? , ???

28. ??????????????, ????. ?????????? ?????? ?????? ??? ?????????? ??????????????????????
?????????? ???. ??? ???? ?????????? ??? ?????????????? ?????? ?????????? ???????????, ????. ???
????? ??? ?????????? ?????????????????? ?????????? ??? ?????????????????? ?? ??????????
???. ??? ?????????? ??? ?????????? ?????? ??? ?????? ??? ?????? ??? ?????? ?? ??????????????
????????? ??????, ????. ??? ?????????? ??? ?????????? ??? ?????????? ??? ?????????? ?????? ?? ?? ??????
????????? ??? ?????? ?????????? ??? (19). ?????????? ?????????? ?????? ?????????? ?????????? ??????
???. ?????????? ??? ?????? ? ?????? ?????????? ?????????????? ?????????? ??? ?????? ?? ??????????
???. ??????????, ?????????? ??? ?????????? ??? ?????????? ?????? ??? ?????????? ??????????, ????.
???. ?????????? ??? ?????????? ?????? ??? ?????????? ??? ?????? ??? ?????????? ?????????? ??????
????????????? ??? ??? ?????????????? ???.

30. ??????????????????, ?????????????????? ??? ?????????? ??? BNT ??? ??? ???
????????????? ?????????????? ??? ??? ?????????????? ?? ?????????????? ??? ?????????????? ??????????????????
????????????????? ??? ?? ?????????????????? ??? ?????????????????? ??? ??????????????
????????????????? ?????????????? ??? ?????????? ?????????????? ??? ??? ???? ???? ???
?????????????????, ??? ?????? ??? ?????????????????? ??? ??? ?????????????? ???, ??? ??????????
???????? ?????????? ?? ?????????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? 2, ??????????????
1, ?????????? ?, ??? ?????? 2006/112.

31. ????????, ????????, ?? ????????, ??? ?????????? ?????? ?????? ?????? ?? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? 2, ????????, 1, ????????, ?, ??? ?????? 2006/112. ????????,

?????????? ??? ???????? ?????????????????? ?????????????? ??? ????? ?????? ??? ?????????
????????????????? ?????????? ?????? ?????? ?????????? ?? ??? ?????????? ?? ???? ?????? ??????????
??? ?????????? ??? ??? ?????? ?????????? ?? ??? ??????, ?? ?? ?????????? ??? ?????? ??????????
????? ?????? ?? ?????????? ?????? ?? ??? ?????????? ?????? ??? ?? ?????????? ??? ?????? ??? ??????
??? ???? ??? ?????????? ?????, ???? ?? ?????? ?? ?????????? ?? ??? ?????? ??? ?????? ??? ??????
?????????. ?????????????, ? ???? ???? ??????, ?????????? ?? ?? ?????? 1, ?????????? 2, ???
???????? 2006/112, ?? ???? ?????? ?????? ??? ??? (21).

32. ????????, ??? ?????? ?????????? ??? ??? ?????? ?????????? ??? ?????? ?????????? ????
????????? ??? ??? ?????? ??? ?????? ?????????????? ?????? ??? ?????????? ??? ?????????????? ???
????????? ?????????????? ?????? ??? ?????? ?? ?????????? ??? ?????????? ????. ????????, ???
????????? ??? ?????? ??? ?????? ?????? ?? ?????????? ?? ??? ?????????? ??? ?????? ??? ??????
??? ?????? ? ?????????? ??? ??? BNT ?????? ?? ?????????? ?? ?????????? ??? ??? ???
????????? ??? ?????? ?????????????????? ?????? ??????????, ??? ??? ??? ??? ??? ?????? ???
????????? ???' ?????????? ??? ??? ?????? ?????????? ??? ??????????. ? ??????
????????? ??? ?????? ??? ?????????? ?????? ?????????? ??? ?????? ??? ?????? ??? ??????
????????? ??? ?????? ??? ?????????? ?????? ?????????? ??? ?????? ??? ?????? ??? ??????
????????? ??? ??? ?????????? ??? ?????????? ?????? ?????????? ??? ?????? ??? ?????? ??? ??????
????????? ??? ??? ?????????? ??? ?????????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ??????
??? ?????????????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ???, ?????? ? ?????????????? ??? ?????? ?????????? ??? ?????? ??? ?????? ??? ??????
??? ??? ?????? ?????? ?????????? ??? ?????? ?????????? ??? ?????? ??? ?????? ??? ?????? ???.

????? 25, ????????, ??? ?????? 2006/112

33. ?? ??? 25, ????????, ??? ?????? 2006/112 ??? ?????? ?? ?????????? ?? ???????
????????? ??? ?????? ?? ??? ?????? ??? ?????????????? ??? ?????? ??? ?????????? ???.
????????? ?? ?????????????? ?? ?????????? ??? ?????? ??? ?????? ??? ?????? ???.

34. ? ??????? ??? ?????????????? ??? ?????? ??? IV ??? ?? ??? ?????? ???????, ? ??????
????????? «????????????? ??????». ? ?????? ??? ?????? ?????????? ??? ?????????? ???
????????? ??? ?????? ?? 2, ?????????? 1, ??? ?????? 2006/112. ?? ??????? 3
??? ?????? ?????? ??? ?????? ??? ?????? ?????????? . ? ?????? ?????? ??? ?????? ??? ??????
????????? ??? ?????? 24, ?????????? 1, ??? ?? ??? ?????? ??????. ? ?????? ?????? ???
??????, ?????? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ??????. ?? ?????? ?????????? ??? ?? ??? ?????? ?????? 3 ?????????? ???
????????? ??? ?????? ???, ??? ?????????? ??? ?????? ?????? ?????? ?????? ?????? ???
??? ?? ?????? ???.

35. ?? ??? 25 ??? ?????? 2006/112 ?????????? ?? ?? ?????? ??? ?????? ??? ??????
????????? ??? ?????? ?? ??????????, ?????? ???, ?? ??? ?????? ?????? ?? ?????? ??? ??????
????? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ?????? ?????? ???,
????????? ??? ??? ?????? ?????? ?????? (????? 25, ????????, ??), ??? ?????? ???
????????? ? ?????? ??? ?????? ??? ?????? ?????? (????? 25, ????????, ??) ???, ???, ???
????????? ?????? ?????? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????? (????? 25, ????????, ??). ??????, ? ?????? «?????» ??? ?????????????? ???
????????? ??? ??? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ???
??? ?????? ??? ?????? ??? ?????? ?????? (22), ??? ?? ?????? ??? ?????? ??? ?????? ???
????????? ???????, ?? ?????? ?????? ??????????, ?? ?????? ?? ?????? ??? ?????? ??? ??????
?????.

36. ???????, ?? ??? 25 ??? ?????? ??? ?????? ??? ?????? ??? ??????
?????????, ??? ?????? ?????? ???, ?? ?????? ?????? ?????? ??? ?????? ?????? ???

?????????? ?????? ??????????. ??????????, ?????? ??????????? ???, ??????? ?? ?? ?????? 2,
?????????? 1, ??????? ??, ??? ?????? 2006/112, ? ?????? ?????????? ??????????? ???
????? ?? ?????????????????? ?? ??????? ??????, ??? ?? ?????? ??? ?????? ??? ??????????? ???
?????????. ? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ??? ?????? ??????????,
????????????????? ??? ??? ?????????????? ??? ?????? 25. ???????, ??? ? ??????????
????? ?????? ??? ?? ? ?????????? ??? ?????? ??? ?????? ??? ?????????? ??? ??????????, ???
??? ? ?????????? ??????? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ? ??? ?????? ??? ? ??
????????? ??? ?? ?????????? ??? ?????? ??? ?????? ?????????????????? ?? ?????????? ?????? ???
??? ?????? ??? ?? ?????? ?????? 2, ?????????? 1, ??????? ??, ??? ??????.

37. ????????, ?? ??? 25, ????????, ??, ??? ?????? 2006/112 ??? ?????? ??
?????????? ?? ??? ?????? ?? ?????? ?? ?????? ?? ?????????? ?? ?????? ?? ?????? ??
????????????????? ?? ??????????, ??? ? ?????? ?????????????? ?? ?????? ?? ?????? ??
????????? ?? ?????? ?? ?????? ?? ?????????? ?? ?????????? ?? ?????? ?? ?????? ??.

38. ????????, ? ????????, ??? ????????, ?? ?????? ?? ?????? ?????? ?????????????? ?????? ?????? ?????
??? ?? ?????? 2, ?????????? 1, ??????? ??, ??? ?????? 2006/112 ???? ??? ?????? ??? ?
????????????? ?????? ?????????????????? ?????????? ? ?????? ?????????? ??? ??????
????????? ?????????????????? ?????? ??? ?????? ?????? ?????????? ?? ?????????? ??????,
????? ??? ?????? ??? ??????? ?????, ??? ?????? ??? ?????????????? ??? ?????????????? ???
????????? ??????????????.

???? ???? ?????????? ?????????????????? ??????????????

40. ?????????? ?????????? ?????????? ?? ??????? ?????? ??? ?????? ?????????? ?????? ??? ??????
?????? ??????, ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ?????????????? ???????, ??? ??
????????? ?????????? ?????????? ?????????????????? ?????????????? ?? ?????? ?????????????????? ??? ??
????????? ?????????????? ?????????? ????. ??????????, ??? ?? ?????? ?????????? ?? ?????? ??? ??
???? ?????? ??? ?? ?????? ?????? ?????????? ??? ?? ?????? ? ?????????? ??? ?? ?????? ??? ??
????????? ?????? ??? ?? ????????. ????????, ?????????? ??? ?? ?????????? ??? ??
????????????? ??? ?? ?????????? ?????????????? ?????? ?????????? ??? ?? ?????????? ??? ??
????????? ??? ?? ?????????? ??? ?? ?????????? ?????, ?????????? ?? ?????????? ??? ??
????? ??? ?? ?????????? ??? ?? ?????????? ?????? ?????????? ??? ?? ?????????? ?????? ??? ??
????? ??? ?? ??????. ?????? ?????????? ?????????? ??? ?? ?????????? ??? ?? ?????????? ??? ??
????????????? ??? ?? ????????. ??????, ? ???????? ??? ?? ?????????? ?????????? ??? ??
????? ??? ?? ?????????? ??? ?? ?????? ??? ?? ?????????????? ??? ?? ?????????? ?????????? ??? ??
????????? ??? ?? ?????????? ??? ?? ?????? ??? ?? ?????????? ?????? (23) ??? ?? ?????????????? ??? ??
???? ????????

? ?????????????? ? ?????????????? ? ?????????????????? ??? ? ?????????????? ? ?????????????????? ? ??????????????

41. ?? ?????? 132, ??????????? 1, ?????????? ???, ??? ??????? 2006/112 ?????? ???
?????????????? ??? ???? ??? ?? «????????????????? ?????????? ?????????? ?????????? ???
??????????, ????? ??? ?????? ??? ?????? ?????? ?????????? ??????????». ????????, ??????? ?? ???
????????????? ?????????? ??? ?????????? (24) ????? ??? ?? ??? ?????????? ??? ?????????? ??
????? ??? ????? ?????????? ???????, ?? ?????????? ??? ?????????? ?? ??????????
????????????????? ?????????? (????????? ?????????? ?????????? ??? ??????????) ???

???????????? ???? ??? ????? ?????? ??? ??? ?????????? ?? ?????????????? ?? ?????????????? ?? ??????????
?????. ??????????, ?????????? ??? ?????? ??? (??? ??? ?????? ??? ?????????? ?? ?????????? ?? ???
????? ?? ?????????????? ??? ??????) ?? ??????? ??? ?????? ?????????????? ?? ??????????
????? ??? ?????? ??? ?????????????? ??? ?????? ??? ????? «????????? ??????». ???????,
??? ??? ??? ?????? ??? ?????? ?????????? ??? ?????? ?????????? ??? ??????
????????????? ?? ?? ??? ????? ?????????????? ?????????? ?????????? ?????????? ?? ?????????????? ?
????? ??? «????????????? ?????? ?????????? ??????».

42. ????? ?? ?????? 132, ??????????? 1, ?????????? ???, ??? ??????? 2006/112 ??? ????
????????? ??? ??????? ?????? ?????? ??? ?????? ??? «????????????????? ??????????
?????????». ??????????, ? ?????? ??? ?????? ?? ?????? ?? ?????????? ?? ?????????? ?? ???
«????????? ??????????????», ??? ?????? ?????????? ??? ?????? 9, ?????????? 1, ???
????????? ????, ?????????? ??? ? ?????????? ?????? ?????? ?????????? ??? ??????????????
?????????. ????????, ? ??????? ??? ?????? ??? «????????????????? ?????????? ??????????»
?????? ?? ?????????? ??? ?? ?????? ??? ?????????? ??? ??? ?????? ??? ?????? 132,
????????? 1, ??????? ???, ??? ??????? 2006/112.

43. ??????????, ?? ??????????????? ?????????? ?????????? ???????, ??? ???? ?????? ???, ??
?????????? ?????? ?? ??????? ?? ?????????? ?? ?????????????????? ?? ?????????? ?????? ??? ???? ??????
??? ??????? 2 ??? ??????? 2006/112. ????????, ??????? ? ?????????? ??????????
?????????????? ?? ?????????? ?????????????????? ?????????? ??????? ?????????? ?????????? ??? ??
?????? ??? ?? ?????????? ?? ?????????????? ??? ?????????????? ???, ??????? ?? ?????? ??????????????
?????? ???, ???????, ?????????????? ?? ?????????? ???????, ?????????? ??? ?????? ??????????
?????? ??????? ?? ??????? ??????????. ?? ??? ??????? ?????????? ??? ?? ?????????? ??? ?? ?????????? ???
?????? ?????????? ?? ?????????? ?????????????????? ?????????? ??? ?? ???????, ??? ?? ???
?????? ?????????????? ???, ??? ??????? ?? ?????????? ?? ?????????? ?? ?????????????? ?? ??????????
?????? ??? ?????????? ??? ?????? ??? «????????????????? ?????????? ??????????» ???
????????????????? ??? ????? ??????????. ?? ??? ???????, ? ?????????????? ??????????
????????????????? ?????????????? ??? ?????????????? ?? ?????????????? ?? ?????????? ??? ?? ??????????
????????????????? ??? ??????? ?? ?????????? ?? ?????????????? ?????????? ?????????????? ??? ???
??? ??????? ??? ?????? 132, ?????????? 1, ?????????? ???, ??? ?????? 2006/112.

44. ? ?????? ?????????????????? ??? ?????????????????? ?????????????? ?????????????? ??? ??????????
????????? (25). ??? ?????????? ??? ?????????? ?????????????????? ??????????????, ?
????????????? ??? ?????????????????? ?????? ??? ??? ?????? ??????. ? ?????? ??? ?????? ??
????????? ????, ??? ??? ?? ?????? ??????????, ??? ??? ?????? ?????????? ??? ??? ?????? ??????????
? ?????? ?eský rozhlas (26), ??? ??? ?? ?????? ??????????, ??? ??? ??? ??? ?????? ??????.
? ?????? ??? ?????? ? ?????? ?????????? ?????????????? ??? ?????? «????????????????? ??????????
?????????????» (???????, ?????????? ??? ?????????? ??????????), ??? ?? ??????????????
??? ?????????? ??? ?????? 2010/13/?? (27), ? ??? ?????????????? ?????????????? ???.

45. ??? ?????? ??? ?? ?????????????? ????, ?????? ?????????????? ?? ?????????? ???????, ???? ???
?????? ?????????? ?????? ?????? ?????? ?????, ????????, ?????? ?????? ?????????? ??
????????? ?????? ????, ??? ?????? ??? ?????? ??? ?????? 2, ?????????? 1, ?????????? ??, ??? ??????
2006/112 ??? ?????????? ??? ?????? ??? ?????? ??? ?????????? ?????????? ?????????????? ???
????????????? ??????????, ???? ??? ?????? ??? ?????? 132, ?????????? 1, ??????????
???, ??? ?????? ????. ???????, ?? ?????????? ??? ?????? ?????????????? ???' ????, ??? ??
????????? ??? ?????? ?????????? ???? ?? ?????? ?????? ?????????????? ?? ?????????????? ??? ??
????????? ??? ?????? ?????????? ?????.

? ??????? ? ??????? ?? ???? ?? ?? ??????? ?????? ?????????????? ?? ???? ??????????????????
?????????. ? ???? ?? ???? ?????? ?????? ?????????? ?????????? ?????????? ??? ??????????
????????????? ?????? ???? ?????????????? ??? ?????? ?????????????? ??? ?????????????? ???
?????????, ???? ?????? ?????????? ??? ?????? ?????????? ?????? ??????, ??????, ??????????,
????????????? ?????????????? ??? ?????? ?????????? ?????? ?????????? ?????? ?????? ?????? ???
????? ? ?????????????? ?????? ??? ?????? ?????? ?????? ??? ?????? ??? ?????????? ???
????????? ??????. ??????, ??????, ?? ?????? ??? ?????? ??? ?????? ??? ?????????????? ???
????????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ? ?????? ??? ?????? ??? ?????? ???.

47. ??? ???? ???? ???? ?????????? ?????????????? ?????????????? ?????????????? ???
????????????? ??? ?????????? ??? ?????? ?????????? ??? ?????? ?????????? ??? ?????? ?????? ???
????????? ?????????? ??????????????, ? ?????????????? ??? ?????? ?????? ???, ?????? ??? ???? ?
????? ?????????? ?????????? ??? ?????????? ?????? ??? ?????? ??? ???? ? ?????? ???
?????????????, ?????????? ?? ??? ??? ??? ??????????????. ??? ??????????, ??? ???
????????? ??? ?????????? ???, ?? ?????? ??? ?????????????? ?????????????? ?????????????? ???
????? ??? ?????????? ?? ?? ?????? ??? ?????????? ?????????? ?????? ??? ?????? ??? ?????? ???
??? ?????? ?????????? ?????? (28).

48. ??? ???? ???? ???? ?????? ?????????? ?????????????? ?????????????? ???? ???? ???? ????
?????????????. ????????????, ??????, ?? ?????????? ?????? ?????????????? ?????????? ???
????? ??? ?????????? ?????? (??? ??? ?????? ?????????? ? ??????????), ?????, ?????? ?? ??
????? ?????? ?????????? ??? ?????????? (29) ??? ?? ??? ?????? ??? ?????????? ??? ?????? ???
??? ?????? ?????????? ???, ? ?????????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ???
????. ??????, ?????? ??? ??? ?????? ??? ? ?????????? ??? ?????? ??? ?????????? ??? ?????? ???
???????????, ???' ?????, ?????? ??? ?????? 132, ?????????? 1, ?????????? ???, ???
????????? 2006/112, ?????????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????????? ???
?????????, ?? ?????? ??? ?????? ?? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????? ?????????? ?????????? ?????????? ??????????, ??? ?????? ??? ?????????? ??? ?????? ???
?? ?????? ??? ?????????? ?? ?? ?????? ??????????, ?????? ??? ?????????? ??? ?????? ???
????????? ?????????? ??? ?????? ??? ?????? ?????????? ??? ?????? ??? ?????????? ???.

? ? ? ? ? ?

49. ? ???? ? ?????, ??? ?????? ??? ?????? ??? ?????? ??? ??????, ?????? ?????? ?????????? ??
????? ??? ?????????? ??? ?????? ??? ?????????? ??? ?????? ?????????? ?????? ??? ?????? ???
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? (30) (??? ???:
????????? ??? ??????). ??? ??? ?????? ??? ?????? ??? ?????? ???, ??? ??? ?????? ???, ??
????????? ?????????? ??? ?????? ??? ?????? ???, ??? ?????? ???, ? ?????? ??? ??????
????????? ?????? ??? ?????? ???, ? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??? ??
????????? ?????? (31), ??? ??? ?? ??? ?????? ??? ??? ?????? ??? ?????? ??? ?????????? ???
????????? ?????? ??? ?????? ??? ?????? ??? ?????? ???, ? ?????? ??? ?????? ??? ?????? ???
????????? ??? ?????? ??? ?????? ??? (32).

50. ?? ?? ???? ???? ?????????? ??? ?????????? ??? ?????? ??? ?????? 132, ?????????? 1,
????????? ???, ??? ?????? 2006/112, ??? ?? ?????????? ??? ?????? ?????????? ??? ?????? ???
????????????? ?? ?????????? ??? ?????? ??? ?????? ?????? ?????????? ?????????? ???
????????????? ??? ?????? ??? ?????? ?????????? ?????? ?????? ?????????? ??? ?????? ??? ??

????????? ?? ???? ????? ?? ??????????????? ?? ??????????????? ?????????? ????? ?? ???????
????????.

51. ??????????, ?????? ?? ?????? ?????? ?? ?????????? ??? ? ??????????? ??? ?????????? ??
????????? ??? ?????? ?????? ?????? ?? ?????? ??? ?????? 2006/112, ??? ??????????? ???
????? ??? 132, ?????????? 1, ?????? ????. ?????? ??? ???? ?????????? ???,
?????, ? ?????????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ???
????????????? ?????????? ??? ?????????? ?????????????????? ?????????? (33) ???, ???????,
? ??????? ?????????????? ?????????? ??? ?????? ??? ?????? ??? ??????????????, ??? ?????? ?
????????????? ??? ?????? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ? ??????????
????????????? ?????????? ??? ?????????? ?????????????? (34). ????????, ??? ?????
????????????? ? ?????????????? ??? ?????????? ??? ?????? ?????? ?????????????? ??? ??????????
?????????????. ??? ?? ?????? ??? ?????? ?????, ?????? ?????? ?? ?????????? ??? ?????? ??
????? ??? ?????????????? ??? ?????????? ??? ??????????.

52. ??????????, ? ?????? ??? ?????? 132, ?????????? 1, ?????????? ???, ??? ???????
2006/112 ??????????, ??????, ??? ?????? ??? ?????? ??? ?????????? ??? ??????????
?????????????, ??? ?????? ?????????? ??? ??? ??? ???, ???, ?????????, ??? ??????????
????????????? ??? ?????????????? ??? ?? ?????????? ?? ?????????? ??? ??? ?????????? ???
????????????? ??? ?????????? ??? ?????????? ?????????????? ??? ??? ?????????? ???
????????????? ??? ?????????? ??? ?????????? ??? ?????????? ?????????? ??? ??? ??????????
????????????? ??? ?????? «????????????? ?????????? ??????????» ??? ?????????? ?????????? ??????
????????? ??? ?????? ?????????? ?? ?????????? ??? ?????? ??? ?????? ??? ?????????? ???
?????????. ??????????, ???, ??? ??? ?????? ??? ?????????? ??? ?????????? ???, ?
????????????? ??? ?? ??? ?????????????? ??? ?????????? ??? ?????????? ??? ?????????? ???
??? ?????????? ??? ?????????? ??????, ??? ?????? ?????????? ??? ?????????? ?????????? ???
?????????. ??????, ??? ?????????? ??? ?? ?????????? ?????????? ??? ?????????? ???
????????????? ??? ?????? ?????? ??? ?????? ??? ?????? ?????????? ??? ?????? ?? ?????? ??? ?????????? ???
????????????? ?????????????? ?????????? ??? ?????????? ???, ? ?????????? ???
????????? ??? ?????????? ?????????? ??? ?????? ?????? ?????????? ??? ?????? ??? ?????????? ???
??? ??? ?????? ?????????? ?????????? ?????????? ?????????? ???, ?? ?????????? ???
????????? ? ?????????? ??? ?????? ?????? ?????????? ??? ?????????? ??? ?????? ??? ??????
??? ?????? 132, ?????????? 1, ?????? ???, ??? ?????? 2006/112. ?????????? ???????, ?
????????????? ??? ?????? ?????????? ?? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?? ???
?????????????, ?????????? ??? ?? ??? ?????? ?????????? ?????????? ??? ?????????? ??? ?????????? ???
????????? ?????????????? ??? ?????????? ??? ?????? ??? ?????? ?????????? ??? ?????????? ???
????????? ??? ?????? ??? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ??? ?????????? ???

53. ??????, ??? ???????, ??? ?? ?????????????? ??? ?????????????? ??? ?????????????? ??? ?????????????
????????? ?????????????? ??? ?????????????? ??? ?????????????? ??? ?????????????? ?????????????? ??? ?????????????
??? ?????????? ??? ?? ??????? ?????????? ??? ??? ?????????????? ??? ?????????????? ??? ??????? ??? ??????????
????????? ??? ??????? ?? ?????????? ??? ?????? 132, ?????????? 1, ?????????? ???, ???
????????? 2006/112.

? ?????????? ??? ?????? ?????????? ? BNT

54. ????? ?????? ??? ?? ??? ????????????, ???????????? ??? ? ?????? ??? ?????? ??? ?????? ?? ???
????????????? ??? ? BNT. ?? ??????? ?????? ?? ????, ? ??? ?????? ?? ?????????? ?? ??????????????
????????? ?????????? ?? ?????????? ??? ?????? ??? ?????? ??? ?????????? ???, ???' ????, ??????????
??????????, ???? ?? ?????????? ???? ? ?????? ?????????? ?????? ?????? ???????????.
?????????, ???' ????, ??? ?? ?????????? ?????????? ??????????, ???? ??? ?????? ?

? ?????????? ?????????? . ??' ????? ???? ?????, ????? ?? ??????? ????? ?????? ?????? ??? ??????

????? ?????? ??????, ? BNT ?????? ?? ?????????? ??? ?????????? ??? ?????????? ??? ??????????

??? ??? ??? ?????????? ??? ?????? ?????????? ??? ?????? ??? ?????? ?????? . ??????????, ? ??????????

????????? ?????? ?????? ?????????????????? ??? ?????? ??? ?????? ?????????? ?????????? ??????????

????????? ?????? ???, ?? ??????, ??? ?????????? ??? ?????? ???.

55. ????????, ? ?????? ??? ?????, ??? ???? ?????? ???, ?????????? ??? ??? ?????? ???.

56. ??????, ? ?????? ??? ?????? ?????????????? ? ??? ?????? ?????????? ??? ??????????

????? ??? ?????????? ??? ?????????? ??? ?????? ?????????? ?????? ??? ??????????

????????? ??? ??? ???' ?????? ?????? ?? ??? ?????????????? . ?????? ?????? ??

????????????? ?????? ?????????? ?? ?????? ?????????????? ???' ?????? ???

????????? ??? ?????????? ?????????? ?????????? ??? ?????? ?????????????? ?????? ???

????????? ??? ?????????? ?????????? ?????????? ??? ?????? ?????????????? ?????? ???

????????? ?????? ?????????? ??? ?????? «????» ??????????, ??? ??? ??? ??????????

?? ?????????? ?????? . ??????????, ?? ?????????? ?????? ??? ?????? ? BNT

????????????? ??? ?????? ?????????? ?????? ??? ?????? ??? ?????? ??? ??????????????

??? ?????????? ?????????????????? ?????????? ??? ?????? ??? ?????? ??? ?????? ??????.

??????, ?? ?????? ??? ?????? ??? «?????????», ?????????? ??? ?????? ??? ??????????????

?????? [??] ??????» (35), ?? ?????? ??? ?????? ?????????? ??? ?? ?????? ??? ?????? ????

????????????? ??? ?????????? ??? ??????????.

57. ??????, ? ?????? ??? ?????? ? BNT ??? ??? ?????? ??? ?????????? ??? ?????????? ???

????????? ??? ?????????? ??? ??? ?????? ??? ?????? ??? ?????? ?????????? ??? ?????? ??? ??? ??? ???

????? ??? ???? ???? ???? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ? ?????????? ???

????? ??? ??? ?????? ??? ?????????????? ??? ?????? ??? ?????? ?????????? ?????????? ????

????????? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ?????????? ?????? . ?? ???

?????, ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???

????????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ???

????????????? ???, ?? ?????? ??? ?????? ??? ?????? ???, ???' ????, ?? ??????.

????????? ??? ?????? ??? ?????? ??? ?????? ?????????? ??? ?????? ??? ?????? ??? ??? ???

????????? ??? ?????? ??? ?????? ??? ?????? (36).

???????

58. ??? ?????? ??? ?????? ?????? ?????? ??? ?????? ? ?????????? ??? ???

????????????? ??? ?????? ??? ?????? ?????????? ?????????? ???, ??? ?????????? ???

????????? ??? ?????? ?????????? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ???

????? ?????? ?????? ??? ?????? ?????? ?????? ?????? ?????? (37), ? ??????

????? ?????? ?? ?????????? ?? ??? ?????? ?????? . ? ?????? ?????? ?????? ?????????? ???

????????????? ?????? ??? ?????? ??? ?????? ?????? ?????? ?????? ?????????? ?????? ??? ???

????????? ??? ?????? ??? ?????? ??? ?????? ?????? ?????? ?????? ?????????? ?????? ???

????????? ??? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ???

????????? ??? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ???

????????? ??? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ??? ??? ??

????????? ??? ?????? ??? ?????? ?????? ?????? ??? ?????? ??? ??????.

59. ? ?????? ?????? ?????? ?????? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ???

????????????? ??? ?????? ?????? ?????????? ?????? ?????? ?????? ??? ?????? ???

????????? ??? ?????? ?????? ?????? (?) ??? ?????? ??? ?????? ??? ?????? ???

????? ?????????? ??? ?????? ?????? ?????? ??? ?????? ?????? ?????? . ?? ??????

????? ?????? ?????? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ???

????? ??? ?????? 132, ?????? 1, ??? ?????? ???, ??? ?????? 2006/112, ?? ??????????

????? ??? ?????? ?????? ?????? ?????? ??? ?????? ?????? ?????? ?????? ??????.

? ?????????? ?? ???? ?? ???? ???? ??????????????? ??? . ??? ?????? ?????? ??? ?????? ?? ???? ??????, ??
????? ?? ???? ?????? ?? ???? ?????????????? ??? ?????????????? ??? ?? ?????? ?? ???? ?? ???? ?? ???? ????
????????????? ? ?????????????????? ???????????, ????? ?? ???? ?????????? ? ??????????
????????????? ??? ?????????? ?????????? ??? ?????? ??? ?????????? ??? ?????????? ??????????
????????? ? ??? ?????????? ?????? ?????????? (38).

60. ???????, ??? ?? ?????? ??, ?????? ?? ?????? ???, ?????? ?? ?????? ?????? ??? ? ??? «?????????»
????????? ??????????» ??? ??????? ?????????????? ?????????????? ???????????, ??? ?? ???? ?? ????
??? ?????? 132, ?????????? 1, ?????????? ???, ??? ?????? 2006/112, ?????????? ??? ??????
??? ?????? ?????? ??? ?????????????? ??? ?????????????? ??? ?????????? ?????? ??? ?????? ??????,
????? ?????? ? ?????????? ?????????? ???????????, ??? ?? ???? ?????? ?????????? ?????????? ??? ??
????? ?? ?????????? ??? ?????????? ??? ?????????? ???, ??? ?????? ??? ?????????? ?????????? ??? ??
????????? ?????? ?????????? ?????????? ???, ??? ?????? ??? ?????????? ?????? ??? ?????? ??????????
????????? ??? ?????? ??? ?????? ?????????? ??????.

61. ??? ?? ?????? ??? ?????? ??? ? ?? ??? ?? ?????? ?????????? ?? ?????? ??? ?????????? ? ??????????
????????? ??? ? ?????????? ?? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? (39). ? ???
???? ?????????????? ??????, ??? ?? ??? ?????? ???, ??? ?? ?????????????? ?????????? ???
????????? ???, ??? ?????? ?????????? ??? ?? 52? ?????? ??? 28??-29?? ?????? 1997 (40).
?? ?????? ??? ?????? «????? ??????» ??? ? ?????????? ?????????????? ??? ??????????
????????????????? ?????????? ??? ?????? ??? ?????? ?????????? ?????????? ??? ?????? ??? ??????????
????????? ? ??? ?????????????? ??? ?????????? ??? ?????? (????? ??? ??????????????).
?????????, ??? ?????? ?????????, ? ?????????? ?????????, ??? ?????? ??? ?????? ???
????????????? ??? ?????? ?????????? ??? ?????????????? ??? ?????????? ?????????? ?????????? ???
?? ?????????????? ??? ?????? ?????????? ??????.

62. ??? ???????, ? ??????? ??? ?????? ?? ?????? ??? ?????? ??? ?????????? ??????????????
????????? ??? ?? ???? 132, ?????????? 1, ?????????? ???, ??? ?????? 2006/112 ???
??? ?????? ??? ?????????? ??? «????????? ?????? ?????????? ??????????» ??? ??????????
????????????? ??????, ??? ?? ?????? ??? ?????? ??? ?????????? ??? ??????, ?? ?????? ???
????????????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????????? ?????????? ??? ??????
?????????, ??? ?? ??? ?????? ??? ?????? ??? ?????????? ??? ??????, ??? ?????? ??????????????
?? ?? ??? ??? ?? ??? ?????? ??? ?????? ??? ??????.

?? ?? ?????? ??? ?? ?????? ?????????? ?????????? ??????????

63. ?? ?? ?????? ?? ?????? ?????? ?????????? ?????????? ??? ??????, ?? ?????? ?????????? ??
????????? ??? ??????, ?? ?????? ?????????? ???, ???' ??????, ?? ?????????????? ?
????? ?? ?????????? ??? ?????????? ??? ?????????? ?????????? ??? ?????? ??? ?????? ??? ??
????? ?? ?????????? ???, ??? ? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??
????????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????.

64. ?? ?????? ?? ?????? ?????? ?????????? ??? ?????? ??? ?????? ?????????? ??????????????
????????? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ?eský rozhlas
(41). ???????, ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??
?? ?? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???,
?? ?? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??
????????? ??????????.

?? ??????? ?? ????? ??????? ?? ????? ?? ????? ?? ??????????????

65. ??? ?????? ?? ?????? ?????????? ?? ??????????????, ??????? ?????????????????? ?? ?????????????? ??
????? ??? ? ?????? ?? ?????????? ?? ?????? ???, ??? ?????????? ?????? ???
????????????????? ?? ?????????? ?????? ??? ?????? ??? ?????? 2, ?????????? 1, ???
????????? 2006/112, ??? ?????????? ?????????? ?????????? ??? ?????? ??? ?????????? ?
????????????? ??? ?? ?????? ??? ?? ?????????? ??? ?????????????? ??? ?? ?????? ??? ??????????????
??? ??????? ??????. ?????????? ??? ?? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ?? ?????? ??
????????????? ?????? (42).

66. ? ??? ?????? ?? ?????? ?????? ?? ?????????? ?? ?????? ??? ?????? ?? ?????????? ?? ?????? ??
????????????? ??? ?? ?????? ?????? ?????????????? ??? ?? ?????? ??? ?? ?????????????? ????:
? ?????????????? ??? ?? ?????? ??? ?????? ?????????? ??? ?? ?????? ??? ?? ?????? ??? ??
??? ?? ?? ??? ?????? ??? ??????????.

67. ? ?????????? ?????????? ??? ?????? ?? ?????? ?? ?????? ??? ?????????? ?? ?????????????? ??
????????????? ??? ?? ?????? ??? ?????? ?????????????? ??? ?? ?????? ??? ?????????????? ??? ??
????????????? ??????. ?? ??? ?????? ??????????, ? ?????????? ??? ?? ?????? ??? ?? ?????? ???
????????? ???' ?????????? ??? ?????? ??? ?????? ??? ?????????? ??? ?? ?????? ??? ??
??? ?????????????? ?????? ???.

68. ???????, ??? ?????? ?? ?????????????? ?? ?????? ??? ??????, ?? ?????? 173 ??
175 ??? ?????? 2006/112 ?????????? ?????????? ?????????? ?????????????? ?? ??????????????
?????, ?????????? ?? ?????????? ?????? ??? ?????? ?????? ?????????? ??? ?????????? ??? ??
????????????? ??? ?? ?????? ????. ??? ?? ?????? ??????, ?????????????? ??? ?? ?????? ??? ??
??? ?????? ??? ?? ?????????? ??? ?????? ?????????? ???, ?????????? ??? ?? ?????????? ??? ??
???? ?????? ??? ?? ?????????? ??? ?????? ?????????? ???.. ?? ?????? ??? ?????? ??? ??
??? ?????????? ??? ?????? ?????????? ??? ?? ?????? ??? ?????? ??? ?????? ??? ?????????? ??? ??
????????????? ?????? (43).

????????? ??? ?????? ?????????? ?????????????????? ??????????????

69. ??? ?????? ??? ?????? ?? ?????? ??????, ??? ?????????? ?? ?????? ??? ?????????? ??
?? ?????? ??? ?????? ?????????????? ???, ??? ?????? ??? ?????????? ?????????????? ??? ??????????
??? ?????????????? ??? ?????? ?????????? ??? ?? ?????? ??? ?????? ??? ?? ?????????????? ???
????????????? ??? ?? ?????? ?????????? ??? ?????? ?????????? ??? ?????????? ??? ?? ?????????? ??? ??
????????????? ??? ?? ?????? ?????????? ??? ?????? ?????????? ??? ?? ?????????? ??? ??
????? ??? ?? ?????? ??? ?????????? ??? ?????? ?????????? ??? ?? ?????? ??? ?????????? ??? ??
?????.

70. ????????, ??? ?????????? ?? ?????? ??? ?????? ?? ?????? ??? ?????????? ?? ?????? ???
????????????? ???, ??? ?????? ??? ? ?????????? ??? ?????? ??? ?????? ??? ?????????? ??? ??????????
????????????? ?????????????? ??? ?????? ?????????? ??? ?? ?????? ??? ?????? ??? ?????????? ???
????????? ??? ?????????? ??? ?????? ?????????? ??? ?????? ??? ?????? ??? ?????? 132,
????????? 1, ?????? ???, ??? ?????? 2006/112. ? ?????????? ??? ?????? ???, ???
????? ???, ?? ?????? ?? ?????????? ??? ?????? ??? ?????? ??? ?????? ???, ?????? ???, ??
????????????? ?????????? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
?? ?????? ??? ?? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
?????.

71. ????????, ??? ?????????? ?????????????? ??? ?????? ???

???????????????? ???? ?????????????? ??? ???? ?????????????? ??? ???? ?????????? ??? ???? ?????????????? ??? ????
??? ???? ?????????? ??? ?????????? ??? ???? ?????? ??? ?????????? ??? ???? ?????????? ??? ???? ?????? ??? ????
??? ???? ?????????? ??? ?????????????? ??? ???? ?????? ??? ?????????? ??? ???? ?????????????? ??? ???? , ??? ????
??? ???? ?????????? ??? ?????????????? ??? ???? ?????? ??? ?????????? ??? ???? ?????????? ??? ???? .

72. ??? ??????????, ? ?????? 2006/112 ??? ?????????? ??? ?????? ?????????? ?????????????? ???
????????? ??? ?????? ??? ?????????? ??? ???? ?????????? ??? ???? ?????????? ?????????????? . ?????????? , ?
????????? ??? ?????? ?????????????? ??? ?????? ??? ?????? ??? ?????? ?????? . ?????? ?????????? ,
????????? ??? ?????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ?????? ??? ???? ?????? ???
????????? , ??? ???? ??? ?????? ??? ?????? ?????? ?????? , ??? ???? ?????????? , ??? ???? ?????????? , ??
????????? ???' ?????????? ??? ?????? ??? ?????? 173 ??? 175 ??? ?????? ?????? ??? ???? .

73. ?? ?????? ?????? ? ??????? ??? ?????????? ??? ???? ?????????? ??? ???? ?????????? ??????????
????????????? ??? ?????????? ?????????????????? ??? , ?? ?????????? ?????? , ??????
????? , ? ?????????? ??? ?????? ?????????? ?????????? ??? ?????? ?????? ?????? ???? ????
????????????? ??? ?????? 174, ?????????? 1, ??? ?????? 2006/112. ?????? ???? ???? ????
????? , ?????????? ??? ?????? ??? ?????????? ??? ?????????? ??? ???? ?????? ?????? ??? ???? ????
????????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????????? ?????? ??? ???? ????
????????? ??? ?????? ?????????? ??? ?????? . ??? ?????? ?????????? ??? ???? ?????? ?????? ??????
????????? ?????????????? ??? ?????? ?????? ??? ?????? ?????? ?????????? ?????? ??? ???? ??????
????????? ?????????????? ??? ?????? ?????? ??? ?????? ?????? ?????????? ?????? ??? ???? ??????
??? ?????? ?????????????? ??? ?????? ?????? ?????? ?????? ?????????? ?????? ??? ???? ??????
????? ???? ?????? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ?????? ?????? ?????? ???
????????????? ??? ?????? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ?????? ??? ???? ????
??? ???? ???? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ?????? ?????? , ?? ???? , ?? ?
????????????? ??? ?????? ?????? ??? ?????? 132, ?????????? 1, ?????????? ??? , ???
????? 2006/112, ??? ???? ???? ?????? ?????????? ?????? ?? ?????? ?? ?????? ?????????? ??
????? ??? ?????? 173 ??? 175 ??? ?????? ?????? , ??? ???? ?????????? ?? ??????
????? ??? ???? ???? ?????? ?????? ?????? ??? ?????? ?????? ?????? ?????? ??? ???? ?????????? ??
????????? ??? ???? ???? ?????? ?????? .

74. ?????? , ?? ?????? ??? ?????? ??? ?????? ?? ?????????? ?????? ?????? ?????????? ?????????? ???
????????? ??? ?????? ?????? ??? ?????? ?? ?????????? ?? ?????????? ??? ?????????? ??? ???? 68 ???
????????? ?????? .

75. ?????????? ??? ?????? ??? ?????????????? , ? ?????????? ??? ?????????? ?? ?????? ???
????? ??? ??? ?????? ?????????? ?????? ?????? ??? ???? ???? 168 ??? ??????
2006/112 ??? ??? ?????? ??? ?????? ?????????? ?????? ?????????? ?????? ?????? ?????? ???? ???? ?
????????? ?????? ?????????? ?????? ??? ?????? ?????????? ?????? ?????? ?????? ?????? ?????? ???? ???? ?
??? ??? ?????? ?????????? ??? ?????? ?????? ?????????? ?????? ??? ?????? ?????? ?????? ?????? ???? ???? ?
??? ??? ?????? ?????? ??? ?????? ?????? ??? ???? ???? ???? ?????? ?????? ??? ?????? ?????? ??????
??? ??? ?????? ??? ?????? ?????? ?????? ?????? , ??? ?????? ??? ???? ?????? ?????? ?????? ???
????????? ??? ???? ?????? ?????? ?????? .

?????

76. ?????????? ??? ?????? ??? ?????? ??? ?????????? , ?????????? ??? ?????????? ??
????????? ??? ?????? ?????? ??? ?????? ?? Administrativen sad Sofia-grad
(????????? ?????? ?????? , ?????? , ??????) ?? ???:

1) ?? ?????? 2, ??????????? 1, ????????? ??, ??? ??????? 2006/112/?? ??? ???????????, ??? 28?? ??????????? 2006, ??????? ?? ?? ????? ?????? ?????? ?????????????????? ?????, ??? ?? ?????? ?? ? ??????????????? ?????? ?????????????? ?????? ?????????????? ?????? ?? ?????? ??????????? ??????.

2) ?? ?????? 132, ??????????? 1, ????????? ??, ??? ??????? 2006/112 ???? ??? ?????? ??? ??????????? ??? «????????? ?????????? ??????????» ??? ??????? ?????????????????? ??? ???????, ??? ?? ??????? ??? ?????????? ?????? ?? ?????????? ??????.

3) ?? ?????? 168 ??? ??????? 2006/112 ???? ??? ??????? ??? ?????? ?????? ?????? ?????? ??????????????? ??????????? ??? ?????? ? ?????????????? ?????????????? ?????????????? ?????? ??? ?????? ?????????? ??? ??????.

1 ?? ?????? ??? ??????????: ? ???????.

2 ???. Berg, Ch. E., ??? Lund, A. B., «Financial Public Service Broadcasting – A Comparative Perspective», *Journal of Media Business Studies*, ?????. 9/2012, ?. 7? Bron, Ch. M., «Le financement et le contrôle des offres des radiodiffuseurs de service public», ?? Observatoire européen de l'audiovisuel, *IRIS Plus 2010-4. Médias de service public: pas de contenu sans financement*, ??????????? 2010, ?. 7.

3 ?? ?????? ??? 22?? ??????? 2016, ?eský rozhlas (C-11/15, EU:C:2016:470, ???????????).

4 ?? 2006, L 347, ?. 1

5 ?? ??????? ??? ?????? ?????? ?????? ?????? ?????? ??? ??????????? ???????, ???? ???? ?? Varhoven administrativen sad (????????? ??????????? ??????????) ?????? ???? ???? ?????? ?????? ??????????. ??? ?? ??????????? ?????? ??????, ? ?????? ??? ?????????? ?????????? ?????????? ??????, ???? ???? ?????? ???, ???, ?????????? ???? ?? ?????? 25 ??? ??????? 2006/112 ??????? ?????????? ??? ?????? ??? ?????????? ??? ?????????? ???? ???? ?????? ?????? ?????? ???, ?? ??????, ??? ?????????? ?? ?????????? ?????????? ???? ???? ?????? ??????. ??????????, ? ?? ???? ?????? ?????? ???? ?????? ?????? ??? ?????????? ?????? ?????????? ??? BNT ??? ??????????????? ??? ?????????? ??? ?????????? ??? (?. ?????? 33 ??? 37 ??? ?????????? ??????????).

6 ?? ?????? ??? 27?? ??????? 2014 (C-151/13, EU:C:2014:185).

7 ?? ?????? ??? 22?? ??????? 2016 (C-11/15, EU:C:2016:470).

8 ?? ?????? ??? 22?? ??????? 2016 (C-11/15, EU:C:2016:470).

9 ?? ?????? ??? 22?? ??????? 2016 (C-11/15, EU:C:2016:470).

10 ??? ?????? ??? ???????????, ??? 17?? ?????? 1977, ??? ?????????????? ???

?????????? ??? ?????? ??????, ??? ???????? ?? ??? ????? ?????? ?????? ??????? - ????.
?????? ??? ????? ??????????? ????: ?????????? ?????????? ??? (?? ??. ??. 09/001, ?. 49). ??? ??? ???????, ?? ??? ?? ?????? ?????? ???????, ???. ??? 2, ?????????? 1, ??????? ?, ??? ?????? 2006/112.

11 ?????? ??? 22?? ?????? 2016, ?eský rozhlas (C-11/15, EU:C:2016:470, ??? 21).

12 ?????? ??? 22?? ?????? 2016, ?eský rozhlas (C-11/15, EU:C:2016:470, ??? 22).

13 ?????? ??? 22?? ?????? 2016, ?eský rozhlas (C-11/15, EU:C:2016:470, ?????? 23 ??? 27).

14 ?????? ??? 22?? ?????? 2016, ?eský rozhlas (C-11/15, EU:C:2016:470, ?????? 29 ??? 30).

15 ?????? ??? 27?? ?????? 2014 (C-151/13, EU:C:2014:185).

16 ?????? ??? 22?? ?????? 2016, ?eský rozhlas (C-11/15, EU:C:2016:470, ?????? 34 ??? 35).

17 ?????? ??? 22?? ?????? 2016, ?eský rozhlas (C-11/15, EU:C:2016:470, ????????).

18 ??? ?????? ???????????, ??? ?????? ?? ?????? ?????????? ??????????????????
?????????? ?? ?? ???????, ???. ?????????? ??? ?????? ?????? ?eský rozhlas (C-11/15, EU:C:2016:181, ?????? 30 ??? 35).

19 ???. ?????? ??? 22?? ?????? 2016, ?eský rozhlas (C-11/15, EU:C:2016:470, ??? 21 ??? ??? ?????????????? ???????).

20 ?????? ??? 27?? ?????? 2014 (C-151/13, EU:C:2014:185).

21 ??????, ??? ??????? ????, ?? ?? ??? ?????????? ?? ?????????? ?? ?????????? ?? ?????????? ???
??? ??? ??????? ??? ?????? 132, ?????????? 1, ?????????? ???, ??? ?????? 2006/112.

22 ?????, ?? ?? ?????? ???????????, ? ?????????? ??? ?????? ?? ?????????????? ???
?????? «?? ??? ?????? ??? ?????? ?? ??????????», ??? ??? ?????? 27 ??? ?????? 2006/112,
? ??????? ???????.

23 ?? ??? 132 ??? ?????? 2006/112 ?????????????? ??? ?????? 2 ??? ?????? IX
??? ??????? ????, ??? ?????????? «????????? ?????????? ?????????? ??????».

24 ?????? ??? 22?? ?????? 2016, ?eský rozhlas (C-11/15, EU:C:2016:470).

25 ??? ?????? ???????, ?? ?????? ??? ?????? ?????? ?????????????? ??? ??????
????????????????? ???????????, ? ?????? ?????? ?????? ?????? ?????????????? ??? ??????????????
??????????, ??? ??? ?????????????? ??? ?????? ?????? ???????. ?? ?????????????? ???
?????????? ??????? ?? ?????????? ??? ?? ?????? ???????, ??? ?????? ? ??????
?????????? ?????????? ???????????, ?? ?????????? ?????? ?????????? ?????? ??? ?????? ? ??????
?????????? ?????????? ????. ?? ?????? ?????? ?????? ?????????? ?????? ??? ?????? ?? ??????
????? ??? ??????????, ??? ?????????? ?????? ???????????, ??? ?????????? ??????????
????????????? ??? ?????????? ?????????????? ???????????, ?? ?????????? ??? ??????????
????? ????. ??????????, ??? ?? ??? ?????????? ??? ?????????? ??? ?????????? ???, ??? ????
??? ??? ?????????? ?????????? ?????????? ???????????, ??? ?????????? ??? ??????????

???????????????.

26 ?????? ?? 22?? ?????? 2016 (C-11/15, EU:C:2016:470).

27 ??.. ????? 1, ?????????? 1, ??????? ??, ??? ?????? 2010/13/?? ??? ?? ???????????
????????????? ??? ?? ??????????, ??? 10?? ?????? 2010, ??? ?? ?????????? ??????????
?????????????, ?????????????? ??? ?????????? ?????????? ??? ?????? ?????? ?????? ?? ??
????? ?????????? ?????????????? ????? (?????? ?? ???? ?????? ?????????? ??????????????
?????) (?? 2010, L 95, ?. 1).

28 ??., ??????, ?????? ?????????? ??? ??? ?????? ?eský rozhlas (C-11/15,
EU:C:2016:181, ?????? 53).

29 ?????? ?? 22?? ?????? 2016, ?eský rozhlas (C-11/15, EU:C:2016:470).

30 ?? 2009, C 257, ?. 1.

31 ??., ?????, ?????? 48 ??? 49 ????? ?? ?????? 57 ??? ?????????? ??? ??????????.

32 ??., ?????, ?????? 65 ??? ?????????? ?? ??????????.

33 ??., ?????, ?????? 47 ??? ?????????? ?? ??????????.

34 ??., ?????, ?????? 70 ??? 76 ??? ?????????? ?? ??????????.

35 ????????? (????. 29) ??? ?? ?????? ?????????? ?????????????????? ??? ?????? ???,
????? ?????????? ??? ?????? ??? ??? ???.

36 ??.. ??????? ?????? ??? 12?? ?????? 2020, Sonaecom (C-42/19, EU:C:2020:913,
?????? 41 ??? 42).

37 ? ?????? ??? ??????? ??? ?????? ???, ??????, ?? ?? ??? ?????? ?????????? ??????????? ??
????? ??? ?? ?????? ??? ?????? ?? ?????? ?????????? ?????????? ???, ???????, ?
????????? ??? ?????????????? ??? ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ??
????????? ??????????.

38 ????? ?????????? ?????? ??? ? ?????????? ??? ?????????? ?????? ?????????? ?????????? ???
?????, ? ?????? ?????????? ??? ?????? ?????? ?????????? ?????????? ?????????? ???
????????? ???' ?????? (?. ?????? 72 ??? 74 ??? ?? ??? ??????????). ???
????????, ?????? ? ?????? ??? ?????? ??? ?????? ??? ?????? ?? ?????? ??????????
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????????? ??? ?????????? ?? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ??
????????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??.

39 ??????????, ?????? ?? ??????????? ??? ?? ?????????????? ?? ???? ?????????????? ?? ???? ?????????? ?? ???? ??????????
????? ?? ???? , ??? ? ?????????????? ?? ???? ?????????????? ?? ???? ?????????????? ?? ???? ??????????
????????????????? , ?? ??? ? ?? ?????, ??? ?????? ?????????????? ?? ???? ?? ?????????? ?? ???? ?????????? ?? ???? ??????
????????????? , ? ?????????? ?? ?????????? ????? ?????????? ????? ?????????????? ?? ???? ?????????? ?? ???? ?? ???
????????? ?????????????? ?? ???? ?? ?????????? ?????????????? ?? ???? ?????????? ?? ???? ?? ???
????????? ?????? ?? ?????????????? . ??? ?? ?????? ???, ?????????? ?????? ?? ???? ??????????
????? ?? ???? ?? ?????????? ?? ?????????? ????? ?????????? ?? ???? ?????? ?? ???? ??????
(????????? ?????????) ?????????????????? ?? ???? ????? ?????????? ????? ?????????? , ??? ?? ???? ?????????? ?? ???? ??????
????????? ?????????? ?????????? ?????????????? . ?????? ?????? ?????????? ?????????? ?? ???? ??????
????????? ?? ???? ?? ???? ?????????? ?? ???? ?????????? ?? ???? ?????????? ?? ????.

40 ??????? XXI/96/1500.

41 ?????????? ??? ?????? C?11/15 (EU:C:2016:181, ?????? 44 ??? 63).

42 ???. ??????? ??????? ??? 8?? ????? 2019, Zwi?zek Gmin Zag??bia Miedziowego (C-566/17, EU:C:2019:390, ??????? 26 ??? 27).

43 ???. ??????? ??????? ??? 8?? ????? 2019, Zwi?zek Gmin Zag??bia Miedziowego (C-566/17, EU:C:2019:390, ??????? 28 ??? 29).