

Jarosław Bączyk

Summary of the doctoral dissertation entitled:

Sports Economic Activity. Between Regulation and Rationing.

Written under the supervision of dr hab. Mirosław Pawełczyk, Prof. Of the
University of Silesia

The doctoral dissertation is devoted to the legal aspects of sports economic activity, in particular in the field of application of law and the general state of legislation dedicated to this area. The legislative changes introduced by the legislator over the years have led to a division of the sources of law, including the transfer of significant legislative powers from the legislator to entities operating in separation from the state. From the historical point of view, the legal regulations dedicated to entities dealing with physical culture (including sports), and thus, also economic sports activities, were characterized by distinctiveness.

The aim of the dissertation is to systematize and classify the juridical mechanisms occurring in Polish and European law. This systematics will be compared with internal, autonomous legal regulations in the framework of sport which are binding regardless of the generally applicable provisions of law or have been legally validated in connection with the work of the legislator. The systematics presented in this way will allow to determine the scope of shaping the sources of sports law, entities (organizations and legal forms) and their mutual dependencies. The analysis carried out in the dissertation, based on parallel systems of branches of law in the field of sport allows to determine the possibility of classifying the entirety as a set of provisions showing similar features, established in the doctrine for the area of sectoral regulations, which can be found in other economic fields, such as energy, transport or telecommunication.

The main research goal is to determine whether sports economic activity can be classified as an area of regulated activity, manifesting features of autonomous, sectoral economic activity. The study presents in a comprehensive manner the subjective scheme of the organization of sport in Poland on international background. The more important rights and legal and economic relations between these entities have also been presented. The dissertation examines the existence of legal norms and

regulations within the framework of sports law that anticipate and implement elements characteristic of sectoral regulation.

The dissertation is illustrative and comparative in nature, which seems to be necessary due to the subject matter and the need to resolve the decided legal problem. The author reviews the achievements of many branches of law within various legal systems, both universally binding and private. The work in its assumption is to present the types and forms of influence of the state and other entities that are not related to the state in any way, for running a sports business or sports activity, or generally for entities related to sport. The author's intention is to analyze the interference of generally applicable and private law in the sphere of economic freedom and freedom of association in the field of sport.