

Title

Criminal and criminological aspects of stalking

Abstract

Submitted rigorous thesis deals with the modern phenomenon of stalking. The aim of this academic paper is to present this issue comprehensively from both criminal and criminological aspects. This rigorous thesis consists of 16 chapters. These chapters can be divided into two large parts – criminal and criminological. Research of the problematics of stalking have got a rich tradition in foreign professional literature, we can find there also some empirical research studies. Furthermore, there are countries that have issued relevant anti-stalking regulations already in the 90's of the 20th Century. On the contrary, in the Czech Republic, stalking was included as a part of Force of New Offence under the Czech Criminal Code no. 40/2009 only in 2010.

In criminological part of this rigorous thesis I apply general knowledge from forensic psychology, psychiatry, sociology and other social sciences. Moreover, I illustrate the cases on real-life examples. First chapters are dedicated to present all key characteristic features of stalking, its historical context and to cover the selected empirical researches about this complex issue. Furthermore, I analyse some aspects of stalking where science examination does not pay attention. I study the causes behind stalking and analyse main motivation of stalkers. Significant attention is paid to the personality of stalkers and their victims. I include in this paper the stalkers' typology and illustrate the process of their victimization. One of my objectives is to highlight key negative impacts on victims and to look for solutions how to further reduce victimization of stalkers.

In criminal part of the rigorous thesis I thoroughly cover the new offence of so-called dangerous pursuit according to the Czech Criminal Code no. 40/2009. Criminological knowledge is basic element of this study. I point out some problematical aspects of this offence including consideration *de lege ferenda*. I enrich my case using knowledge and cases from various journals, commentary literature as well as court practises, in addition to that I include comparison with legal systems of other countries. Consequently, I mention legal aspect of stalking in Czech republic. I explain reasons why law-maker has composed the new offence of dangerous pursuit in Czech Criminal Code no. 40/2009. Finally, I conclude that the content of the offence of dangerous pursuit issued in the Czech Criminal Code no. 40/2009

issocially necessary and that with the raising problematics of so-called “cyber-stalking“ will become increasingly relevant.

Key words

Stalking, dangerous pursuit, stalker, victim of stalking, criminal law, criminology