

## **ABSTRACT**

The Diploma thesis deals with the topic of conditionally suspended sentence of imprisonment as a separate type of punishment which is not considered merely as a variation of an unconditional imprisonment sentence. It analyses the individual elements of this institute, its history and development, the conditions of imposing and methods of termination. It also includes a comparison with foreign legislation that should bring suggestions for a better and more efficient execution of conditionally suspended sentence of imprisonment. The thesis is divided into eight chapters. The first chapter deals with general knowledge of conditionally suspended sentence of imprisonment as an alternative punishment and its legal nature. In the second chapter is outlined the historical development of the institute both in the world and in the territory of Czechoslovakia, respectively the Czech Republic. The third chapter is a major part of the thesis and describes the conditions under which conditionally suspended sentence of imprisonment may be imposed, as well as examining the probation period, adequate restraints and adequate duties or compensation for the damage or detriment caused by the offense, or the unjust enrichment gained by the crime. Following chapter relates to the decision on conditionally suspended sentence of imprisonment, the ways of terminating this sentence and the conditions affecting the decision of the court. The fifth chapter defines the conditionally suspended sentence of imprisonment with supervision as a tighter version of simple conditionally suspended sentence of imprisonment. The activity of the Probation and Mediation Service is closely related to this institute, which is discussed in the sixth chapter of the thesis. The penultimate chapter contains a comparison with foreign legislations, namely Slovak and Spanish, and highlights the main differences between the legislations, some of which can be seen as inspirational proposals for the Czech legislation. The final eighth chapter focuses on statistical data not only on conditionally suspended sentence of imprisonment but also on other types of alternative punishments, and also includes individual views of probation officers from different parts of the Czech Republic on issues related to their activities and the institution of conditionally suspended sentence of imprisonment in practice.