

Criminal liability in sports

Abstract

Presented diploma thesis comprehensively deals with issues of criminal liability in sports, considering the expert literature, current legislation and uses current criminal case law. Attention is paid mainly to the issue of sports injuries, marginally also doping and corruption in sports.

Thesis is divided into ten parts (including introduction and summary). Second part of the thesis is dedicated to the most significant historical approaches to legal liability of athletes. Third part of the thesis briefly outlines evolution of sports definition followed by sports demarcation in Czech legislation. This part also deals with sports law, which is the source of most doctrinal approaches in subject matter. The general relationship between sports and law is formulated in the fourth part. In this part, basic theories of the effect of law on sports are firstly discussed, followed by individual concepts of criminal liability in sports. The way how Czech criminal law affects the field of sport is also indicated in this part. Fifth part of the thesis is focused on sports rules. After defining the concept and distinguishing sports rules from legal norms, the meaning of sports rules from the point of view of criminal law is explained. The question of the multitude of responsibilities in sports is closely related to this matter, which is devoted to the sixth part of the thesis. This part also discusses basic delimitation of civil liability in sports and its connection with criminal liability. The core of the issue is the criminal liability for sports injuries, which is devoted to the seventh part of the work. In this part selected theories of impunity for sports injuries are briefly discussed. Following by a detailed overview of the legislative basis of criminal liability for sports injuries, which is occasionally supplemented by considerations *de lege ferenda*. To evaluate controversial issues, the methods of scientific research are used in this part, especially the description, analysis and deduction. The eighth part of the thesis provides an overview of the recapitulation of the current decisions of the Supreme Court of the Czech Republic in matters of criminal liability for sports injuries. The relevant case law conclusions are structured in this section into a comprehensive overview according to the categories of sports activities. For a comprehensive grasp of the chosen topic, the ninth part of the thesis focuses on the criminal law aspects of doping and corruption in sports.

Key words: [criminal liability, sport, sports injuries]