

Summary

The topic of the thesis is military justice in the Czech Republic. Thematically, this thesis builds on my previous thesis titled Military criminal law in the Czech Republic, focusing primarily on the substantive rules of military criminal law.

Military justice is a specific area of criminal law consisting of several seemingly separate elements. The connecting and at the same time characteristic features of military justice are the limitations of its powers and competences exclusively to soldiers, or to persons having similar status and mission as soldiers, as well as to the direct relationship of persons with military justice to the armed forces. Although military justice in the Czech Republic in the true sense of the word ceased to exist on 31.12.1993, some of its elements persisted until today.

The purpose of this thesis is to present a comprehensive picture of the military justice in the Czech Republic, as according to my findings, such comprehensive thesis has not been published so far. For this reason, I was forced to base my research mainly on the text of legal regulations, explanatory notes and commentary.

Necessary part of the thesis is the reflection on the (re) introduction of military justice into our legal order. These considerations are based both on the historical analysis of the legal regulation of military justice in Czechoslovakia and on its one-year operation within the independent Czech Republic.

This thesis is systematically divided into nine chapters, which, after the necessary introduction of the subjects subordinate to military justice, are dealt with through its three main components - military courts, military prosecutors' offices (public prosecutor) and the Military Police. The chapters focusing on the criminal proceedings themselves and the specifics of the sentences are followed. The thesis is conceptually concluded by comparison with the Slovak legal regulation, the evaluation of the current state of military criminal law and the prediction of its further direction.