

## **Abstract**

### **Crime of Stalking and Protection of its Victims**

This diploma thesis focuses on the issue of stalking, or more precisely on its individual aspects and its legislation in the Czech Republic.

As for the structure of this thesis, it is divided into five main sections. The first section deals with stalking in general. The individual chapters are devoted to the definition of this term, the historical development of this phenomenon and common forms of stalking, including two specific types of stalking, which are cyberstalking and stalking in the workplace. The second section deals with the characteristics of stalkers and their motives. The third section concerns the victims of stalking. The individual chapters successively analyse the typologies of victims, the impact of stalking on victims, including post-traumatic stress disorder, as well as the main strategies oriented towards helping the victims of stalking and, finally, the issue of false victims. The third section and the fourth one are the most comprehensive of all and together they constitute the core of the thesis. The fourth section focuses on anti-stalking legislation of the Czech Republic, whereas the most comprehensive chapter is devoted to the crime of stalking. This chapter is concluded with the issue of punishment for this crime and also there is a brief comparison with foreign countries. The fourth section concludes the theoretical part of this diploma thesis. The fifth section as the practical part is devoted to the case study of the victim of stalking. The entire thesis is supplemented with the practical examples in order to better understand the issues.

The main goal of this thesis was to elaborate the individual aspects of stalking in the theoretical part, and subsequently apply the knowledge acquired from this part to the particular case of the victim of stalking from practice. While I was trying to achieve this goal, I encountered several substantial problems. First of all, I am concerned with the approach of members of the Police of the Czech Republic in relation to the victim of stalking. Another problem is related to an inadequate time, which the alienists need to prepare their expert opinions. The institute of institutional compulsory treatment and its imposition on offenders, who can not be criminally liable because of their insanity, cannot be neglected either. The partial goal of this thesis was to take my own reasoned stands on controversial issues. In this context, I examined the elements of the crime of stalking. The result is that I do not consider the wording of this provision to be very appropriate, but the inclusion of a general clause seems to me to be a felicitous solution. Another questionable issue is the maximum term of imprisonment that can be imposed on the offender for committing this misdemeanor. In my opinion, the current term of imprisonment does not

sufficiently reflect the nature and seriousness of this crime and for this reason it should be increased.

This diploma thesis reflects the legal situation on 11/29/2021.

**Key words**

stalking, pursuing, the victims of stalking, the crime of stalking, helping the victims of stalking, stalkers