

# **Elderly crime and specifics of criminal proceedings incl. the execution of sentences imprisonment in case of offenders over the age of sixty-five**

## **Abstract**

The diploma thesis deals with the specifics of the criminality of offenders over the age of sixty-five and its criminal sanctions. The author examines the criminality of offenders over the age of sixty-five from several perspectives, it is a comprehensive composition of the issue. The author works with examples from the decision-making practice of courts and statistical data obtained in response to requests under Act No. 106/1999 Coll., on free access to information. The diploma thesis is divided into five chapters. The first chapter defines the basic legal terms of criminology and criminal law, as well as legal terms and institutes related to the criminality of the elderly (diminished sanity of the offender, criminal career etc.). The relevant section of the applicable legislation is also defined. The second chapter is devoted to elderly offenders and elderly convicts primarily in terms of their categorization. The author also distinguishes between the terms of aging crime and elder crime. The chapter includes a comparison of elderly criminality with juvenile criminality. The third chapter deals with older offenders in the position of criminal defendants. Here the author discusses judicial individualization of the punishment, the fulfillment of the purpose of punishment for elderly defendants, and the impact of elderly persons' health problems on criminal proceedings. It also includes a discussion of the institutes of suspension of sentence and waiver of sentence on medical grounds. The fourth chapter is devoted to an analysis of the criminality of offenders in the age over sixty-five years of age between 2000 and 2020, particularly in terms of the types of crime committed. In the analysis, emphasis is placed on taking into account the recidivism of offenders. The chapter also includes an analysis of the sentences imposed during this time period. In the fifth and final chapter, the author deals with the execution of sentences of older convicts. The focus of this chapter is the section on the specialized department for permanently unemployable condemned.