

Agreement on guilt and punishment – Abstract

The topic of this rigorous thesis is an institute of an agreement on guilt and punishment, which is one of the diversions in criminal proceedings that is regulated by our criminal law.

Given that the institute of the agreement on guilt and punishment is conceptually subordinated to just mentioned concept of diversions in criminal proceedings, this thesis does not deal only with the institute of agreement on guilt and punishment, but also with all other diversions in criminal proceedings, which are regulated by our criminal law. The main usage goal of the institute of an agreement on guilt and punishment is to simplify and speed up the entire criminal proceedings, when thanks to a conclusion of an agreement on guilt and punishment, the entire criminal proceedings can come to a successful conclusion relatively quickly.

This thesis is divided into three chapters. The first chapter deals with the concept of diversion in criminal proceedings, the principle of so-called restorative justice, as well as with all the individual diversions in criminal proceedings (with the exception of the institute of the agreement on guilt and punishment). Part of this chapter are also statistics, thanks to which the reader of this thesis can find out to what extent the diversion is used in criminal proceedings in practice. This chapter is followed by the second chapter, which is devoted to the institute of the agreement on guilt and punishment, its essence, purpose, circumstances that led the lawmakers to implement it into our legal system, as well as the biggest changes in the legal conditions of the application of the institute of guilt and punishment, which legislation has recently undergone. Furthermore, there are also statistics and *de lege ferenda* proposals, as well as the case law. The last chapter deals with the legal regulation of the institute of the agreement on guilt and punishment in the USA and its comparison with the regulation of the institute of the agreement on guilt and punishment in the Czech Republic. The conclusion of the thesis is then devoted to the evaluation of the objectives set out in its introduction, which shows that the recent change in the legal conditions for the usage of the agreement on guilt and punishment was only in favour of its more frequent usage in practice, when, according to the author of this thesis, it is possible to express the hope that this trend will continue in the future and more frequent usage of this institute will lead at least in part to the burden of criminal justice in our state and thus to speed up individual criminal proceedings.