

Criminal sanctions in Czech criminal law regarding the protection of children in the case of repeat offenders

Abstract

The diploma thesis is devoted to the current legal regulation of protection of children against recidivist behaviour of offenders, its evaluation from the point of view of sufficiency and comparative analysis of foreign regulation.

The aim of the thesis is mainly to present the current legislation, including the international legal basis on which it is based, to evaluate its sufficiency and to compare it with foreign legislation. The thesis concludes with an analysis of the government's forthcoming proposal for a sex offender registry, including an outline of its pitfalls.

The sex offenders' register is now a much-discussed political topic. There are calls from both the professional and lay communities for a new regulation to help prevent the increasing relapse of offenders who commit crimes against children. The pressure from society has intensified with well-known cases in the media that have shaken society and exposed the many shortcomings of the current regulation. The political environment has responded to this impetus and discussions regarding the development of a sex offenders' register are now in their second year. However, the proposal is still not finalised as there is currently no political consensus on its future form.

The thesis provides an assessment of the sufficiency of the current regulation, to which end it also utilises a comparative analysis with the regulation of other countries, including EU member states. Of interest is the primary regulation of sex offender registries in the US, which does not primarily focus on reintegrating offenders back into society, but focuses on separating offenders, thereby preventing repeat offences against children, but it also has numerous drawbacks.

The conclusion of the thesis is the clear inadequacy of the Czech legislation, which lags far behind both the USA and European countries in the protection of children. The sex offender registry is not a new method of protection even on the European continent, but the Czech Republic still lacks this regulation.

Key words

Criminal sanctions, child protection, sex offenders register