

Trestní řízení, veřejnost a média

Criminal proceeding, publicity and media

Summary

In the presented thesis I was trying to point out some interesting facts about the information society that we live in and maybe bring up some stimulative thoughts that came up during the years of my preparation and formation at the University. We live in the 21st century. Age that could be easily characterized as the information age. Century in which the whole world, in many fields of human activity, is experiencing an evolutionary acceleration. The communication is swifter and has enormous influence on our everyday lives.

First part of thesis focuses on news media and their informatory work. Discloses some of the strategies and principles on which these operate. Why do we hear what we hear. Why do we see what we see. Who chooses and on what basis. I also established some definitions of key terms that will be used in the following chapters.

To establish a direct link from news media to criminal law I dedicated the second part to some of the principles of criminal proceeding which I consider crucial for the full understanding of the problem. Most of the principles are also mentioned from the international point of view and text is completed with interpretations from different law systems, especially Spanish.

The next chapter deals with the legal regulation that applies to the information society and the world of criminal law in Czech republic. Mentions all the crucial acts and the conditions under which a criminal proceeding can appear in the news, tv, radio or any other media. Along are mentioned the preoccupations and risks that such publicity can bring to different parties. The only case of an attempt of live criminal proceeding on the TV in the modern history of Czech republic is mentioned with additional commentary from media and public. Special attention is dedicated to criminal proceeding with adolescents and its particularities.

In the following chapter are mentioned the legal regulations that control the same issue as in the previous chapter, but in Spanish kingdom. I have mentioned principles,

proceedings and conditions as well as experiences and objections that the judges, law professors and journalists have in favor or en contra the tv in court. I have tried to make it as complex as possible to show various aspects and problems.

The last chapter contains the evaluation of all the above mentioned and comes to an conclusion that despite the liberal legal regulations in the matter of TV at the court, that we have here in Czech republic, it is not always the best thing to do. The presence of TV cameras has influence on participants and on the proceeding and in some way affects everybody. Surely depends on the conditions in each individual case, but not just that. The society must also be ready for such phenomenon. In authors opinion TV at criminal court is not an impossible thing. Sooner or later the technical difficulties will no be a problem and at this moment it will depend only on the judge weather to allow such practice or not. Rather then legal regulation of the media we should focus on securing transparency of judicial system and ensure moral basis of journalism. Until that day the live broadcast from the criminal court proceeding should remain on theoretical level.

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