

The protection against illegal inaction of administrative bodies

Public authorities are an important part of a system that ensures the implementation of executive power in the country. These bodies in their activities have the means, characteristic for the executive branch. In carrying out its tasks can significantly interfere in the sphere of legal persons. The democratic rule of law, including Czech Republic, must be the performance of public administration has consistently dominated by the principle of legality. The principle of legality, which is the most important principle for the exercise of public authority, the system provides the legal instruments created by the legislature. This is the so-called guarantee of legality. It is important not only to anchor these legal instruments in the legal system, but also their proper functioning. It is not simple, because the best legal mechanism is being implemented and people can not be ruled out of their never misconduct. It is therefore very important that the instruments which I have at hand a person affected by an infringement. One form of infringement is also illegal inaction. This acts as the administrative authorities are able to significantly intervene in the legal sphere and cause them damage. Do not engage in this work in detail the causes of this meeting, but the means to - to prevent inaction, inaction and eliminate, where appropriate, ensure that the replacement of damage caused as follows. In this work, so me is about the definition of omission by public authorities, described the system of protection against her and the definition of the various legal means of protection in the Czech Republic, according to the grades, as they use a person suffering from illegally inactive authorities. The work is structured according to the logical follow-up of each level of protection in law. The second part is trying on a short definition of public administration and the activities of which is its characteristic. In the third section, an overview of the basic guarantees of legality and the definition of failure and inaction illegal. In Part Five, I want to characterize and describe the basic principles of controlling this activity. It is a principle focus on the activities of administrative bodies that are directly legislated Code of administrative procedure (not all of the principles which control the operation of the public administration). Part six: protection against illegal inaction of administrative bodies, is the backbone of my thesis, because it is closer in the majority of instruments of protection against inaction in the Czech Republic. The seventh section contains repair and satisfaction elements intended for persons affected and damaged by illegal inaction - and the damages to which public  
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authorities inaction causes. The scope of each individual parts respectively. institutes, I choose depending on how important means of protecting it. Such restriction is necessary, because definition of this phenomenon and describe the legal mechanism that provides protection against him, is a whole cross-section of administrative law. Therefore, it is not possible to pay same of all the means.

The same problem is also affected by the breakdown of work. The issue of inactivity authorities is not new and it has already devoted a lot of publications. The problem however is that the rule of law today amended (the increases) amazing speed and administrative law is part of law, which is probably the most affected. Therefore, the publication dedicated to this phenomenon has usually not completely up to date. I tried as much as possible to use the jurisprudence of the administrative and constitutional