

## **Abstract**

This diploma thesis deals with the issue of wiretapping and interception of telecommunications pursuant to Section 88 of the Czech Criminal Procedure Act. It deals also with the question of the so called metering which is governed by a separate Section within the Czech Criminal Procedure Act, Section 88a. The main purpose of this thesis is to provide thorough analysis of these two legal issues, taking into consideration domestic, international and partially also foreign legal provisions.

This thesis is systematically divided into three main chapters which offer sequential elaboration on domestic, “European” and Slovak legislation. Each of these chapters is split into several separate parts.

In Chapter One, I outline concept, major principles and procedure applying to wiretapping and interception of telecommunication on one hand, and concept, major principles and procedure applying to metering on the other hand. Issue of application of wiretap and interception of telecommunication obtained from foreign authority, as well as question of usage of acquired e-mail content are dealt with in two separate parts of this chapter. Moreover, I focus on utilization of the intercepted wiretap, in case it has been procured by a private individual.

Second Chapter is dedicated to help the reader understand the content of the right to respect for private and family life in the way it has been outlined by the Article 8 of the European Convention on Human Rights. Constituent element of this Chapter is also specification of limitations to this right as well as attempt to ascertain whether Czech legal provisions match all safeguards which have been prescribed by the European Court of Human Rights.

Third, last Chapter describes issues of wiretapping and interception of telecommunications and metering in the context of Slovak legislation. The subject matter of this chapter is not solely their specification, but also their legal comparison with legal provisions of the Czech Republic.