

# Resumé

## Drug crimes - selected issues

As the title of this rigorous thesis indicates, the aim of the author is not to complexly set out, describe or evaluate the criminal law regulation of the drug criminal offenses, but to focus in particular on certain problems from the practical application, faced by the authorities in the criminal proceedings, defense lawyers and other persons while applying them on the relevant crimes.

Even though application problems connected with drug criminal offences are the main point of this thesis, its introductory parts also deal with the historical development of the legal regulation, both on national and international level, as it is important for the understanding of the continuity and actual situations in this area and can also influence the future of the legal regulation *de lege ferenda*. Undoubtedly, also the issue of the international legal regulation has to be part of this thesis, in which the author focuses on the obligations adopted by the Czech Republic. After that, the bodies, signs and interpretation of each particular criminal offence are being dealt with.

After this theoretical basis of the drug criminal offences, the author deals with chosen issues, which, in her experience, may have uncertain or problematic interpretation. The first issue depicted in this thesis is the punishment for petty amount of drug in criminal offences described in Section 283 of the Criminal Code. Author also points out to the decision of the Supreme Court which she finds as a breakthrough. The chapter called “The problem of punishment for petty amount of a drug” also deals with an inconsistently addressed question of so called *drug mix*, i.e. the punishment of the criminals which illegally dispose with several types of drugs.

The following chapter and also one of the most discussed problems of drug criminal offences is the interpretation of the legal description of drug criminal offences determining their extent. The Criminal Code operates with the concepts of “amount bigger than small”, “bigger extent”, “significant extent” and “big extent” without defining them. The task of definition has thus been entrusted to the authorities in the criminal proceedings and to the court, and also to the Supreme Court of the Czech Republic. The results in his task are being described in the chapter called “The influence of the quantity and quality of the amount of the drug for the legal qualification”.

The last topic of this thesis is the problem of keeping drug precursors and the substances that

contain them. The reason why this topic is becoming one of the subjects of this thesis, are various legal opinions on the assessment of this act.

### **Abstract**

This thesis deals with the legal regulation of the drug criminal offences and indicates chosen problems of the practical application, which are being faced by the authorities in the criminal proceedings, defense attorneys and other persons while applying them on particular acts.

### **Key words**

Drug crimes, quantity of drug.