

## **Abstract**

### **Ethics and law**

My thesis deals with the mutual relation between ethics and law from the perspective of sociology, ethics as a field of research and jurisprudence. So I created an outline of various views on the subject from the point of view of all three respective disciplines. The sociological view examines society in which the relation between specific ethical standards and legal norms take place, the ethical and philosophical perspective, which sees the law and morality question from the ethical point of view and view of jurisprudence with its own understanding of the issue.

The approach of sociology is beneficial in its effort to depict things as they are, not as they should be. Ethics and jurisprudence approach to the outside world from the normative perspectives, that are however derived from different sets of norms.

The present thesis is divided into four chapters. The first chapter presents sociology as a scholar discipline, explains its relationship to law and jurisprudence and explains some basic sociological concepts, such as social group, social action and regulatory system. This defines the space where both legal and ethical standards are regulated. The following chapter deals with ethics, and presents the basic concepts of ethics and morals, and ethics as an academic discipline. A special chapter is devoted to the norms and normative orders, where, in addition to the general theory of norms, some specific features of moral standards and outline their differences from the legal rules are presented and explained. The last chapter covers the perspective of jurisprudence and its relation to morality. Here we present the main schools of jurisprudence, the basic principles of law as such and the relations between law and morality, as interpreted by

these presented schools. This chapter is also an attempt at critical analysis of legal moralism, inspired by the work of Tomáš Sobek.

I quote a number leading Czech and foreign sociologists, ethicists and jurists such as Ivan Mucha, Jan Keller and Émile Durkheim, Jan Sokol, Jiřina Popelová and Hans Küng, Viktor Knapp, Alex Gerloch, Lon Fuller, George Přibáň or Tomas Sobek.

**Ethics and Law. Key words: Law, ethics, sociology of law**

**Morálka a právo. Klíčová slova: právo, morálka, sociologie práva**