

ABSTRACT

The submitted thesis comprehensively deals with the institutes of conditional suspension of criminal prosecution and settlement. These institutes are kinds of the diversion which includes Czech legal order in the criminal proceedings. The thesis is divided into five main parts. Part one introduces diversion and deals with the causes of its implementation in Czech legal system mainly due to the concept of restorative justice. Furthermore, it complies the diversion as a diversion of standard criminal proceedings and tries to theoretically define its position in the system of alternative punitive measures. The second part is devoted to the institute of conditional suspension of criminal prosecution, including an institute of suspension of the proposal for punishment which can be applied in the summary proceedings. The third part of the thesis deals with the institute of settlement. Both these parts rigorously describe and analyze the terms and conditions of application of these institutes and also mention the proceedings for them. In the fourth part there can be found the author's reflections about the possible changes and improvements of these institutes within the Czech legal system in spite of *de lege ferenda*. The comparison of quantitative usage of both institutes in the application practices of law enforcement can be found in the fifth and last part of this thesis.