

## **Abstract in English**

### **Title: Decisions of administrative courts concerning actions against the decision of administrative body in cases of administrative delicts**

A subject matter of this thesis is analysis of current law and judicial practice in field of review of decisions of administrative bodies in cases of administrative delicts. In introduction of the thesis the author briefly sums up the historical development of the administrative jurisprudence and the influence of international regulation and judicial decisions of the international courts.

The author describes and analyzes international requirements on deciding in full jurisdiction and relevant law in the Czech Republic. In this context, the author briefly analyzes the current and relevant law in Germany and Poland. The thesis analyzes whether the Czech law meets the requirements on deciding in full jurisdiction of not.

The author describes chosen particularities of law regarding the judicial review of administrative delicts and the influence of judicial decisions upon the limits of the relevant law.

The thesis further analyzes judicial decisions and its influence upon possible extension of protection of offender of administrative delict. The author further considers and analyzes court's right to moderate the punishment, its legal scope and possible problems that the current law brings.

The thesis further considers and analyzes the current tendencies to breach the legal boundaries of judicial review set by law, particularly by section § 75 par. 1 of SŘS – mainly in context of application of retroactivity in favor of the offender. The author further considers the reasoning for such breaches of written law.

In conclusion, the author sums up individual conclusions regarding the fulfillment of the requirement to decide in full jurisdiction, points out the judicial tendency to extent the protection of the offender despite the current written law and submits a number of possible solutions for fixing the conflict between the written law and judicial practice.