

# **The Role of the Public Prosecutor in the Court Proceedings**

## **Abstract**

The purpose of this thesis is to comprehensively analyze issue of the public prosecutor and its role, especially in the court proceedings. The reason for my research is my personal interest regarding criminal law and problematics of the public prosecutors in general, as well as, in my opinion, the great importance of such topic, especially in the context of a long-term expert discussion on the considered conceptual changes of the relevant Czech legislation - the Criminal Procedure and the Public Prosecution Act.

The thesis is composed of four major chapters, each of them dealing with different aspects of role of the public prosecutors.

Chapter One is introductory and defines basic terminology used in the thesis and further the historical development and transformation of bodies of public action in two different legal systems – *common law* and *civil law*.

Chapter Two provides an outline of Czech, French, English and Welsh, U.S. and international bodies of the public action, their placement in the system of national legal systems, organization and scope of activities. Also describes the issues regarding proposals to the new Czech Public Prosecution Act.

Chapter Three examines relevant Czech legislation regarding public prosecutor and its role in the court proceedings, especially in the most important part of criminal proceedings - the trial. However, other court sessions in criminal proceedings are also mentioned. In this crucial chapter are included also relevant statistical data.

Chapter Four concentrates on selected issues of the role of the French, English and Welsh, U.S. and ICC public prosecutors in the court proceedings and tries to compare to it Czech legislation by pointing out the main differences.

Conclusive part of the Thesis emphasize importance of public prosecutors work and presents evaluation of discussed questions and recently recorded proposals, as well as anticipates future development of the relevant legislation in the Czech Republic.

## **Keywords**

Public Prosecutor

Criminal Proceedings

Trial