

Selected problems of corruption criminal offenses

Abstract

The rigorous thesis with the title „**Selected problems of corruption offenses**“ analyzes bribery crimes as corruption criminal offenses with the focus on Accepting bribes (§ 333 of Criminal Code) Bribery (§ 332 CC) and Indirect bribery (§ 333 CC). The thesis includes apart from the legal analysis also other interdisciplinary perspectives such as criminology, sociology and economical approach, what brings about a more complete picture of this complex phenomenon. This presented analysis of bribery offenses is depicted within the context of its legislative developments, including its both International law and European law aspects and a brief legislative history on the sanctioning of bribery. The thesis also discusses the punishments of perpetrators of the corruption criminal offences including its developments. The thesis also contemplates other important relevant issues. In that respect the thesis presents a deeper insight into legal instruments such as the special provision for the temporary suspension of criminal prosecution (§ 159c CC) and the subsequent decision on the non-prosecution of the suspect (§ 159d CC), which serves as the alternative procedural instrument to the formerly effective instrument of special pity. Further legal instrument that receives a special attention is the anti-corruption agent (§ 158e CC) as a form of criminal intelligence tools. Also it will be explained how its application is subject to a great many constitutional limits and furthermore, the prohibited provocation in light of domestic courts` and European Court of Human Rights`s caselaw will be analyzed. The last of the selected topics is finding the bribery in political agreements in the form of promises of membership in state or semi-state enterprises. Due to the ongoing nature of the corresponding court proceedings, regarding the last topic, this thesis offers only the theoretical background and author's commentary.

Key words

Bribery, temporary suspension of criminal prosecution, anti-corruption agent.