

Abstrakt v anglickém jazyce

The diploma thesis analyzes the institute of participation and focuses on his legal regulation in the Czech republic. Participation is undoubtedly one of the most complicated institute of the criminal law and the legal regulation can be approached in many ways. To find a suitable way of legal regulation is prerequisite to comply with basic principles of criminal law – to protect society from crime. The aim of the diploma thesis is to provide the reader insight into current legal regulation, to draw attention to its shortcomings and to suggest suitable solutions for future legislation.

The diploma thesis is divided into four chapters. *The first chapter firstly* deals with the interpretation of basic terms that are closely related to participation. It also attends to define the term of participation and to analysis two base approaches to the regulation of participation – monistic and dualistic systems. As a part of the analysis of these approaches, a brief excursion into the legal regulation of participation in Germany, Switzerland, Slovakia, Austria and Italy is offered.

The second chapter focuses on the legal regulation of participation in Czech republic. It firstly clarifies the principle of accessory as the guiding principle of participation, which results from the application of dualistic system. It also deals with the historical process of this principle in our territory. It also analyses the forms of participation in the order from the most serious to the least serious. Subsequently, it deals with the general conditions of criminality of participation, which are a casual relationship and a intent. It also describes punishment and extinction of participation criminality.

The third chapter aims to describe selected problematic issues of participation. It focuses on distinction organizing from an organized group and an organized criminal group. It also deals with issue of the institute of the agent provocateur and its admissibility.

The fourth chapter deals with evaluation of the current legislation and criticism of its shortcomings. It also offers author's *de lege ferenda* reflections about possible future solution to the shortcomings of the current legislation.