

The Criminal protection and responsibility of public agents

The theme of my Master degree thesis is the criminal protection and responsibility of public agents. This problem is regulated in different ways of the legislation in different countries. The purpose of this thesis is to summarize the legislation of criminal protection and responsibility of public agents in the Czech Republic.

I am very interested in criminal law and this is one of the reasons why I decided on this question. The problem of the position of public agents is a very attractive theme and very often discussed in mass media.

I was concerned in why public agents are the subjects of increased criminal protection and if they are more responsible people than the others.

My Master degree thesis is composed of five chapters. Each of them deals with different aspect of the problem.

Firstly, I engaged in the historical development of this theme. Chapter One analyses how the public agents were protected in the past and what was the responsibility of public agents in the past like? The circle of these people was a little bit different from the modern time. In those days not all people who are considered to be public agents today would have been included. The merit of this institution arose from the same objectives as today: to provide the safeguard to people who performance the tasks of the country. In the past especially these people were increasingly protected.

Secondly, in Chapter Two of my thesis the term of a public agent is defined according to the relevant Czech legislation. There is a general and specific definition of this term included. This definition is the core of the matter and the following chapters.

Further, Chapter Three is subdivided into two parts and provides an outline of special part of criminal Law. The first part concentrates on crime, which should protect public agents, the second one describes crime committed by public agents and the principles of their increased responsibility.

Chapter Four is the next part of my work and it includes different complementary questions related to this theme. For example: disciplinary liability or responsibility for damage and political liability.

In the last chapter, Chapter Five, there is the amendment of the new Criminal Law. There was an urgent need to change The Penal law after the year 1989 in The

Czech Republic. In consequence of this the new Criminal Law was accepted and is coming into force on Jan 1, 2010. The term “public agent” will be substituted by the new term “person in authority”. This chapter concentrates on problems resulting from the new definition.

Seznam klíčových pojmů:

veřejný činitel – public agent

trestněprávní ochrana – criminal protection

trestněprávní odpovědnost – criminal responsibility