

12. SUMMARY AND LIST OF KEYWORDS

12.1. SUMMARY

The purpose of my thesis „Criminal Liability within Environmental Protection“ is to summarize, analyse and evaluate national regulations in force of criminal liability within environmental protection. The thesis is composed of fourteen chapters, which have different length.

First four chapters are chronologically Table of contents, Symbol table, Foreword and Introduction. In chapter three (Foreword) is also explained concept of the environment.

Chapter five devotes to place of criminal liability, respectively delictual liability within the bounds of ecological liability. The chapter characterises main differences between delictual liability in environmental protection and liability for environmental loss as well as main differences between criminal liability and administrative liability and between environmental damage and harm to the environment.

Chapter six and chapter seven describe, analyse and evaluate existing international and European regulations of criminal liability within environmental protection and their influences on national regulations in Czech Republic. Chapter seven reflect especially passage of a directive of the european parliament and of the council on the protection of the environment through criminal law in 2008.

Chapter eight is the most extensive section of my thesis. The chapter focuses on criminal liability of individuals within environmental protection. The chapter consists of four parts which are also divided. Part one describes development in criminal liability within environmental protection in our country from Middle Ages to the writing this thesis. Part two outlines role of criminal liability within environmental protection. This part also devotes to constitutional basis of environmental law inclusive of criminal, respectively delictual liability within environmental protection. Part three devotes to effective regulation of criminal liability of individuals within environmental protection in Czech Republic. This part is focused on new Criminal Code and compare it with regulation in force of criminal liability of individuals within environmental protection which is not effective yet. This new regulation changes not

only existing bodies of the crimes in environmental protection but also comprises new bodies of the crimes in environmental protection.

Chapter nine discusses the criminal liability of legal entities, which is one of the most disputable questions in the theory of criminal law, and its possible alternatives. The chapter is filed into the thesis due to need (especially in relation to environmental protection) of regulation of the liability of legal entities for delicts which are punishable as crimes in the event of they were committed by individuals in the form of a law.

Chapter ten is an analysis of main differences between criminal liability within environmental protection and administrative liability within environmental protection. It is unexceptionable fact that administrative liability within environmental protection together with criminal liability in environmental protection make up a whole of delictual liability in environmental protection.

Conclusions of my thesis are drawn in Chapter eleven. The chapter summarizes and evaluates all essential of my thesis including the most important recommendations. Due to the limited extent all issues and relations cannot be exhaustive. Due to recent recodification of criminal substantive law in Slovakia I compare also some aspects of effective regulation of criminal liability of individuals within environmental protection in Czech Republic and regulations in force of criminal liability in environmental protection in Slovakia.

At the end of my work there is one insertion containing statistics of prosecuted persons, defendants and convicted offenders for some crimes against environment. At the very end of my work I put applied bibliography and list of legal enactments.

The text is based on the law effective in the Czech republic on 6th June 2010.

12. 2. LIST OF KEYWORDS

Liability within Environmental Protection (odpovědnost v ochraně životního prostředí), Delictual Liability (delikttní odpovědnost), Liability for Environmental Loss (odpovědnost za ekologickou újmu), Administrative Delicts of Individuals (správní delikty fyzických osob), Criminal Liability of Individuals (trestněprávní odpovědnost fyzických osob), Criminal Liability of Legal Entities (trestněprávní odpovědnost právnických osob), Impairment and Endangering of the Environment (poškození a ohrožení životního prostředí) etc.