

Current issues of relationship between the personal right of individual and media: abstract in English

The theme of this thesis is protection of personal rights of individual in mass media. This theme is, according to our opinion, current topic because there are conflicts between the personal rights of individual and the right to freedom of expression nearly every day. The purpose of the thesis is to analyse, if the attitude of the courts to the protection of these two rights is equal and if the individuals, who have disadvantageous position against the mass media, can adequately defend their rights.

The thesis is composed of six chapters. Chapter one is introductory. Chapter two briefly defines the issue of personal rights of individual. The third chapter consists of four parts. Each of these parts deals with one personal right and characterises the rules which mass media have to comply with in order not to contravene the personal rights of individual. Fourth chapter describes the ways how individual can defend himself or herself against the violation of his or her personal rights. This chapter describes all legal remedies possible according to the Czech laws. It means legal remedy on the base of civil law, criminal law, administrative law and the remedies according to the special laws, complaint to the constitutional court and to the European court of human rights. Part five addresses the new civil code and the changes that it brings into the problem of personal rights of individual.

Conclusions are drawn in chapter six. The level of protection of personal rights of individual in Czech Republic is high, court decisions are consistent and usually logical. None of the two rights is unreasonably preferred. Individuals can use wide variety of legal remedies to protect their rights. The weakness of Czech legal system is, according to our opinion, focus on elimination of the outcomes of illegal interference into personal right rather than preventing this kind of behaviour.