

ABSTRACT

THE CRIME OF RAPE – CRIMINAL AND CRIMINOLOGICAL ASPECTS

The thesis is composed of six chapters and is focused on criminal and criminological aspects of the crime of rape. I decided to write about this topic especially because of severity of the consequences caused by this crime to the victim and because of the dangerousness of the offender.

Chapter One is subdivided into six parts and it contains the introduction to the topic, in particular the outline of the historical development in this area and analysis of the current legislation with focus on terms which could be difficult to interpret. This chapter ends with presentation of static data regarding to the crime of rape and their graphical representation.

Next chapter consists of three parts and is focused on the offender of the crime of rape, particularly on his personality, typology and prediction of his future development.

Following part of the thesis is subdivided into five parts. It deals in great detail with victims of this type of crime especially with primary and secondary victimization caused to them and with all kinds of help that could be provided to them. Considerable scope of this chapter is dedicated to the bill on victims of the crime which could be from the perspective of current legislation and its deficiencies in case of adoption a breakthrough amendment to the legislation which introduces new previously untreated terms like secondary harm or particularly vulnerable victim and also extends the area of protection of victims.

In Chapter Four which consists of two parts is the thesis aimed on crime control in particular on imposition of punitive measures with focus on protective measures and on individual preventive measures which could be used in relation to the crime of rape.

Next part of my thesis deals with investigation of the crime of rape and its procedural context.

Last chapter is subdivided into four parts and contains my proposals *de lege ferenda* based on findings to which I arrived at during writing of my thesis. Those proposals are increasing of the sentences which could be imposed for this crime, addition of a new circumstance conditioning use of a higher punishment, removing the victim of rape from the list of injured parties in § 163 of Criminal Procedure Act who has to give an approval to the prosecution and extension of protection provided to the victim by § 209 of Criminal Procedure Act.