

Summary in English

Title: Development of legal regulation of drug related crimes

The thesis analyzes current criminal legislation in the area of drug-related crimes, compares it with previously effective legislation and outlines ambiguities in interpretation of selected legal terms. Increased attention is paid to legislative changes of the past five years which determine the current situation and future legislative development. The author predominantly focuses on problematic issues and challenged provisions related to the discussed topic which she then examines in detail. In order to provide the reader with a full picture of the topic, opinions of academic and professional authorities are presented. Furthermore, judicial practice of mainly Supreme Court is emphasized, as it plays a key role in interpretation of law. Alongside currently applicable court rulings, obsolete judicature is also quoted in order to help the reader understand the background of the legislation and especially its previous precipitous development.

The thesis is divided in five chapters. The first chapter introduces the reader into the topic of addictive substances and defines relevant legal terminology. The second chapter deals with the current legislation in the area of narcotic and psychotropic substances in international, European and especially Czech context. Attention is paid both to current as well as previously effective criminal legislation within the legal system of the Czech Republic, represented by penal codes of 1961 and 2009. The work also deals with non-criminal legislation to a limited extent. The third chapter provides an insight into the amount and extent of drug, an area which has undergone rapid changes in recent years. Although the amount of drug is an important criterion in assessing the gravity of the infringement, terms such as “quantity greater than small”, “large extent”, “greater extent” and “major extent” are not interpreted consistently. The penultimate chapter analyzes changes in drug related legislation over the last five years, including intervention of the Constitutional Court, legalization of therapeutic cannabis and further issues.