

Summary

The injured party in criminal procedure and his/her protection

The purpose of my thesis is to analyse position of the injured party and his/her rights in Czech criminal procedure and to highlight changes which will be brought to rights of injured party by The Victim of Crime Act. This thesis is divided into five chapters. The first chapter briefly introduces the historical evolution of legal regulation of the injured party position in criminal procedure in the territory of the current Czech Republic. Next chapter is concerned with the term "injured party" in the current legal regulation. This part of thesis is especially focused on the need to differentiate between the terms "the injured party" and "victim of crime". The third chapter contains a crucial part of my thesis - it deals with the injured party position in criminal procedure and his/her rights. The chapter is composed of six subchapters. The first subchapter addresses the issue of general interpretation of procedural position of injured party in the Czech Criminal Procedure Code. Next subchapter shifts the focus to two categories of injured parties in criminal proceedings (the first category is the party of adhesion procedure with special rights, the other one is not). The third subchapter describes the procedural rights which are granted to both categories of injured parties (e.g. right to information about dangerous person charged with crime or convicted person or consent to the criminal prosecution). The following subchapter reports on the special rights of injured party that is also the party of adhesive procedure. The fifth subchapter mentions new legal regulation of rights of injured party (who is victim of crime in the same time) in The Victim of Crime Act. The last subchapter of the chapter three presents comprehensive issue of representation of injured party. The fourth chapter elucidates participation of injured party in the selected stages of criminal procedure with emphasis on a plea bargain. The fifth and final chapter contains de lege ferenda proposals for improving the current legal regulation of procedural position of injured party and his/her protection.