

ABSTRACT

Master's thesis is focused on computer crime, with an emphasis on the process of investigation. New systematics in Czech computer crime terminology is offered. Within the thesis, cybercrime is perceived as a part of computer crime. Special attention is put on various aspects of criminalistics, as the topic of investigation itself is understood from the point of view of such science. Nevertheless, criminological findings are discussed likewise.

Particular emphasis is put on a link between Czech legal regulation and expert literature from the fields of law, criminalistics, criminology and technology. Master's thesis is based on Czech literature, as well as English and French writings, in addition to national and international case law.

The text itself is divided into three chapters. First chapter is introducing the issue of computer and cybercrime with selected criminological characteristics, including specifics of offending within the Internet. Second chapter discusses evidence of computer crime, the electronic or digital evidence, from the point of view of criminalistics. Particular problems of digital evidence usage within Czech criminal procedure are revealed. The core of master's thesis is the third chapter. Methodology of computer crime investigation is discussed, as well as selected individual procedural powers of prosecuting and adjudicating bodies according to Czech Criminal Procedure Act. The applicability and suitability of selected procedures on computer crime investigation are the viewpoint. Besides, the text discusses the compatibility of Czech legislation with the Convention on Cybercrime requirements, finding it insufficient.