

Abstract

This diploma thesis deals with the topic of diplomatic protection and its use in the system of international law. The goal of this thesis is to describe the legal institute of diplomatic protection and how it is exercised and to describe both the historical development of the institute and its future direction. The thesis is divided into five chapters that gradually develop and analyse the topic.

The first chapter deals with the definition of the legal term diplomatic protection and its content. It also lists the conditions under which the diplomatic protection can be exercised. Part of the chapter deals with the history of the institute and also speaks about some legal institutes similar to diplomatic protection.

The second chapter summarises the efforts taken in order to codify the institute and introduces Draft Articles on Diplomatic Protection to the reader. This chapter also describes the current situation of usage of the institute.

The third chapter is focused on exercising diplomatic protection on behalf of individual citizens. Its main focus is to list all the necessary conditions under which can diplomatic protection be used in those cases.

The fourth chapter on the other hand deals with providing diplomatic protection to legal entities and the conditions of such provision. There is a detailed description of diplomatic protection in the light of international protection of shareholders.

The fifth and final chapter compares diplomatic protection with human rights. This chapter also deals with the deflection of protection of international investments from the institute of diplomatic protection.