

Public guards

Abstract

This thesis deals with the topic of public guards. Its main objective is to provide a relatively comprehensive view of this institute. Currently, four kinds of public guards exist in our legal system, namely forest guards, hunting guards, fishing guards and nature guards. Today already non-existent field and water guards are also marginally mentioned. The thesis itself is divided into seven parts. The first one deals with the position of public guards from the perspective of administrative, constitutional and criminal law, where within the system of public administration they are referred to as indirect executors of the state administration, and within the criminal law they are positioned as public officials. In the following parts of this thesis the individual public guards are defined from the point of view of their purpose and goal, the historical development of legislation, current legislation, and further according to terms of provisions and repeal of provisions, their entitlements and duties. At the same time, at the end of each part, the individual public guards are defined against other figures and functions for whom they could be exchanged by public. Subsequently, a comparative part is included within which the most fundamental legislative differences of individual public guards are explicitly stated. The authorizations, duties and terms of establishment of public guards are compared and the question of compensation for the damage caused by the performance of public guard activities is addressed. In the last section of the thesis the view *de lege ferenda* is offered in connection with the facts mentioned in the previous sections. This view is linked to the government's not passed public guard bill from 2002. Overall, the thesis presents a broader view of the issue of public guards than is usually common in the professional literature, with a focus on the fundamental differences of individual legislations.

Klíčová slova:

public guards, forest guards, hunting guards, fishing guards, nature guards