

The Crime Scene Reconstruction

Abstract

This diploma thesis deals with the issue of crime scene reconstruction both from the point of view of criminal law and from the point of view of criminological science and practice. With the help of reconstruction as a means of evidence, which is classified in the Criminal Procedure Code as a special means of proof, the authorities involved in criminal proceedings try to find out the facts of the case, about which there is no reasonable doubt. Through reconstruction as a method of criminalistic practice, the factual circumstances under which the investigated crime was committed are restored.

The main goal of this thesis is a detailed analysis of the crime scene reconstruction from a criminal and forensic point of view, and the result of this analysis is a chapter devoted to considerations *de lege ferenda*. The secondary goal of the diploma thesis is to compare the crime scene reconstruction with selected investigative acts with the help of a comparative method.

The diploma thesis is divided into three parts. The first part deals with the comparison of the crime scene reconstruction with investigative acts, with which there are very frequent interchanges in criminal practice. Part of the first part is also an approximation of the legal regulation of reconstruction in Austria and the Federal Republic of Germany.

The second part is focused on the concept, nature, use and individual types of forensic reconstruction.

The third part discusses in detail the crime scene reconstruction from both above points of view. Attention is paid to the historical development of the reconstruction of a crime, its criminal processing conditions and the entities that participate in the reconstruction. Furthermore, the tactics of reconstruction are analyzed in detail, where the individual stages of reconstruction, basic tactical principles and procedures are defined, and finally, the process of creating reconstruction documentation and subsequent evaluation. The third part concludes with an example of the crime scene reconstruction in practice.

Key Words

crime scene reconstruction, criminalistics, mean of evidence