

Unconditional imprisonment

Abstract

The presented rigorous thesis focuses on the institute of unconditional imprisonment, which is imposed ultima ratio and in Czech criminal law represents the most severe punishment in the system of punishment.

The rigorous thesis is guided by an attempt to present a comprehensive view of the unconditional sentence of imprisonment, the imposition of which is primarily connected with the execution of this sentence which the work devotes to, a considerable amount of time. In the introduction of the rigorous thesis the individual chapters of the thesis are presented, incl. their subchapters.

The content of the thesis is divided into six main chapters. The first chapter deals with punishment and its purpose. It also focuses on the basic principles of sentencing and the position of unconditional sentencing in the punishment system. The first chapter logically includes a subchapter on selected alternatives to unconditional imprisonment. The second chapter is devoted to the aforementioned enforcement of unconditional imprisonment and the institution of conditional release from unconditional imprisonment, which also focuses on the important decisions of the Constitutional Court in this area. The third chapter deals with the issue of overcrowding in prisons, especially in the context of the accommodation conditions of convicts. In this context, it analyses the ECHR decision in *Muršić v. Croatia*. The fourth chapter introduces the concept of open prisons. The fifth chapter is devoted to the analysis of the problems hindering the successful resocialisation of persons released from imprisonment. The last chapter presents *de lege ferenda* considerations, which attempt to present procedures to address overcrowding in Czech prisons.

Finally, it can be concluded that the presented work did not aim to find a comprehensive solution to prison overcrowding, but tries to present partial options and procedures to combat this pressing problem.

Keywords

execution of sentences, overcrowding in prisons, resocialization of convicts