

The presented diploma paper is thematically focused on current position of advocate with a special accent on judicial system. Description and analysis of current situation is not a simple task since it has to deal with legal regulations not having been unified as well as with the fact that problems of relation of advocate to justice have not been thoroughly examined yet.

The first part deals with possibilities and presumptions of practice of this profession. These are not only listed in the Advocacy Act but also elsewhere. The paper contains not only these problems. It also outlines the relation of advocate to jurisdiction or judge. The most extensive part is concerned with activities of advocate in particular proceedings – in civil, administrative, criminal process and in front of constitutional court. There I describe the position of advocate in all parts of these proceedings – from the writ of summons to final decision. I find it necessary to pay adequate attention to this since the position of advocate in judicial system of rights protection is the most visible as well as most important part of his activities.

In final part of the paper I have discussed *de lege ferenda* thoughts trying to outline possible perspectives in this area. The basic assumptions I have described have been rooted in thoughts about recent legal regulations as well as in thoughts about situations not yet regulated by law.

I have used several methods in writing this paper, especially interpretative one that allows to explain and understand to the actual meaning of the legal regulation. Other methods used have been: method of evaluation of facts found, descriptive method and analytical –descriptive method. I have drawn the informations from legal publications, practice of the courts and practice of advocacy and judiciary.

The aim of this paper has been to create general overview that can serve as a starting point of more detailed analysis of these uneasy problems.