

Professional ethic of advocates in the Czech Republic

Abstract

This diploma thesis talks about professional ethic of the advocates in the Czech Republic. The paper consists of five chapters varying in the degree of abstractness, the further the chapter the more concrete. First chapter gives general introduction describing basic terms related to the chosen topic, here the aim is to understand not only these terms but also relations among them. General terms such as morals, ethic and law which are all defined and shown in their interconnection are the essential mainstays for this thesis. There follows the introduction of the professional ethic and ethical code. The second chapter deals with the history of advocacy starting from the very beginnings and ending with recent history since the fundamental milestones in the history of advocacy still influence the way we perceive advocacy nowadays, including its regulations and ethical rules. This trip to history shows development of advocacy beginning with the Roman speakers to today's work of an advocate. The goal of this chapter is also to record historic relationship between ethic and advocacy. In the chapter that follows I write about today's advocacy and origins of its legal regulations. I am interested not only in the law about advocacy and ethic code but also in Czech Bar Association including its bodies. This chapter ends with disciplinary responsibility of an advocate where I describe disciplinary proceedings, its progress and the ways it can end, as well as the kinds of disciplinary measures. The fourth part shows concrete rights and duties of an advocate influencing his or her personal life. First the advocate's person is introduced together with the requirements which he or she has to fulfill such as being independent, having dignity and keeping the oath of silence. There follow more concrete demonstrations of the advocate's work which are divided according to which extent they are connected with providing law services. There is also part talking about freedom of speech of an advocate and its restrictions especially in their private life. This diploma paper finishes with the chapter about professional ethic of the advocates and their personal life where I am more concrete about the private part of the advocates lives and its connection to being an advocate, as well as the consequences while I am in more details describing direct political involvement in comparison with the ethical rules set for being an advocate.

Klíčová slova: professional ethic, advocate, personal life