

Administrative offenses in the field of expert activity

Abstrakt v anglickém jazyce (summary)

The subject of the diploma thesis is administrative offenses in the field of expert activity. Its main goal is to compare previous and subsequent legislation of expert activity and to define the issue of expert activity. In 2021, the new Act No. 254/2019 Coll., entered into force, which established new obligations for experts and increased sanctions for non-fulfillment.

Administrative offenses in the field of expert activity are the result of a breach of duty by an expert, an expert office, or an expert institute. Therefore, this thesis first deals with the analysis of the basic concepts of expert activity and then analyzes the individual duties of an expert in the performance of expert activity. It also mentions the expert's responsibility for performing expert activity. The main output of expert activity is an expert opinion. Thesis describes the necessary requisites of an expert opinion and illustrates the procedure of the expert in processing.

In the following part, the thesis deals with the definition of administrative offenses of experts. It describes the role of the Ministry of Justice in the supervision of expert activity and addresses the possibility for the public to participate in the control of expert activity by submitting a motion to initiate proceedings with an expert. Finally, it analyzes the course of the administrative delict proceedings and analyzes the sanctions that can be imposed on experts for breaching the obligations established by law.

After that, this diploma thesis conducts a detailed analysis of the individual administrative delict established by the Expertise Act. It thus links the duties of the expert with the means of their enforcement. It further compares the administrative delicts with the previous legislation and evaluates whether the amendment of them has stood up to the previous expert legislation.

In conclusion, this thesis lists possible interpretation problems and shortcomings of the new legislation and proposes their possible solutions. It then addresses current problems and considerations in the field of expert activity.

Klíčová slova: expert, expert activity, administrative offenses of experts