

Abstract

The submitted thesis deals with problems of juvenile justice. The emphasis is put on the Czech legislation, represented primarily by the special Act No. 218/2003 Coll., on the liability of youth and juvenile justice and on the amendment of some laws (Act on Juvenile Justice), which contains a substantive law part and a procedural law part. I chose this division for the thesis as well. The aim of the thesis is to identify, to review and to carry out an analysis of the Czech legislation and to point out its contention parts. The thesis is divided into three parts. The first part deals mainly with the historical development of juvenile justice in our territory in the last 100 years and general aspects of the Act on Juvenile Justice. A separate chapter of the first part is about the concept of restorative justice, its use in the Czech legislation, but also in documents, directives and resolutions at the European level and United Nation level. The second part is focused on selected aspects of substantive law regulation, such as minimum age of criminal responsibility, mental and moral maturity, moral development of children, measures imposed on youth and relationships between these measures. In the last part I deal with selected aspects of procedural law, including the role of the Probation and Mediation Service, the role of the Authority for Social and Legal Protection of Children, special proceedings and the relationship of Chapter II. and III. of the Act on Juvenile Justice. I also analyze selected procedural aspects in cases of children under the age of 15, which are mainly covered by civil law provisions, and the right to counsel in this proceeding. At the end I add an assessment of the Czech legislation, which I consider to be good, despite the discussed problems.