

Moral criminality and its prevention

Abstract

The aim of the thesis dealing with moral criminality and its prevention is to provide a comprehensive overview of this type of crime. In particular, the thesis focuses on the impact of these crimes, which account for only 2% of the total registered crime in 2023, on the victim and presents questions on how best to protect the victim or prevent the crime from being committed.

The thesis initially defines the basic concepts related to moral criminality. It also addresses the question of what morality is and how it affects the commission of sexually motivated crime. It then examines the legal regulation of moral criminality within the Czech legal system, with an emphasis on Act No. 40/2009 Coll., the Criminal Code. Within the framework of international regulation, it covers a range of international institutions, focusing mainly on documents of the United Nations, the European Union and the Council of Europe related to moral criminality. A large part of this chapter is devoted to the issue of ratification of the Council of Europe Convention on Preventing and Combating Violence Against Women and Domestic Violence, also known as the Istanbul Convention.

The fourth to sixth chapters analyse in more detail the individual offences falling under the heading of moral offences, ranging from offences against freedom of decision-making in sexual relations, with particular emphasis on the forthcoming redefinition of the offence of rape, through offences threatening the moral development of a child to offences against the principles of morality in sexual relations.

The second half of the thesis is devoted to the issue of the offender, revealing the typology of perpetrators of moral offences, including offenders with sexual deviance. It also focuses on the issue of the victim and so-called particularly vulnerable victims. The last chapter is devoted to the prevention of moral criminality as such from several different perspectives and analyses in depth the reasons for the high latency of sexually motivated crimes using the findings of the thesis so far and the police statistics published annually.

Key words

morality, criminality, rape, prevention, victim