

## **Consequences of breaches of the rules of evidence for the effectiveness of evidence**

### **Abstract**

This thesis deals with the topic of the consequences of violations of the rules of evidence on the effectiveness of evidence. The author's aim is to capture the essence of the issue of the inapplicability of evidence in criminal proceedings and then to apply this knowledge to the specific example of interception of telecommunications traffic. However, this scheme is not only related to the current Czech legislation, but also to the legislation of the German Criminal Procedure Code and the proposed text of the new Criminal Procedure Code. The thesis is a combination of descriptive, comparative and analytical methods with the aim of understanding the current state of criminal procedure and proposing its own view on the issue. The chapter on the Czech legislation first discusses the theoretical background of the consequences of violations of the rules of evidence in criminal proceedings. In the chapter on German legislation, this knowledge is then compared with each other. Subsequently, the thesis examines the proposal for a new criminal procedure code, analysing to what extent this proposal reflects the needs of criminal procedure in the digital age. The final section summarises the key findings and offers recommendations for the future direction of criminal law in the field of evidence. The aim of the paper was not only to describe the current state of the art, but also to contribute to the debate on the possible direction of criminal procedure.

**Keywords:** evidence, ineffectiveness of evidence, interception, criminal proceedings,