

## **Abstract**

My master's thesis is focused on analysis of extraordinary appeal in criminal procedure. Extraordinary appeal is one of extraordinary remedial measures which was introduced into the Czech Criminal Procedure Code with effect from 1 January 2002. The thesis is divided into 6 chapters and the main chapter of the thesis is focused on in-depth analysis of the grounds of an extraordinary appeal and the issue of so called extreme discrepancy. So far, the issue of so called extreme discrepancy has not yet been subject to in-depth analysis in professional literature, therefore I pay more attention to this matter. The importance of so called extreme discrepancy is significant for the Supreme Court of the Czech Republic and its decisions. It is a concept arising from the case law of the Constitutional Court of the Czech Republic, which extends the grounds of an extraordinary appeal despite the grounds laid down in the Czech Criminal Procedure Code. Based on this concept the Supreme Court of the Czech Republic is obliged not only to review questions of law but also questions of fact in cases with so called extreme discrepancy. The Constitutional Court of the Czech Republic defends this concept saying it is necessary to keep this approach in order to respect the fair trial within the meaning of the European Convention on Human Rights and the the Czech Charter of Fundamental Rights and Freedoms. In my thesis I challenge this argument and I come with opinions that oppose the doctrine of the Constitutional Court of the Czech Republic. Furthermore, I provide reader with information regarding basic characteristics of the extraordinary appeal and historical context. In addition, the thesis deals with admissibility of the extraordinary appeal and basic characteristics of the extraordinary appeal procedure. With regards to upcoming recodification of Czech Criminal Procedure Code, I also provide reader with information regarding upcoming changes. At the end of the thesis I summarize the most important conclusions. The sources I worked with are mainly commentary literature, professional articles, laws, explanatory memoranda to laws, case law of the Supreme Court of the Czech Republic, case law of the Constitutional Court of the Czech Republic and case law of the European Court for Human Rights.

**Key words:** extraordinary appeal, extreme discrepancy, the Supreme Court of the Czech Republic