

Title of the paper

Správa majetku zajištěného v trestním řízení v České republice: příležitost ke změně

Management of frozen assets as proceeds of crime in the Czech Republic: opportunity for change

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Abstract: This paper briefly describes the history of the management of assets frozen by the Police of the Czech Republic in criminal proceedings, including developments in the legislative area, and this from the beginning of the century to the current time. The paper documents the current state of the management of frozen assets and names the central problem on whose successful resolution the level of utilization of frozen assets for the benefit of victims and society as a whole depends. Based on Act No 86/2015, the Ministry of the Interior is preparing a systemic solution, as part of which it has initiated a pilot project. This is today, after approval by the Minister of the Interior, in the implementation phase. The next paper will describe the proposed systemic solution, the principles on which it will be built, and its financial and non-financial benefits. The objective is to create a system that will be beneficial for victims and society, in contrast to the current state of affairs which, on the contrary, is a burden for the state budget. Finally, the paper focuses on international cooperation, both in the period of conception, as well as for future cooperation within the European Union and the member states of the UN. It mentions Directive of the European Parliament and Council No 2014/42/EU, the requirements for its fulfilment in the area of asset management and deadlines.

Keywords: frozen assets, streamlining administration, Police of the CR, Ministry of the Interior, Act No 86/2015, EP Directive 2014/42/EU

Conclusion

In addition to the actual freezing of assets in criminal proceedings, for the functioning of the system it is necessary to establish the efficient management of such frozen assets. Without proper management, the frozen assets will not be utilised to the benefit of victims and society as a whole. The Interior Ministry is currently working to meet this objective, in compliance with requirements arising from Directive of the European Parliament and Council No 2014/42/EU. It should result in a fundamental change, with

an agenda that is currently a burden for the taxpayer being transformed into one that provides a financial benefit for both victims and society. We should not let this opportunity for change to go waste.