

PAROLE – NORMATIVE AND PRACTICAL ASPECTS

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Abstract: The adoption of the so-called Code Penale in France in 1791 created a normative basis for the existence of a punishment of deprivation of liberty. Over time, prominent scholars have realized that the situation in penitentiary institutions is such that it is necessary to correct the regime a prison sentence, inter alia, by introducing parole. Although the institute of parole is almost two centuries old, there still exist normative and practical problems. Therefore, the authors dedicate the central part of the work to the analysis of the situation in terms of normative regulation of conditional release, where the process of deciding on granting of parole has been described. At the same time, one part is dedicated to the problems identified in practice, stating the recommendation for overcoming the problems.

Keywords: parole, positive legislation, court practice

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