

## **Prohibited act**

Conduct that meets the statutory characteristics of a type of prohibited act, i.e. corresponding to the description of conduct specified in the criminal law. A prohibited act is subject to the sanction of the application of a criminal penalty, thus it is a criminally unlawful act and constitutes an element constituting the structure of a crime or misdemeanor. A prohibited act is a type of unlawful act and is also one of the four basic components of a crime or misdemeanor. The others are: unlawfulness, guilt and social harmfulness (in the case of a crime – greater than negligible; in relation to a misdemeanor there is no such requirement). This means that every crime or misdemeanor is at the same time a prohibited act, while not every prohibited act is a crime or misdemeanor (it is not a crime if any of the other three elements of the definition of a crime or misdemeanor are missing).