

International Legal Assistance - Statistics 2020

Group of Action	Type of Action	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
Legal Assistance											
Legal Assistance Requests to Switzerland	Obtaining Evidence in Criminal Matters	1176	986	1088	1161	1175	1268	1085	1163	1270	1279
	Obtaining Evidence in Criminal Matters: Supervision	935	1091	1088	1033	1110	1170	1333	1146	1260	1205
	Obtaining Evidence in Criminal Matters: Own case	36	35	25	37	42	45	44	80	71	67
	Asset Recovery	8	10	15	13	15	14	14	23	19	30
	Asset Recovery: Own case	6	4	8	4	3	4	4	3	2	6
	European Judicial Network (EJN) Enquiry		24	51	59	34	31	48	51	45	37
	Obtaining Evidence in Civil Matters	69	74	61	44	43	58	34	66	57	48
	Obtaining Evidence in Civil Matters under Section II HEC70 + 271 CC (C)	7	2	9	17	11	8	12	7	15	22
	Obtaining Evidence in Administrative Matters	3	2	1	3	4	9	2	27	20	16
Legal Assistance with International Courts and Tribunals	International Criminal Court	5	5	1	2		2	4	10		7
	Ad hoc Tribunals *	2		2			1	2	1	2	4
	Fact-Finding Missions and Mechanisms							3	1		
Legal Assistance Requests to Foreign Countries	Obtaining Evidence in Criminal Matters	791	854	866	1052	900	984	946	850	935	845
	Asset Recovery	2	5		5	5	6	5	4	20	12
	EJN Enquiry		3	13	7		2			2	5
	Obtaining Evidence in Civil Matters	49	44	29	23	13	35	28	13	23	18
	Obtaining Evidence in Administrative Matters	1			1	1	3	6	1	4	2
Secondary Legal Assistance	for Use in Criminal Proceedings	6	7	10	11	9	9	13	15	17	13
	for Use in Civil Proceedings	1	1	1	3	3	2	2		1	2
	for Use in Administrative Proceedings							1	4	2	5
	for Use in Other Proceedings	5	4	2	3	3	2	4	4	8	5
	Transmission to Third Country	3	4	7	3	10	7	2	7	9	4
Spontaneous Transmission of Information and Evidence	to Foreign Country (Art. 67a IMAC)	109	118	132	88	105	114	121	164	127	168
	to Switzerland	3	3	8	2	3	2	2	1	3	3
Reports for Criminal Prosecution Purposes	to Foreign Country			3	10	10	8	9	19	18	11
Document Service Requests to Switzerland	under Criminal Law	343	227	257	367	305	264	238	265	213	161
	under Civil Law	191	184	210	227	281	218	584	534	536	324
	under Civil Law (under Art. HSC65) **	9142	8006	367	350	302	557				
	under Administrative Law	119	79	79	50	59	55	102	249	190	188
	under Administrative Law (Conventions no 94) *****									22	34
	Unlawful Service by Post	7	7	2	15	7	6	5	3	4	2
Document Service Requests to Foreign Countries	under Criminal Law	658	606	744	629	545	552	562	548	559	616
	under Civil Law	1018	981	951	989	919	857	917	798	821	689
	under Administrative Law	129	258	361	276	281	332	292	290	335	233
	under Administrative Law (SAK) ***			312	311	302	270	237	262	208	194
	under Administrative Law (Conventions no 94) *****									15	33
	Unlawful Service by Post	2				1					
	Petition of the Addressee	8	64	61	53	43	42	39	31	26	37
Sharing of Forfeited Assets (Sharing)	International Sharing (Swiss Forfeiture Decision)	7	10	3	7	1	9	5	14	11	12
	International Sharing (Foreign Forfeiture Decision)	8	3	5	8	5	6	3	6	17	9
	Notification under Art. 12 para. 1 DFAA	15	20	6	22	7	8	1	1		
	National Sharing				1	177	34	36	41	70	55
Reports to the Federal Office of Justice (FOJ)	Breach of the Reservation of Specialty by Foreign Authorities			4	2	1	1		2	3	
	Unlawful Activities on Behalf of a Foreign State (Art. 271 CC)		2		1	2	3		2		1

Group of Action	Type of Action	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
Extradition											
Extradition Requests to Foreign Countries		178	186	216	259	261	284	259	252	272	204
Extradition Requests to Switzerland		338	359	413	364	397	384	360	350	321	285
Extradition/Asylum Coordination					19	17	10	2	5	4	8
Temporary Extraditions to Foreign Countries		3	5	9	2	2	3	1	2	2	1
Temporary Extraditions to Switzerland		5	4	3	5	5	4	3	10	8	6
Provisional Arrest Requests to Foreign Countries		173	202	252	289	281	310	281	249	268	207
Provisional Arrest Requests to Switzerland ****		20291	18518	20804	24384	28662	32789	31697	34151	36511	31535
Provisional Arrest Requests for International Tribunals		1	1			1					
SPTA Requests to Foreign Countries				1		1					1
SPTA Requests to Switzerland		4	1		4				1		4
Transfer of Proceedings Requests to Foreign Countries		196	171	225	219	197	166	153	225	221	227
Transfer of Proceedings Requests to Switzerland		81	55	65	116	118	118	133	135	142	132
Sentence Execution Requests to Foreign Countries	Fines & Monetary Penalties										1
	Custodial Sentences	5	16	6	3	4	10	15	5	3	7
Sentence Execution Requests to Switzerland	Fines & Monetary Penalties	1			2		5		1		4
	Custodial Sentences	4	2	2	6		2	6	5	4	8
Prisoner Transfer to Foreign Countries	At the Request of the Sentenced Person	34	31	51	47	46	47	65	57	54	36
	Under the Additional Protocol	1	1		2	3	4	2	2	1	1
Prisoner Transfer to Switzerland	At the Request of the Sentenced Person	24	18	18	14	14	19	14	15	24	15
	Under the Additional Protocol						1				1
Temporary Transfer of a Person in Custody to Foreign Countries		3	2	2	3		1	2	2	1	1
Temporary Transfer of a Person in Custody to Switzerland			2	2	3	1	2		1	1	
Liaison Prosecutor's Office of Switzerland at Eurojust											
Requests to Switzerland from Eurojust			54	52	89	179	144	131	132	134	132
Requests from Switzerland to Eurojust			2	5	15	50	90	70	91	150	145
Other											
Instruction to The Federal Department of Justice and Police (FDJP)	Limitation of Cooperation (Art. 1a IMAC)				1						2
	Authorisations under Art. 271 CC	1		1	6			1	1	1	
Execution Statistics: Legal Assistance Requests to Switzerland	Execution by Directorate General of Customs DGC	31	31	17	24	30	14	10	8	11	6
	Execution by Office of the Attorney General OAG	206	219	217	243	227	216	231	255	293	269
	Execution by other Federal Authorities	13	11	18	10	16	21	17	6	15	18
	Entirely delegated to Federal Authorities	250	261	250	276	273	247	244	269	319	293

* Former International Criminal Tribunals for Rwanda and the former Yugoslavia and other ad hoc tribunals

** Electronically, under civil law, from 2017

*** Not electronic

**** Thereof 3 direct arrest requests to the FOJ as well as 23'099 Notices in the Schengen Information System and 13'408 INTERPOL "Red Notices"

***** Since 01.10.2019 the convention no 94 has been in force for Switzerland (SR 0.172.030.5)

Decisions of the Judicial and Administrative Authorities 2020

Note: These statistics reflect the number of decisions notified to the Federal Office of Justice.

Category	Authority	Decision	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	
Detention	Federal Criminal Court	Decision: Written off/withdrawn	1	1	2	2	2	6	2	1	1	1	
		Decision: Approved							1			1	
		Decision: Approved in part									2	2	
	Federal Supreme Court	Decision: Not considered	1		1	1		1	1		2	2	
		Decision: Rejected	12	15	8	15	21	13	16	13	23	23	13
		Decision: Rejected		1								2	1
Extradition	Federal Criminal Court	Decision: Approved in part							5	3	2	1	
		Decision: Not considered	1	2	2		3		1	3	2	1	
		Decision: Rejected				1				1		1	
	Federal Supreme Court	Decision: Written off/withdrawn								1	1		2
		Decision: Approved				1						1	
		Decision: Approved in part					1	1				1	
Sentence assumption	Federal Criminal Court	Decision: Not considered	13	9	12	12	15	12	22	17	14	9	
		Decision: Rejected	1	1	2	1	1	3	1		1	2	
		Decision: Rejected				1					1		
	Federal Supreme Court	Decision: Written off/withdrawn											
		Decision: Not considered											
		Decision: Rejected											
Transfer of a person in custody	Federal Criminal Court	Decision: Written off/withdrawn					1						
		Decision: Not considered							3				
		Decision: Rejected	2				1	2	1	4			
Sentence execution	Federal Supreme Court	Decision: Approved in part						1					
		Decision: Not considered	1				1	1		1			
		Decision: Rejected	2										
Legal assistance	Federal Criminal Court	Decision: Written off/withdrawn		1								1	
		Decision: Not considered											
		Decision: Rejected											
		Decision: Rejected											
		Decision: Rejected											
		Decision: Rejected											
	Federal Supreme Court	Decision: Written off/withdrawn							1		1		
		Decision: Approved	1	3	1		2				3	2	1
		Decision: Approved in part								1		1	
		Decision: Not considered	22	27	30	28	37	33	51	45	36	52	
		Decision: Rejected	3		2	4	1	4	4	8	2	13	
		Decision: Rejected									1		1
Document service and transfer	Federal Criminal Court	Decision: Not considered		1					1				

Category	Authority	Decision	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	
Procedure	Federal Criminal Court	Decision: Written off/withdrawn			2	46	13	13	1				
		Decision: Approved			1	3		2	1	5	2	3	
		Decision: Approved in part		1	7		1	2				1	
		Decision: Not considered	3	2	9	9	9	9	7	8			
		Decision: Rejected	2	1	9	5	7	13	7	6	6	4	
		Decision: Correction			1			1					
	Federal Supreme Court	Decision: Suspended			1	1							1
		Decision: Written off/withdrawn									1	1	
		Decision: Approved			9	1	1				1		
		Decision: Approved in part					1						
Compensation	Federal Criminal Court	Decision: Not considered	1	1	1	1	2	2	4	1	1		
		Decision: Rejected			1	1	3	3	1				
		Decision: Written off/withdrawn					1	1					
		Decision: Approved in part								2			
	Federal Supreme Court	Decision: Rejected								1	2	2	
		Decision: Correction								2			
	Cost ruling	Federal Criminal Court	Decision: Approved		2								
			Decision: Not considered										1
		Federal Supreme Court	Decision: Written off/withdrawn									2	1
	Aggregation of decisions	Federal Criminal Court (BStGer / TPF)	Decision: Rejected									2	1
Decision: Correction											2		
Decision: Approved													
Decision: Not considered													
Aggregation of decisions	Federal Supreme Court (BGer / TF)	Decision: Written off/withdrawn								1			
		Decision: Rejected											
		Decision: Correction											
Aggregation of decisions	Federal Council (BR / CF)	Decision: Approved											
		Decision: Not considered											
		Decision: Rejected											
Aggregation of decisions	Total	Decision: Written off/withdrawn	195	207	257	262	249	220	277	235	230	294	
		Decision: Rejected	45	49	60	50	69	61	93	82	66	83	
		Decision: Correction								1		1	
Aggregation of decisions	Total	Decision: Approved	240	256	317	312	318	281	370	318	296	378	
		Decision: Not considered											
		Decision: Rejected											