

International Legal Assistance - Statistics 2021

Group of Action	Type of Action	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021
Legal Assistance											
Legal Assistance Requests to Switzerland	Obtaining Evidence in Criminal Matters	986	1088	1161	1175	1268	1085	1163	1270	1279	1375
	Obtaining Evidence in Criminal Matters: Supervision	1091	1088	1033	1110	1170	1333	1146	1260	1205	1266
	Obtaining Evidence in Criminal Matters: Own case	35	25	37	42	45	44	80	71	67	100
	Asset Recovery	10	15	13	15	14	14	23	19	30	36
	Asset Recovery: Own case	4	8	4	3	4	4	3	2	6	2
	European Judicial Network (EJN) Enquiry	24	51	59	34	31	48	51	45	37	21
	Obtaining Evidence in Civil Matters	74	61	44	43	58	34	66	57	48	64
	Obtaining Evidence in Civil Matters under Section II HEC70 + 271 CC	2	9	17	11	8	12	7	15	22	47
	Obtaining Evidence in Administrative Matters	2	1	3	4	9	2	27	20	16	20
Legal Assistance with International Courts and Tribunals	International Criminal Court	5	1	2		2	4	10		7	3
	Ad hoc Tribunals ¹		2			1	2	1	2	4	
	Fact-Finding Missions and Mechanisms						3	1			
Legal Assistance Requests to Foreign Countries	Obtaining Evidence in Criminal Matters	854	866	1052	900	984	946	850	935	845	995
	Asset Recovery	5		5	5	6	5	4	20	12	6
	EJN Enquiry	3	13	7		2			2	5	2
	Obtaining Evidence in Civil Matters	44	29	23	13	35	28	13	23	18	19
	Obtaining Evidence in Administrative Matters			1	1	3	6	1	4	2	3
Secondary Legal Assistance	for Use in Criminal Proceedings	7	10	11	9	9	13	15	17	13	15
	for Use in Civil Proceedings	1	1	3	3	2	2		1	2	4
	for Use in Administrative Proceedings						1	4	2	5	3
	for Use in Other Proceedings	4	2	3	3	2	4	4	8	5	2
	Transmission to Third Country	4	7	3	10	7	2	7	9	4	6
Spontaneous Transmission of Information and Evidence	to Foreign Country (Art. 67a IMAC)	118	132	88	105	114	121	164	127	168	116
	to Switzerland	3	8	2	3	2	2	1	3	3	6
Reports for Criminal Prosecution Purposes	to Foreign Country		3	10	10	8	9	19	18	11	12
Document Service Requests to Switzerland	under Criminal Law	227	257	367	305	264	238	265	213	161	225
	under Civil Law	184	210	227	281	218	584	534	536	324	381
	under Civil Law (under Art. HSC65) ²	8006	367	350	302	557					
	under Administrative Law	79	79	50	59	55	102	249	190	188	208
	under Administrative Law (Conventions no 94) ⁴								22	34	51
	Unlawful Service by Post	7	2	15	7	6	5	3	4	2	2
Document Service Requests to Foreign Countries	under Criminal Law	606	744	629	545	552	562	548	559	616	342
	under Civil Law	981	951	989	919	857	917	798	821	689	701
	under Administrative Law	258	361	276	281	332	292	290	335	233	267
	under Administrative Law (SAK) ³		312	311	302	270	237	262	208	194	144
	under Administrative Law (Conventions no 94) ⁴								15	33	28
	Unlawful Service by Post				1						
	Petition of the Addressee	64	61	53	43	42	39	31	26	37	29
Sharing of Forfeited Assets (Sharing)	International Sharing (Swiss Forfeiture Decision)	10	3	7	1	9	5	14	11	12	15
	International Sharing (Foreign Forfeiture Decision)	3	5	8	5	6	3	6	17	9	11
	National Sharing			1	177	34	36	41	70	55	50
Reports to the Federal Office of Justice (FOJ)	Breach of the Reservation of Specialty by Foreign Authorities		4	2	1	1		2	3		3
	Unlawful Activities on Behalf of a Foreign State (Art. 271 CC)	2		1	2	3		2		1	

Group of Action	Type of Action	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021
Extradition											
Extradition Requests to Foreign Countries		186	216	259	261	284	259	252	272	204	179
Extradition Requests to Switzerland		359	413	364	397	384	360	350	321	285	312
Extradition/Asylum Coordination				19	17	10	2	5	4	8	14
Temporary Extraditions to Foreign Countries		5	9	2	2	3	1	2	2	1	2
Temporary Extraditions to Switzerland		4	3	5	5	4	3	10	8	6	5
Provisional Arrest Requests to Foreign Countries		202	252	289	281	310	281	249	268	207	178
Provisional Arrest Requests to Switzerland ⁶		18518	20804	24384	28662	32789	31697	34151	36511	31535	28046
Provisional Arrest Requests for International Tribunals		1			1						
SPTA Requests to Foreign Countries			1		1					1	
SPTA Requests to Switzerland		1		4				1		4	2
Transfer of Proceedings Requests to Foreign Countries		171	225	219	197	166	153	225	221	227	232
Transfer of Proceedings Requests to Switzerland		55	65	116	118	118	133	135	142	132	154
Sentence Execution Requests to Foreign Countries	Fines & Monetary Penalties									1	
	Custodial Sentences	16	6	3	4	10	15	5	3	7	9
Sentence Execution Requests to Switzerland	Fines & Monetary Penalties			2		5		1		4	4
	Custodial Sentences	2	2	6		2	6	5	4	8	6
Prisoner Transfer to Foreign Countries	At the Request of the Sentenced Person	31	51	47	46	47	65	57	54	36	60
	Under the Additional Protocol	1		2	3	4	2	2	1	1	1
Prisoner Transfer to Switzerland	At the Request of the Sentenced Person	18	18	14	14	19	14	15	24	15	12
	Under the Additional Protocol					1				1	
Temporary Transfer of a Person in Custody to Foreign Countries		2	2	3		1	2	2	1	1	
Temporary Transfer of a Person in Custody to Switzerland		2	2	3	1	2		1	1		2
Liaison Prosecutor's Office of Switzerland at Eurojust ⁵											
Requests to Switzerland from Eurojust		54	52	89	201	144	131	138	141	143	154
Requests from Switzerland to Eurojust		2	5	15	69	136	77	105	165	173	100
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	6			1	1	1		
Execution Statistics: Legal Assistance Requests to Switzerland	Execution by Federal Office for Customs and Border Security (FOCBS)	31	17	24	30	14	11	7	12	10	14
	Execution by Office of the Attorney General OAG	219	217	243	227	216	231	255	293	269	234
	Execution by other Federal Authorities	11	18	10	16	21	17	6	15	18	13
	Entirely delegated to Federal Authorities	261	250	276	273	247	244	269	319	293	261

¹ Former International Criminal Tribunals for Rwanda and the former Yugoslavia and other ad hoc tribunals

² Electronically, under civil law, from 2017

³ Not electronic

⁴ Since 01.10.2019 the convention no 94 has been in force for Switzerland (SR 0.172.030.5)

⁵ Revision Eurojust: now also includes third countries

⁶ Of which alerts in the Schengen Information System (SIS; number from FEDPOL): 17'256, INTERPOL 10'776 ("Red Corners"; number from INTERPOL) and 14 requests sent directly to the FOJ. This does not include 12'940 "diffusion" alerts via INTERPOL, for which there is no precise information on how many of these were also addressed to Switzerland. It should also be noted that a concrete check of the alerts in the SIS and via INTERPOL is only carried out in about 20% of the cases, namely if a concrete connection to Switzerland is recognizable or when the wanted person is stopped in Switzerland.

Decisions of the Judicial and Administrative Authorities 2021

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

Category	Authority	Decision	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	
Detention	Federal Criminal Court	Decision: Written off/withdrawn	1	2	2	2	6	2	1	1	1	1	
		Decision: Approved						1					
		Decision: Approved in part											1
	Federal Supreme Court	Decision: Not considered		1	1		1			2	2		
		Decision: Rejected	15	8	15	21	13	16	13	23	23	13	14
		Decision: Rejected	2								2	1	
Extradition	Federal Criminal Court	Decision: Approved in part		2		3		5	3	2	1	3	
		Decision: Not considered	2	2				1					
		Decision: Rejected			1						1		
	Federal Supreme Court	Decision: Written off/withdrawn	3	1	6	5	4	5	2	3	3	3	4
		Decision: Approved	1				2		1	1	1	3	
		Decision: Approved in part	1	1	2	2	1	2				2	
Sentence assumption	Federal Criminal Court	Decision: Not considered	4	2	4	2	2	4	1	1	3	2	
		Decision: Rejected	24	24	18	33	33	35	24	29	28	24	
		Decision: Rejected											
	Federal Supreme Court	Decision: Written off/withdrawn			1				1	1		2	1
		Decision: Approved			1						1		
		Decision: Approved in part				1	1				1		
Transfer of a person in custody	Federal Criminal Court	Decision: Not considered	9	12	12	15	12	22	17	14	9	11	
		Decision: Rejected	1	2		1	3	1		1	2	2	
		Decision: Rejected			1					1			
	Federal Supreme Court	Decision: Not considered				2	1		1				1
		Decision: Rejected	1										
		Decision: Rejected				1			1	4			
Sentence execution	Federal Supreme Court	Decision: Approved in part					1	1					
		Decision: Not considered				1	1		1				
Legal assistance	Federal Criminal Court	Decision: Rejected	1										
		Decision: Written off/withdrawn	21	7	8	6	9	14	11	13	10	11	
		Decision: Approved	17	8	12	8	5	12	10	10	5	5	
		Decision: Approved in part	16	10	9	7	11	9	3	5	2	3	
		Decision: Not considered	41	51	40	30	22	52	34	50	47	39	
		Decision: Rejected	58	111	80	94	67	98	107	77	166	92	
	Federal Supreme Court	Decision: Suspended		1								1	
		Decision: Written off/withdrawn					1			1			
		Decision: Approved	3	1		2				3	2	1	
		Decision: Approved in part							1		1	1	
		Decision: Not considered	27	30	28	36	33	51	45	36	52	43	
		Decision: Rejected		2	4	1	4	4	8	2	13		
Document service and transfer	Federal Council	Decision: Rejected							1		1	1	
	Federal Criminal Court	Decision: Not considered	1					1					

Category	Authority	Decision	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	
Procedure	Federal Criminal Court	Decision: Written off/withdrawn		2	46	13	13	1					
		Decision: Approved		1	3		2	1	5	2	3	1	
		Decision: Approved in part	1	7		1	2					1	
		Decision: Not considered	2	9	9	9	9	7	8				
		Decision: Rejected	1	9	5	7	13	7	6	6	4	1	
		Decision: Correction		1		1	1						
	Federal Supreme Court	Decision: Suspended		1	1							1	
		Decision: Written off/withdrawn								1	1		
		Decision: Approved			9	1	1			1			1
		Decision: Approved in part				1							
Compensation	Federal Criminal Court	Decision: Not considered	1	1	1	2	2	4	1	1			
		Decision: Rejected	1	1	1	3	3	1					
		Decision: Written off/withdrawn				1	1						
		Decision: Approved in part						2				1	
	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									1	1
	Aggregation of decisions	Federal Criminal Court (BStGer / TPF)	Decision: Written off/withdrawn										
Decision: Not considered													
Decision: Rejected													
Decision: Correction													
Aggregation of decisions	Federal Supreme Court (BGer / TF)	Decision: Written off/withdrawn											
		Decision: Not considered											
		Decision: Rejected											
		Decision: Correction											
Aggregation of decisions	Federal Council (BR / CF)	Decision: Written off/withdrawn											
		Decision: Not considered											
		Decision: Rejected											
		Decision: Correction											
Aggregation of decisions	Total	Decision: Written off/withdrawn	207	257	262	246	220	277	235	230	294	203	
		Decision: Not considered	50	60	50	68	61	93	82	66	83	61	
		Decision: Rejected								1		1	
		Decision: Correction											
Aggregation of decisions	Total	Decision: Written off/withdrawn	257	317	312	314	281	370	318	296	378	265	
		Decision: Not considered											
		Decision: Rejected											
		Decision: Correction											