

Recovery of Maintenance in the EU and Worldwide

The experience of the Swiss central authority

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Switzerland

- 8 mio. inhabitants
- 23% of foreigners
- 4 official languages
- 2'500 municipalities
- 26 cantons
- pending maintenance cases (800 incoming, 750 outgoing requests)

Applicable legislation in Switzerland

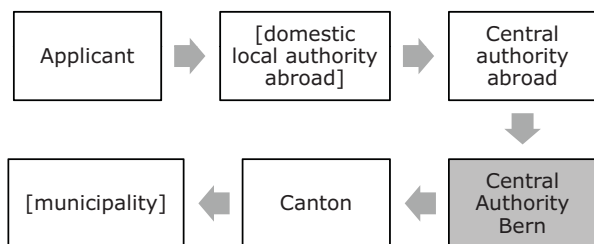
Yes	No
<ul style="list-style-type: none">▪ New York Convention▪ Bilateral agreements (USA, MoU with some Canadian provinces)▪ Hague Conventions 1973, 1956, 1958▪ Lugano Convention▪ Swiss Federal Code on Private International Law (subsidiary application)	<ul style="list-style-type: none">▪ Hague 2007 Convention▪ Hague 2007 Protocol▪ EU Maintenance Regulation

Cooperation (NYC56, incoming requests)

1. transmission of documents
2. information
3. recognition/enforcement of maintenance claims

Application procedure

- Federal organisation
- Role of Swiss central authority/ local authorities
- Analysis: pro/con

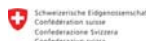


Tasks of the Swiss authorities

- Basic rule: comparable with HC 2007
- Exceptions
 - location of the debtor
 - information concerning income/assets
 - obtention of evidence
 - assistance in establishing parentage
 - service of documents

Recognition and enforcement

- general overview
- specific problems
 - completeness of files/ translation requirements
 - court-ordered directions of debtors
 - per-cent-judgments



Federal Department of Justice and Police
Federal Office of Justice
Central authority for international maintenance matters

www.bj.admin.ch
[English] → **International Maintenance Matters**

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