



PERMANENT MISSION OF THE PRINCIPALITY OF LIECHTENSTEIN
TO THE UNITED NATIONS

59/2008

S:\7 UNO\721.6 GA 6th Committee\Criminal
Accountability>Note criminal accountability.doc

The Permanent Representative of the Principality of Liechtenstein to the United Nations presents his compliments to the Secretary-General of the United Nations and has the honor to refer to note LA/COD/50 dated 31 December 2007 regarding the implementation of General Assembly resolution 62/63 of 6 December 2007, entitled "Criminal Accountability of United Nations officials and experts on mission". Pursuant to Article 65 para. 1 of the Liechtenstein Criminal Code, the Liechtenstein Courts have jurisdiction over all criminal acts committed by Liechtenstein citizens abroad if the conduct constitutes a crime under the laws of the host state. For a number of particularly serious offences enumerated in Article 64 dual criminality is not required, e.g. for serious sexual abuse of underage persons (Article 64, para. 1, 4a). As a consequence, the Liechtenstein Courts already have jurisdiction over crimes committed abroad by Liechtenstein nationals serving as UN officials or experts on mission, as required by para. 3 of General Assembly resolution 62/63. Regarding cooperation for the purpose of investigation and prosecution of such cases, the Liechtenstein Law on Mutual Legal Assistance in Criminal Matters provides a basis for Liechtenstein authorities to fully cooperate with all jurisdictions even in the absence of a bilateral treaty.

The Permanent Representative of the Principality of Liechtenstein to the United Nations avails itself of this opportunity to renew to the Secretary-General of the United Nations the assurances of his highest consideration.

New York, 8 July 2008

To the Secretary-General
of the United Nations

