

# Swiss Federal Supreme Court Dataset (SCD)

## Codebook

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Version 2024-2



### Abstract

The Swiss Federal Supreme Court Dataset (SCD) provides a record of all 124,089 cases decided by the Swiss Federal Supreme Court between 2007 and June 2024. The SCD includes 31 variables that document basic case information, the court composition, the area of law, information about the appealed judgment, the parties, the case outcome, and about citations and publication status. The dataset can be used as data infrastructure for both qualitative and quantitative analysis of Federal Supreme Court jurisprudence. It is generated using a fully automated pipeline and will be updated quarterly until at least 2025 to include the latest judgments and possible expansions.

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# 1 Introduction

This codebook documents the 31 variables in the Swiss Federal Supreme Court Dataset.

## 1.1 Dataset Scope

The Swiss Federal Supreme Court Dataset (SCD) includes all cases decided by the Swiss Federal Supreme Court between 2007 and June 2024 that have been made available on its website ( $N = 124,089$ ).<sup>1</sup> The dataset is created automatically using a web scraper and natural language processing pipeline programmed in Python and R by Jakob Merane and Florian Geering. The SCD builds upon the datasets and code they used in their publications ‘Measuring Gender Composition in the Swiss Federal Supreme Court’<sup>2</sup> and ‘Do You Need a Lawyer?’<sup>3</sup>. The automated download of judgments respects the Robots Exclusion Standard (“robots.txt”).

## 1.2 Updates

We are committed to providing quarterly updates for the Swiss Federal Supreme Court Dataset until at least 2025. These updates will be identified by version numbers that consist of the year and the sequential update number, e.g. 2023-1 denoting the first version released in 2023.

To ensure reproducibility of your research, please include the version number of the edition you used when citing the Swiss Federal Supreme Court Dataset. This codebook documents version 2024-2.

## 1.3 Building on the Dataset and Judgment Texts

The Swiss Federal Supreme Court Dataset is designed to serve as a basis for current and future research. It can be used as data infrastructure for both qualitative and quantitative analysis of Federal Supreme Court jurisprudence. While many analyses are possible with the SCD in its native form, some research requires additional variables. A variety of methods, including manual coding and automated content analysis, can be used to generate additional data to use with the Swiss Federal Supreme Court Dataset.

For example, the SCD may facilitate the sampling process for research that qualitatively analyses dozens or hundreds of judgments: Judgments that should be included in the analysis can be identified and filtered using the variables in the dataset. The dataset also provides opportunities to supplement existing qualitative analyses with additional variables.

On the other hand, the SCD can also be expanded with additional variables that are automatically extracted from the judgment texts. The standard `.csv` export of the SCD does not include judgment texts due to file size and encoding limitations.

Starting with version 2023-4, we are providing a supplementary `.parquet` (Apache Parquet) file which includes an additional `text` variable that contains the judgment texts as strings and is otherwise identical to the standard export. This file is identified by the suffix `-text` in its file name and uses the Brotli compression algorithm. We recommend using the standard `.csv` export for most researchers and all applications which do not require accessing the judgment texts.

As part of our commitment to open research data, we strongly encourage researchers who build upon the Swiss Federal Supreme Court Dataset to make their own data freely available to the research community.

## 1.4 Reliability

The SCD builds on several years of work on Federal Supreme Court data, with a special emphasis on reliability and robustness. We manually tested multiple random samples of the judgments to determine the reliability of the variables. All variables achieved accuracy levels exceeding 98%.

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<sup>1</sup> These are all cases that are ordinary dossiers under the Federal Supreme Court Act.

<sup>2</sup> Jakob Merane, ‘Measuring Gender Composition in the Swiss Federal Supreme Court’ (transl.) (2021) [10/2021 Schweizerische Juristen-Zeitung](#) 511–16.

<sup>3</sup> Florian Geering, ‘Do You Need a Lawyer?’ (2021) [4/2021 Justice - Justiz - Giustizia](#), [doi.org/hbkz](https://doi.org/hbkz).

## 1.5 License

The Swiss Federal Supreme Court Dataset and this codebook are licensed under a [Creative Commons Attribution 4.0 International License \(CC BY 4.0\)](#). You may distribute, remix, transform, and build upon the Swiss Federal Supreme Court Dataset for any purpose, even commercially, but you are required to give appropriate credit by citing the Swiss Federal Supreme Court Dataset and may not introduce additional restrictions.

## 1.6 Citation

We suggest you cite the Swiss Federal Supreme Court Dataset as:

Florian Geering and Jakob Merane. (2024). Swiss Federal Supreme Court Dataset (SCD). Version 2024-2. Zenodo. <https://doi.org/10.5281/zenodo.13353736>.

```
@misc{swiss_federal_supreme_court_dataset,  
  author      = {Geering, Florian and  
                Merane, Jakob},  
  title       = {{Swiss Federal Supreme Court Dataset (SCD)}},  
  year        = 2024,  
  edition     = {Version 2024-2},  
  publisher   = {Zenodo},  
  doi         = {10.5281/zenodo.13353736},  
  url         = {https://doi.org/10.5281/zenodo.13353736}  
}
```

## 1.7 Disclaimer

The Swiss Federal Supreme Court Dataset is a research initiative to make the Swiss Federal Supreme Court decisions available in machine-readable form. The dataset and its authors are not affiliated with or endorsed by the Federal Supreme Court.

The Swiss Federal Supreme Court Dataset is provided “as-is”, without any warranties of any kind. The authors disclaim all liability, to the maximum extent permitted by applicable law.

## 1.8 Contact

You can contact us with any questions or comments regarding the Swiss Federal Supreme Court Dataset. We are especially interested in hearing about applications of the SCD, and are also open to exploring potential collaboration opportunities. Find our contact information on our ORCID pages:

[Florian Geering](#) 

[Jakob Merane](#) 

## 2 Description of the Variables

Variable descriptions are structured as follows:

### 1. Variable title and variable name

In the codebook, variable titles are used to provide a more descriptive way of identifying variables, whereas variable names are used to identify columns in the dataset. Variable names and coded values are always set in `fixed-width` font.

### 2. Variable type

Variable types are indicated to simplify data handling. The dataset contains strings, strings that may be treated as factors, booleans, dates, and integers.

### 3. Comments

The comments describe what the variable encodes, how it is coded, and which values it may take on.

### 4. Examples

The examples show the actual coding of a selection of cases. They contain an excerpt of the judgment text (where appropriate), the citation of the judgment, and (in `fixed-width` font) the variable and its value.

## 3 Case Variables

### 3.1 Case Number: `docref`

Variable name: `docref`

Type: String

#### Comments

- This variable corresponds to the unique case number assigned by the Federal Supreme Court.
- Case numbers are always in the format: number encoding the division, letter encoding the proceeding type, underscore, number encoding a running tally of proceedings, slash, year; for example `1C_517/2016`.
- The case numbering system is described in the Secretary General's document Numbering System for Case Files Since 2007 ([de/fr](#)).
- Note that for judgments that were published as leading case, the reference to the published version of the judgment is coded in the variable `leading_case`.

#### Examples

- Example 1: `1C_517/2016`, Urteil vom 12. April 2017, I. öffentlich-rechtliche Abteilung (`1C_517/2016`, Judgment head).  
→ `docref = 1C_517/2016`
- Example 2: `6B_468/2011`, Urteil vom 24. Mai 2012, Strafrechtliche Abteilung (`6B_468/2011`, Judgment head).  
→ `docref = 6B_468/2011`
- Example 3: `5A_643/2017`, Arrêt du 3 mai 2018, IIe Cour de droit civil (`5A_643/2017`, Judgment head).  
→ `docref = 5A_643/2017`

## 3.2 Judgment URL: url

Variable name: url

Type: String

### Comments

- This variable corresponds to the URL where the judgment is available on the Federal Supreme Court website and through which it was accessed.
- The judgment URL may be useful to download full judgment texts or extract additional data.
- The stability of these URLs may not be guaranteed long-term. However, note that the URL for any Federal Supreme Court judgment can generally be reconstructed from the `date` and `docref` variables when using the basic format of `https://www.bger.ch/ext/eurospider/live/de/php/aza/http/index.php?highlight_docid=aza%3A%2F%2F12-04-2017-1C_517-2016&type=show_document` (compare with Example 1).
- When accessing the Federal Supreme Court website programmatically, please use considerate scraping methods and respect the Robots Exclusion Standard (“robots.txt”). Note that the Federal Supreme Court website [requires a 2-second delay](#) between requests. Also consider using alternative sources such as the repository provided by [entscheidsuche.ch](#).

### Examples

- Example 1: 1C\_517/2016.  
→ url = `https://www.bger.ch/ext/eurospider/live/it/php/aza/http/index.php?lang=it&type=highlight_simple_query&page=3&from_date=13.02.2017&to_date=13.04.2017&sort=relevance&insertion_date=&top_subcollection_aza=all&query_words=&rank=28&azaclir=aza&highlight_docid=aza%3A%2F%2F12-04-2017-1C_517-2016&number_of_ranks=1381`
- Example 2: 6B\_468/2011.  
→ url = `https://www.bger.ch/ext/eurospider/live/it/php/aza/http/index.php?lang=it&type=highlight_simple_query&page=125&from_date=21.05.2012&to_date=19.07.2012&sort=relevance&insertion_date=&top_subcollection_aza=all&query_words=&rank=1248&azaclir=aza&highlight_docid=aza%3A%2F%2F24-05-2012-6B_468-2011&number_of_ranks=1340`
- Example 3: 5A\_643/2017.  
→ url = `https://www.bger.ch/ext/eurospider/live/it/php/aza/http/index.php?lang=it&type=highlight_simple_query&page=73&from_date=06.04.2018&to_date=04.06.2018&sort=relevance&insertion_date=&top_subcollection_aza=all&query_words=&rank=728&azaclir=aza&highlight_docid=aza%3A%2F%2F03-05-2018-5A_643-2017&number_of_ranks=1331`

### 3.3 Judgment Date: `date`

Variable name: `date`

Type: Date in YYYY-MM-DD format

#### Comments

- This variable corresponds to the judgment date indicated by the Federal Supreme Court in the judgment head.
- It is coded in YYYY-MM-DD format.

#### Examples

- Example 1: 1C\_517/2016, Urteil vom 12. April 2017, I. öffentlich-rechtliche Abteilung (1C\_517/2016, Judgment head).  
→ `date = 2017-04-12`
- Example 2: 6B\_468/2011, Urteil vom 24. Mai 2012, Strafrechtliche Abteilung (6B\_468/2011, Judgment head).  
→ `date = 2012-05-24`
- Example 3: 5A\_643/2017, Arrêt du 3 mai 2018, IIe Cour de droit civil (5A\_643/2017, Judgment head).  
→ `date = 2018-05-03`



### 3.4 Judgment Year: year

Variable name: year

Type: Integer

| year | n     | percent |
|------|-------|---------|
| 2007 | 3,492 | 2.8%    |
| 2008 | 7,026 | 5.7%    |
| 2009 | 7,043 | 5.7%    |
| 2010 | 7,229 | 5.8%    |
| 2011 | 7,119 | 5.7%    |
| 2012 | 7,381 | 5.9%    |
| 2013 | 7,523 | 6.1%    |
| 2014 | 7,235 | 5.8%    |
| 2015 | 7,396 | 6.0%    |
| 2016 | 7,446 | 6.0%    |
| 2017 | 7,442 | 6.0%    |
| 2018 | 7,760 | 6.3%    |
| 2019 | 7,663 | 6.2%    |
| 2020 | 7,501 | 6.0%    |
| 2021 | 7,238 | 5.8%    |
| 2022 | 6,882 | 5.5%    |
| 2023 | 7,089 | 5.7%    |
| 2024 | 3,624 | 2.9%    |

#### Comments

- This variable corresponds to the calendar year of the judgment date.
- It is automatically derived from the judgment date variable `date`.

#### Examples

- Example 1: 1C\_517/2016, Urteil vom 12. April 2017, I. öffentlich-rechtliche Abteilung (1C\_517/2016, Judgment head).  
→ year = 2017
- Example 2: 6B\_468/2011, Urteil vom 24. Mai 2012, Strafrechtliche Abteilung (6B\_468/2011, Judgment head).  
→ year = 2012
- Example 3: 5A\_643/2017, Arrêt du 3 mai 2018, IIe Cour de droit civil (5A\_643/2017, Judgment head).  
→ year = 2018

### 3.5 Proceeding Type: `proc_type`

Variable name: `proc_type`

Type: String (factor)

| <code>proc_type</code> | n      | percent |
|------------------------|--------|---------|
| Public                 | 57,637 | 46.4%   |
| Criminal               | 29,205 | 23.5%   |
| Civil                  | 27,474 | 22.1%   |
| Constitutional         | 6,732  | 5.4%    |
| Revision               | 2,751  | 2.2%    |
| Correction             | 240    | 0.2%    |
| Action                 | 50     | 0.0%    |

#### Comments

- This variable corresponds to the proceeding type, as indicated in the case number (`docref`).
- A is coded as `Civil`, B is coded as `Criminal`, C is coded as `Public`, D is coded as `Constitutional` (subsidiary constitutional complaint), E is coded as `Action` (Art. 120 Federal Supreme Court Act), F is coded as `Revision` and G is coded as `Correction`.
- If a subsidiary constitutional complaint is filed together with a standard (unified) appeal, the Federal Supreme Court generally classifies the case under the letters A–C instead of as subsidiary constitutional complaint (letter D).
  - Only subsidiary constitutional complaints raised independently of a standard appeal are classified under D and consequently coded as `Constitutional` in this variable.
  - This limitation should be noted, but is consistent with the understanding of “subsidiary constitutional complaints” present in the Federal Supreme Court’s official statistics: In its annual reports, the Federal Supreme Court only counts these “independent” subsidiary constitutional complaints (see for example [Annual Report 2022](#)).

#### Examples

- Example 1: 1C\_517/2016, Urteil vom 12. April 2017, I. öffentlich-rechtliche Abteilung (1C\_517/2016, Judgment head).  
→ `proc_type = Public`
- Example 2: 6B\_468/2011, Urteil vom 24. Mai 2012, Strafrechtliche Abteilung (6B\_468/2011, Judgment head).  
→ `proc_type = Criminal`
- Example 3: 5A\_643/2017, Arrêt du 3 mai 2018, IIe Cour de droit civil (5A\_643/2017, Judgment head).  
→ `proc_type = Civil`

### 3.6 Merged Cases: `merged_cases`

Variable name: `merged_cases`

Type: Boolean

| <code>merged_cases</code> | n       | percent |
|---------------------------|---------|---------|
| FALSE                     | 120,542 | 97.1%   |
| TRUE                      | 3,547   | 2.9%    |

#### Comments

- This variable corresponds to whether the judgment includes merged cases, where multiple appeals are decided together.
- Merged cases are identified by searching for multiple case numbers in the judgment head and in the holdings
- There are two main types of merged cases:
  - Certain merged cases arise from multiple appeals made by the same appellant(s), typically challenging different judgments (e.g. 1C\_609/2012); or multiple appellants filing similar appeals against the same judgment (e.g. 6B\_851/2011). These merged cases are coded as `merged_cases = TRUE`. Party information and the outcome are usually unambiguous in these cases and therefore included.
  - In the second main type, both sides of the proceedings bring an appeal. This means that the appellant is also a respondent, and the respondent is also an appellant (e.g. 1B\_282/2021). These cases can usually be identified through the presence of two or more case numbers in the holdings, and they are coded as `merged_cases = TRUE`. In these cases, party information and outcomes are often ambiguous and the respective variables (`app_class`, `app_represented`, `def_class`, `def_represented`, `outcome` and `outcome_binary`) are therefore coded as NA.

#### Examples

- Example 1: 1C\_517/2016, Urteil vom 12. April 2017, I. öffentlich-rechtliche Abteilung (1C\_517/2016, Judgment head).  
→ `merged_cases = FALSE`
- Example 2: 6B\_468/2011, Urteil vom 24. Mai 2012, Strafrechtliche Abteilung (6B\_468/2011, Judgment head).  
→ `merged_cases = FALSE`
- Example 3: 5A\_643/2017, Arrêt du 3 mai 2018, IIe Cour de droit civil (5A\_643/2017, Judgment head).  
→ `merged_cases = FALSE`
- Additional Example: 6B\_851/2011, Urteil vom 18. Juni 2012, Strafrechtliche Abteilung, [...] Verfahrensbeteiligte 6B\_851/2011 A., vertreten durch Rechtsanwalt Dr. Marc-Antoine Kämpfen, Beschwerdeführer; 6B\_29/2012 B., vertreten durch Rechtsanwalt Dr. Jürg Pilgrim, Beschwerdeführer, 6B\_30/2012 C., vertreten durch Rechtsanwalt Rudolf Studer, Beschwerdeführer, 6B\_32/2012 D., vertreten durch Rechtsanwältin Sarah Niederer, Beschwerdeführer, gegen 1. Oberstaatsanwaltschaft des Kantons Zürich, Florhofgasse 2, 8001 Zürich, 2. E., vertreten durch Rechtsanwalt Dr. Peter F. Siegen, 3. F., Beschwerdegegner. (6B\_851/2011, Judgment head).  
→ `merged_cases = TRUE`

## 4 Court Variables

### 4.1 Division: `division`

Variable name: `division`

Type: String (factor)

| <code>division</code> | n      | percent |
|-----------------------|--------|---------|
| 2. Civil              | 20,415 | 16.5%   |
| 1. Public             | 19,711 | 15.9%   |
| Criminal              | 19,196 | 15.5%   |
| 2. Public             | 18,194 | 14.7%   |
| 1. Social             | 14,558 | 11.7%   |
| 2. Social             | 14,288 | 11.5%   |
| 1. Civil              | 13,096 | 10.6%   |
| 2. Criminal           | 1,344  | 1.1%    |
| 3. Public             | 1,248  | 1.0%    |
| 4. Public             | 1,194  | 1.0%    |
| 1. Criminal           | 845    | 0.7%    |

#### Comments

- This variable corresponds to the division of the Court that decided the case, as indicated in the case number (`docref`).
  - 1 is coded as `1. Public`, 2 is coded as `2. Public`.
  - 4 is coded as `1. Civil`, 5 is coded as `2. Civil`.
  - 6 was coded as `Criminal` in cases decided until 30 June 2023.
  - 6 is coded as `1. Criminal`, 7 is coded as `2. Criminal` in cases decided from 1 July 2023 in line with the court reorganizations. Note that only versions 2023-4 and up are affected by this change.
  - 8 was coded as `1. Social`, 9 was coded as `2. Social` in cases decided until 31 December 2022.
  - 8 is coded as `4. Public`, 9 is coded as `3. Public` in cases decided from 1 January 2023 in line with the court reorganizations. Note that only versions 2023-2 and up are affected by this change.
- The variable values remain consistent across judgments in different languages.

#### Examples

- Example 1: 1C\_517/2016, Urteil vom 12. April 2017, I. öffentlich-rechtliche Abteilung (1C\_517/2016, Judgment head).  
→ `division = 1. Public`
- Example 2: 6B\_468/2011, Urteil vom 24. Mai 2012, Strafrechtliche Abteilung (6B\_468/2011, Judgment head).  
→ `division = Criminal`
- Example 3: 5A\_643/2017, Arrêt du 3 mai 2018, IIe Cour de droit civil (5A\_643/2017, Judgment head).  
→ `division = 2. Civil`

## 4.2 Division Type: `division_type`

Variable name: `division_type`

Type: String (factor)

| <code>division_type</code> | n      | percent |
|----------------------------|--------|---------|
| Public                     | 69,193 | 55.8%   |
| Civil                      | 33,511 | 27.0%   |
| Criminal                   | 21,385 | 17.2%   |

### Comments

- This variable corresponds to the type of division of the Court that decided the case, based on the case number (`docref`) and division (`division`) variables.
  - The public law divisions are coded as **Public**.
  - The social law divisions are coded as **Public** (in line with the court reorganizations of 2023).
  - The civil law divisions are coded as **Civil**.
  - The criminal law divisions are coded as **Criminal**.
- The variable values remain consistent across judgments in different languages.

### Examples

- Example 1: 1C\_517/2016, Urteil vom 12. April 2017, I. öffentlich-rechtliche Abteilung (1C\_517/2016, Judgment head).  
→ `division_type = Public`
- Example 2: 6B\_468/2011, Urteil vom 24. Mai 2012, Strafrechtliche Abteilung (6B\_468/2011, Judgment head).  
→ `division_type = Criminal`
- Example 3: 5A\_643/2017, Arrêt du 3 mai 2018, IIe Cour de droit civil (5A\_643/2017, Judgment head).  
→ `division_type = Civil`

### 4.3 Number of Judges: `n_judges`

Variable name: `n_judges`

Type: Integer

| <code>n_judges</code> | n      | percent | valid_percent |
|-----------------------|--------|---------|---------------|
| 1                     | 41,837 | 33.7%   | 33.9%         |
| 3                     | 72,561 | 58.5%   | 58.8%         |
| 5                     | 9,053  | 7.3%    | 7.3%          |
| NA                    | 638    | 0.5%    | -             |

#### Comments

- This variable corresponds to the number of judges sitting in the case.

#### Examples

- Example 1: Besetzung Bundesrichter Merkli, Präsident, Bundesrichter Karlen, Fonjallaz, Eusebio, Kneubühler, Gerichtsschreiberin Gerber. (1C\_517/2016, Judgment head).  
→ `n_judges = 5`
- Example 2: Besetzung Bundesrichter Mathys, Präsident, Bundesrichter Schneider, Schöbi, Gerichtsschreiber Keller. (6B\_468/2011, Judgment head).  
→ `n_judges = 3`
- Example 3: Composition MM. et Mme les Juges fédéraux von Werdt, Président, Escher et Herrmann. Greffière : Mme Dolivo. (5A\_643/2017, Judgment head).  
→ `n_judges = 3`

## 5 Judgment Variables

### 5.1 Language: language

Variable name: `language`

Type: String (factor)

| language | n      | percent |
|----------|--------|---------|
| de       | 75,848 | 61.1%   |
| fr       | 41,493 | 33.4%   |
| it       | 6,748  | 5.4%    |

#### Comments

- This variable corresponds to the language the judgment was written in.
- Languages were classified with the [langdetect](#) Python library.
- German is coded as `de`, French is coded as `fr`, Italian is coded as `it`.
- The case 1C\_160/2012 (BGE 139 II 14) was published in two identical versions in Romansh (Rumantsch/Rätoromanisch) and German. To simplify the coding, this case is coded as German. The other Romansh decision is BGE 122 I 93, which falls outside of the temporal scope of the dataset.

#### Examples

- Example 1: 1C\_517/2016, Urteil vom 12. April 2017, I. öffentlich-rechtliche Abteilung (1C\_517/2016, Judgment head).  
→ `language = de`
- Example 2: 6B\_468/2011, Urteil vom 24. Mai 2012, Strafrechtliche Abteilung (6B\_468/2011, Judgment head).  
→ `language = de`
- Example 3: 5A\_643/2017, Arrêt du 3 mai 2018, IIe Cour de droit civil (5A\_643/2017, Judgment head).  
→ `language = fr`

## 5.2 Judgment Length: `length`

Variable name: `length`

Type: Integer

### Comments

- This variable corresponds to the length of the judgment text in characters.

### Examples

- Example 1: 1C\_517/2016.  
→ `length = 27279`
- Example 2: 6B\_468/2011.  
→ `length = 11087`
- Example 3: 5A\_643/2017.  
→ `length = 23988`



### 5.3 General Area: `area_general`

Variable name: `area_general`

Type: String (factor)

| <code>area_general</code> | n      | percent | valid_percent |
|---------------------------|--------|---------|---------------|
| Öffentliches Recht        | 69,716 | 56.2%   | 56.2%         |
| Privatrecht               | 24,604 | 19.8%   | 19.8%         |
| Strafrecht                | 29,717 | 23.9%   | 24.0%         |
| NA                        | 52     | 0.0%    | -             |

#### Comments

- This variable corresponds to the general area of law dealt with in the judgment at low granularity.
- The `area_general` variable takes on 3 different levels and is aggregated from the 24 levels in the `area_intermediate` variable, which is in turn aggregated from the 56 levels in the `area_detailed` variable.
  - For example, `area_detailed = Invalidenversicherung` is aggregated to `area_intermediate = Sozialversicherungsrecht` and `area_general = Öffentliches Recht`.
- Area descriptions are always given in German. Every case is assigned only one area description.
- Area descriptions are assigned by the Federal Supreme Court and were extracted from its website. Further differentiations between cases concerning procedural law were added starting with version 2023-4.

#### Examples

- Example 1: Ökologisches Gleichgewicht (1C\_517/2016).
  - `area_general = Öffentliches Recht`
- Example 2: Straftaten (6B\_468/2011).
  - `area_general = Strafrecht`
- Example 3: Droit des poursuites et faillites (5A\_643/2017).
  - `area_general = Öffentliches Recht`

## 5.4 Intermediate Area: `area_intermediate`

Variable name: `area_intermediate`

Type: String (factor)

| <code>area_intermediate</code>                  | n      | percent | valid_percent |
|---|--------|---------|---------------|
| Sozialversicherungsrecht                        | 28,386 | 22.9%   | 22.9%         |
| Strafprozess                                    | 16,775 | 13.5%   | 13.5%         |
| Strafrecht                                      | 12,942 | 10.4%   | 10.4%         |
| Zivilrecht                                      | 11,667 | 9.4%    | 9.4%          |
| Obligationenrecht und Handelsrecht              | 11,331 | 9.1%    | 9.1%          |
| Schuldbetreibungs- und Konkursrecht             | 9,151  | 7.4%    | 7.4%          |
| Bürgerrecht und Ausländerrecht                  | 8,752  | 7.1%    | 7.1%          |
| Öffentliche Finanzen und Abgaberecht            | 5,453  | 4.4%    | 4.4%          |
| Raumplanung und öffentliches Baurecht           | 4,525  | 3.6%    | 3.6%          |
| Energie, Verkehr, Medien und Kultur             | 2,102  | 1.7%    | 1.7%          |
| Gesundheitswesen und soziale Sicherheit         | 1,816  | 1.5%    | 1.5%          |
| Öffentliches Verfahrensrecht                    | 1,764  | 1.4%    | 1.4%          |
| Grundrecht                                      | 1,711  | 1.4%    | 1.4%          |
| Rechtshilfe und Auslieferung                    | 1,480  | 1.2%    | 1.2%          |
| Öffentliches Dienstverhältnis                   | 1,172  | 0.9%    | 0.9%          |
| Zivilprozess                                    | 1,011  | 0.8%    | 0.8%          |
| Unterrichtswesen und Berufsausbildung           | 831    | 0.7%    | 0.7%          |
| Ökologisches Gleichgewicht                      | 789    | 0.6%    | 0.6%          |
| Politische Rechte                               | 739    | 0.6%    | 0.6%          |
| Immaterialgüter-, Wettbewerbs- und Kartellrecht | 595    | 0.5%    | 0.5%          |
| Staatshaftung                                   | 459    | 0.4%    | 0.4%          |
| Wirtschaft                                      | 279    | 0.2%    | 0.2%          |
| Enteignung                                      | 238    | 0.2%    | 0.2%          |
| Sicherheits- und Friedenspolitik                | 69     | 0.1%    | 0.1%          |
| NA  | 52     | 0.0%    | -             |

### Comments

- This variable corresponds to the area of law dealt with in the judgment at intermediate granularity.
- The `area_intermediate` variable takes on 24 different levels and is aggregated from the 56 levels in the `area_detailed` variable.
  - For example, `area_detailed = Invalidenversicherung` is aggregated to `area_intermediate = Sozialversicherungsrecht`.
- Area descriptions are always given in German. Every case is assigned only one area description.
- Area descriptions are assigned by the Federal Supreme Court and were extracted from its website. Further differentiations between cases concerning procedural law were added starting with version 2023-4.

### Examples

- Example 1: Ökologisches Gleichgewicht (1C\_517/2016).
  - `area_intermediate = Ökologisches Gleichgewicht`
- Example 2: Straftaten (6B\_468/2011).
  - `area_intermediate = Strafrecht`
- Example 3: Droit des poursuites et faillites (5A\_643/2017).
  - `area_intermediate = Schuldbetreibungs- und Konkursrecht`

## 5.5 Detailed Area: `area_detailed`

Variable name: `area_detailed`

Type: String (factor)

| <code>area_detailed</code>                   | n      | percent | valid_percent |
|--|--------|---------|---------------|
| Strafprozess                                 | 16,034 | 12.9%   | 12.9%         |
| Invalidenversicherung                        | 13,565 | 10.9%   | 10.9%         |
| Schuldbetreibungs- und Konkursrecht          | 9,147  | 7.4%    | 7.4%          |
| Straftaten                                   | 9,026  | 7.3%    | 7.3%          |
| Vertragsrecht                                | 8,905  | 7.2%    | 7.2%          |
| Bürgerrecht und Ausländerrecht               | 8,752  | 7.1%    | 7.1%          |
| Familienrecht                                | 8,620  | 6.9%    | 6.9%          |
| Unfallversicherung                           | 5,688  | 4.6%    | 4.6%          |
| Öffentliche Finanzen und Abgaberecht         | 5,453  | 4.4%    | 4.4%          |
| Raumplanung und öffentliches Baurecht        | 4,525  | 3.6%    | 3.6%          |
| Strafrecht (allgemein)                       | 3,905  | 3.1%    | 3.1%          |
| Arbeitslosenversicherung                     | 2,383  | 1.9%    | 1.9%          |
| Gesundheitswesen und soziale Sicherheit      | 1,816  | 1.5%    | 1.5%          |
| Alters- und Hinterlassenenversicherung       | 1,803  | 1.5%    | 1.5%          |
| Grundrecht                                   | 1,711  | 1.4%    | 1.4%          |
| Strassenbau und Strassenverkehr              | 1,680  | 1.4%    | 1.4%          |
| Krankenversicherung                          | 1,635  | 1.3%    | 1.3%          |
| Berufliche Vorsorge                          | 1,480  | 1.2%    | 1.2%          |
| Rechtshilfe und Auslieferung                 | 1,480  | 1.2%    | 1.2%          |
| Sachenrecht                                  | 1,474  | 1.2%    | 1.2%          |
| Ergänzungsleistung                           | 1,324  | 1.1%    | 1.1%          |
| Zuständigkeitsfragen und Verfahrensgarantien | 1,202  | 1.0%    | 1.0%          |
| Öffentliches Dienstverhältnis                | 1,172  | 0.9%    | 0.9%          |
| Obligationenrecht (allgemein)                | 1,129  | 0.9%    | 0.9%          |
| Other levels not shown in this summary table | 10,128 | 8.2%    | 8.2%          |
| NA   | 52     | 0.0%    | -             |

### Comments

- This variable corresponds to the area of law dealt with in the judgment at high granularity.
- The `area_detailed` variable takes on 56 different levels. Aggregated versions of the area descriptions with fewer levels are available in the `area_intermediate` and `area_general` variables.
- Area descriptions are always given in German. Every case is assigned only one area description.
- Area descriptions are assigned by the Federal Supreme Court and were extracted from its website.

### Examples

- Example 1: Ökologisches Gleichgewicht (1C\_517/2016).  
→ `area_detailed = Ökologisches Gleichgewicht`
- Example 2: Straftaten (6B\_468/2011).  
→ `area_detailed = Straftaten`
- Example 3: Droit des poursuites et faillites (5A\_643/2017).  
→ `area_detailed = Schuldbetreibungs- und Konkursrecht`

## 5.6 Topic: topic

Variable name: `topic`

Type: String

### Comments

- This variable corresponds to the topic of the judgment as indicated by the Federal Supreme Court.
- Topics were extracted from the Federal Supreme Court website. For the description of the issue directly extracted from the judgment text, see the `issue` variable.

### Examples

- Example 1: Gegenstand Kehrichtabfuhr, Beschwerde gegen das Urteil vom 16. August 2016 des Verwaltungsgerichts des Kantons Graubünden, 5. Kammer (1C\_517/2016, Judgment head).  
→ `topic = Kehrichtabfuhr`
- Example 2: Gegenstand Sich bestechen lassen (Art. 322quater StGB), Beschwerde gegen den Entscheid des Bundesstrafgerichts, Strafkammer, vom 30. November 2010. (6B\_468/2011, Judgment head).  
→ `topic = Sich bestechen lassen (Art. 322quater StGB)`
- Example 3: Objet validité de la poursuite (représentation de l'hoirie en cas d'urgence), recours contre l'arrêt de la Cour des poursuites et faillites du Tribunal cantonal du canton de Vaud du 16 août 2017 (FA17.001998–170529). (5A\_643/2017, Judgment head).  
→ `topic = validité de la poursuite, représentation de l'hoirie en cas d'urgence`

## 5.7 Issue: issue

Variable name: issue

Type: String

### Comments

- This variable corresponds to the judgment issue as indicated in the judgment text.
- It is extracted from the judgment head and generally includes the description of the topic. It also includes the name of the previous instance and the date of the appealed decision.

### Examples

- Example 1: Gegenstand Kehrichtabfuhr, Beschwerde gegen das Urteil vom 16. August 2016 des Verwaltungsgerichts des Kantons Graubünden, 5. Kammer (1C\_517/2016, Judgment head).  
→ issue = Kehrichtabfuhr, Beschwerde gegen das Urteil vom 16. August 2016 des Verwaltungsgerichts des Kantons Graubünden, 5. Kammer.
- Example 2: Gegenstand Sich bestechen lassen (Art. 322quater StGB), Beschwerde gegen den Entscheid des Bundesstrafgerichts, Strafkammer, vom 30. November 2010. (6B\_468/2011, Judgment head).  
→ issue = Sich bestechen lassen (Art. 322quater StGB), Beschwerde gegen den Entscheid des Bundesstrafgerichts, Strafkammer, vom 30. November 2010.
- Example 3: Objet validité de la poursuite (représentation de l'hoirie en cas d'urgence), recours contre l'arrêt de la Cour des poursuites et faillites du Tribunal cantonal du canton de Vaud du 16 août 2017 (FA17.001998-170529). (5A\_643/2017, Judgment head).  
→ issue = validité de la poursuite (représentation de l'hoirie en cas d'urgence), recours contre l'arrêt de la Cour des poursuites et faillites du Tribunal cantonal du canton de Vaud du 16 août 2017 (FA17.001998-170529).

## 5.8 Date of Appealed Decision: `source_date`

Variable name: `source_date`

Type: Date in YYYY-MM-DD format

### Comments

- This variable corresponds to the date of the appealed decision as indicated in the issue description (`issue`).
- If multiple dates are indicated, the most recent date is coded.
- It is coded in YYYY-MM-DD format.

### Examples

- Example 1: Gegenstand Kehrichtabfuhr, Beschwerde gegen das Urteil vom 16. August 2016 des Verwaltungsgerichts des Kantons Graubünden, 5. Kammer (1C\_517/2016, Judgment head).  
→ `source_date = 2016-08-16`
- Example 2: Gegenstand Sich bestechen lassen (Art. 322quater StGB), Beschwerde gegen den Entscheid des Bundesstrafgerichts, Strafkammer, vom 30. November 2010. (6B\_468/2011, Judgment head).  
→ `source_date = 2010-11-30`
- Example 3: Objet validité de la poursuite (représentation de l'hoirie en cas d'urgence), recours contre l'arrêt de la Cour des poursuites et faillites du Tribunal cantonal du canton de Vaud du 16 août 2017 (FA17.001998-170529). (5A\_643/2017, Judgment head).  
→ `source_date = 2017-08-16`.

## 5.9 Origin of Appealed Decision: `source_canton`

Variable name: `source_canton`

Type: String (factor)

| <code>source_canton</code> | n      | percent | valid_percent |
|----------------------------|--------|---------|---------------|
| ZH                         | 20,780 | 16.7%   | 17.1%         |
| GE                         | 13,206 | 10.6%   | 10.8%         |
| VD                         | 13,099 | 10.6%   | 10.8%         |
| CH                         | 10,356 | 8.3%    | 8.5%          |
| BE                         | 8,718  | 7.0%    | 7.2%          |
| AG                         | 7,377  | 5.9%    | 6.1%          |
| TI                         | 5,540  | 4.5%    | 4.6%          |
| VS                         | 4,672  | 3.8%    | 3.8%          |
| SG                         | 4,560  | 3.7%    | 3.7%          |
| LU                         | 4,268  | 3.4%    | 3.5%          |
| FR                         | 3,764  | 3.0%    | 3.1%          |
| SO                         | 3,550  | 2.9%    | 2.9%          |
| BS                         | 3,430  | 2.8%    | 2.8%          |
| TG                         | 3,064  | 2.5%    | 2.5%          |
| BL                         | 2,563  | 2.1%    | 2.1%          |
| NA                         | 2,368  | 1.9%    | -             |
| SZ                         | 2,305  | 1.9%    | 1.9%          |
| NE                         | 2,268  | 1.8%    | 1.9%          |
| ZG                         | 2,195  | 1.8%    | 1.8%          |
| GR                         | 1,931  | 1.6%    | 1.6%          |
| SH                         | 886    | 0.7%    | 0.7%          |
| JU                         | 795    | 0.6%    | 0.7%          |
| AR                         | 623    | 0.5%    | 0.5%          |
| GL                         | 552    | 0.4%    | 0.5%          |
| NW                         | 455    | 0.4%    | 0.4%          |
| OW                         | 341    | 0.3%    | 0.3%          |
| UR                         | 316    | 0.3%    | 0.3%          |
| AI                         | 107    | 0.1%    | 0.1%          |

### Comments

- This variable corresponds to the origin of the appealed decision.
- Appeals against cantonal decisions are coded with the two-letter abbreviation of the canton.
- Appeals against Federal instances (such as the Federal Administrative Court or the Federal Criminal Court) are coded as `CH`.

### Examples

- Example 1: Gegenstand Kehrrichtabfuhr, Beschwerde gegen das Urteil vom 16. August 2016 des Verwaltungsgerichts des Kantons Graubünden, 5. Kammer (1C\_517/2016, Judgment head).  
→ `source_canton = GR`
- Example 2: Gegenstand Sich bestechen lassen (Art. 322quater StGB), Beschwerde gegen den Entscheid des Bundesstrafgerichts, Strafkammer, vom 30. November 2010. (6B\_468/2011, Judgment head).  
→ `source_canton = CH`
- Example 3: Objet validité de la poursuite (représentation de l'hoirie en cas d'urgence), recours contre l'arrêt de la Cour des poursuites et faillites du Tribunal cantonal du canton de Vaud du 16 août 2017 (FA17.001998-170529). (5A\_643/2017, Judgment head).  
→ `source_canton = VD`

## 5.10 Duration of Federal Supreme Court Proceedings: `proc_duration`

Variable name: `proc_duration`

Type: Integer

### Comments

- This variable corresponds to the approximate duration of the Federal Supreme Court proceedings.
- It is calculated as time difference in days between the Federal Supreme Court's judgment date (`date`) and the date of the appealed decision (`source_date`).

### Examples

- Example 1: Urteil vom 12. April 2017 [...] Beschwerde gegen das Urteil vom 16. August 2016 des Verwaltungsgerichts des Kantons Graubünden, 5. Kammer (1C\_517/2016, Judgment head).  
→ `proc_duration = 239`
- Example 2: Urteil vom 24. Mai 2012 [...] Beschwerde gegen den Entscheid des Bundesstrafgerichts, Strafkammer, vom 30. November 2010. (6B\_468/2011, Judgment head).  
→ `proc_duration = 541`
- Example 3: Arrêt du 3 mai 2018 [...] recours contre l'arrêt de la Cour des poursuites et faillites du Tribunal cantonal du canton de Vaud du 16 août 2017 (FA17.001998-170529). (5A\_643/2017, Judgment head).  
→ `proc_duration = 260`



## 6 Party Variables

### 6.1 Appellant Class: `app_class`

Variable name: `app_class`

Type: String (factor)

| <code>app_class</code> | n       | percent | valid_percent |
|------------------------|---------|---------|---------------|
| natural                | 101,354 | 81.7%   | 84.1%         |
| legal                  | 12,915  | 10.4%   | 10.7%         |
| state                  | 6,203   | 5.0%    | 5.1%          |
| NA                     | 3,617   | 2.9%    | -             |

#### Comments

- This variable corresponds to the appellant's type as natural person, legal person, or state organ.
- If multiple entities are present on the appellant's side, the side will be classified as legal person if at least one legal person but no state organ is present, and as state organ if at least one state organ is present.

#### Examples

- Example 1: Verfahrensbeteiligte 1. A. \_\_\_\_\_, 2. B. \_\_\_\_\_, Beschwerdeführer, beide vertreten durch Rechtsanwalt Dr. iur. Gion-Andri Decurtins, gegen Gemeinde Cazis, Oberdorf, 7408 Cazis, vertreten durch Rechtsanwältin Nina Tinner. (1C\_517/2016, Judgment head).  
→ `app_class = natural`
- Example 2: Verfahrensbeteiligte Schweizerische Bundesanwaltschaft, 3003 Bern, Beschwerdeführerin, gegen Y., vertreten durch Rechtsanwalt Cyrill Egli, Beschwerdegegner. (6B\_468/2011, Judgment head).  
→ `app_class = state`
- Example 3: Participants à la procédure A., représenté par Me F., avocat, recourante, contre B., intimée, Office des poursuites du district de Lausanne, chemin du Trabandan 28, 1006 Lausanne. (5A\_643/2017, Judgment head).  
→ `app_class = natural`

## 6.2 Appellant Representation: `app_represented`

Variable name: `app_represented`

Type: Boolean

| <code>app_represented</code> | n      | percent | valid_percent |
|------------------------------|--------|---------|---------------|
| TRUE                         | 63,262 | 51.0%   | 52.3%         |
| FALSE                        | 57,764 | 46.6%   | 47.7%         |
| NA                           | 3,063  | 2.5%    | -             |

### Comments

- This variable corresponds to whether the appellant's side was represented by at least one lawyer.
- Only representatives that are licensed lawyers are coded in this variable.

### Examples

- Example 1: Verfahrensbeteiligte 1. A. \_\_\_\_\_, 2. B. \_\_\_\_\_, Beschwerdeführer, beide vertreten durch Rechtsanwalt Dr. iur. Gion-Andri Decurtins, gegen Gemeinde Cazis, Oberdorf, 7408 Cazis, vertreten durch Rechtsanwältin Nina Tinner. (1C\_517/2016, Judgment head).  
→ `app_represented = TRUE`
- Example 2: Verfahrensbeteiligte Schweizerische Bundesanwaltschaft, 3003 Bern, Beschwerdeführerin, gegen Y., vertreten durch Rechtsanwalt Cyrill Egli, Beschwerdegegner. (6B\_468/2011, Judgment head).  
→ `app_represented = FALSE`
- Example 3: Participants à la procédure A., représenté par Me F., avocat, recourante, contre B., intimée, Office des poursuites du district de Lausanne, chemin du Trabandan 28, 1006 Lausanne. (5A\_643/2017, Judgment head).  
→ `app_represented = TRUE`

### 6.3 Respondent Class: `resp_class`

Variable name: `resp_class`

Type: String (factor)

| <code>resp_class</code> | n      | percent | valid_percent |
|-------------------------|--------|---------|---------------|
| state                   | 87,421 | 70.5%   | 72.6%         |
| natural                 | 21,834 | 17.6%   | 18.1%         |
| legal                   | 11,217 | 9.0%    | 9.3%          |
| NA                      | 3,617  | 2.9%    | -             |

#### Comments

- This variable corresponds to the respondent's type as natural person, legal person, or state organ.
- If multiple entities are present on the respondent's side, the side will be classified as legal person if at least one legal person but no state organ is present, and as state organ if at least one state organ is present.

#### Examples

- Example 1: Verfahrensbeteiligte 1. A. \_\_\_\_\_, 2. B. \_\_\_\_\_, Beschwerdeführer, beide vertreten durch Rechtsanwalt Dr. iur. Gion-Andri Decurtins, gegen Gemeinde Cazis, Oberdorf, 7408 Cazis, vertreten durch Rechtsanwältin Nina Tinner. (1C\_517/2016, Judgment head).  
→ `resp_class = state`
- Example 2: Verfahrensbeteiligte Schweizerische Bundesanwaltschaft, 3003 Bern, Beschwerdeführerin, gegen Y., vertreten durch Rechtsanwalt Cyrill Egli, Beschwerdegegner. (6B\_468/2011, Judgment head).  
→ `resp_class = natural`
- Example 3: Participants à la procédure A., représenté par Me F., avocat, recourante, contre B., intimée, Office des poursuites du district de Lausanne, chemin du Trabandan 28, 1006 Lausanne. (5A\_643/2017, Judgment head).  
→ `resp_class = state`

## 6.4 Respondent Representation: `resp_represented`

Variable name: `resp_represented`

Type: Boolean

| <code>resp_represented</code> | n      | percent | valid_percent |
|-------------------------------|--------|---------|---------------|
| FALSE                         | 87,623 | 70.6%   | 72.4%         |
| TRUE                          | 33,403 | 26.9%   | 27.6%         |
| NA                            | 3,063  | 2.5%    | -             |

### Comments

- This variable corresponds to whether the respondent's side was represented by at least one lawyer.
- Only representatives that are patented lawyers are coded in this variable.

### Examples

- Example 1: Verfahrensbeteiligte 1. A. \_\_\_\_\_, 2. B. \_\_\_\_\_, Beschwerdeführer, beide vertreten durch Rechtsanwalt Dr. iur. Gion-Andri Decurtins, gegen Gemeinde Cazis, Oberdorf, 7408 Cazis, vertreten durch Rechtsanwältin Nina Tinner. (1C\_517/2016, Judgment head).  
→ `resp_represented = TRUE`
- Example 2: Verfahrensbeteiligte Schweizerische Bundesanwaltschaft, 3003 Bern, Beschwerdeführerin, gegen Y., vertreten durch Rechtsanwalt Cyrill Egli, Beschwerdegegner. (6B\_468/2011, Judgment head).  
→ `resp_represented = TRUE`
- Example 3: Participants à la procédure A., représenté par Me F., avocat, recourante, contre B., intimée, Office des poursuites du district de Lausanne, chemin du Trabandan 28, 1006 Lausanne. (5A\_643/2017, Judgment head).  
→ `resp_represented = FALSE`

## 7 Outcome Variables

### 7.1 Outcome: `outcome`

Variable name: `outcome`

Type: String (factor)

| <code>outcome</code>        | n      | percent | valid_percent |
|-----------------------------|--------|---------|---------------|
| <code>rejected</code>       | 53,882 | 43.4%   | 44.5%         |
| <code>inadmissible</code>   | 45,923 | 37.0%   | 37.9%         |
| <code>granted</code>        | 10,963 | 8.8%    | 9.1%          |
| <code>partly granted</code> | 5,485  | 4.4%    | 4.5%          |
| <code>writeoff</code>       | 4,773  | 3.8%    | 3.9%          |
| <code>NA</code>             | 3,063  | 2.5%    | -             |

#### Comments

- This variable corresponds to the outcome of the Federal Supreme Court case.
  - If the appeal was granted (*gutgeheissen/admis*), **granted** is coded.
  - If the appeal was partly granted (*teilweise gutgeheissen/partiellement admis*), **partly granted** was coded.
  - If the appeal was rejected (*abgewiesen/rejeté*), **rejected** was coded.
  - If the appeal was inadmissible (*nicht eingetreten/irrecevable*), **inadmissible** was coded.
  - If the appeal was written off (*abgeschrieben/rayé du rôle*), **writeoff** was coded.

#### Examples

- Example 1: 1. In teilweiser Gutheissung der Beschwerde wird der Entscheid des Verwaltungsgerichts des Kantons Graubünden, 5. Kammer, vom 16. August 2016 aufgehoben und die Sache zur Neubeurteilung im Sinne der Erwägungen an das Verwaltungsgericht zurückgewiesen. Im Übrigen wird die Beschwerde abgewiesen. (1C\_517/2016, Holdings).  
→ `outcome = partly granted`
- Example 2: 1. Die Beschwerde wird abgewiesen. (6B\_468/2011, Holdings).  
→ `outcome = rejected`
- Example 3: 1. Le recours est admis, l'arrêt attaqué est annulé et réformé en ce sens que la plainte est rejetée. (5A\_643/2017, Holdings).  
→ `outcome = granted`

## 7.2 Binary Outcome: `outcome_binary`

Variable name: `outcome_binary`

Type: Boolean

| <code>outcome_binary</code> | n      | percent | valid_percent |
|-----------------------------|--------|---------|---------------|
| FALSE                       | 99,805 | 80.4%   | 85.9%         |
| TRUE                        | 16,448 | 13.3%   | 14.1%         |
| NA                          | 7,836  | 6.3%    | -             |

### Comments

- This variable corresponds to whether the appeal was successful or not.
- If the appeal was granted or partly granted, `TRUE` is coded. If the appeal was inadmissible or rejected, `FALSE` is coded. Appeals that were written off are coded as `NA`.

### Examples

- Example 1: 1. In teilweiser Gutheissung der Beschwerde wird der Entscheid des Verwaltungsgerichts des Kantons Graubünden, 5. Kammer, vom 16. August 2016 aufgehoben und die Sache zur Neubeurteilung im Sinne der Erwägungen an das Verwaltungsgericht zurückgewiesen. Im Übrigen wird die Beschwerde abgewiesen. (1C\_517/2016, Holdings).  
→ `outcome_binary = TRUE`
- Example 2: 1. Die Beschwerde wird abgewiesen. (6B\_468/2011, Holdings).  
→ `outcome_binary = FALSE`
- Example 3: 1. Le recours est admis, l'arrêt attaqué est annulé et réformé en ce sens que la plainte est rejetée. (5A\_643/2017, Holdings).  
→ `outcome_binary = TRUE`

## 8 Citation and Publication Variables

### 8.1 Cited Unpublished Federal Supreme Court Judgments: `cited_bger`

Variable name: `cited_bger`

Type: String

#### Comments

- This variable corresponds to the case numbers of all unpublished Federal Supreme Court judgments cited in the case.
- Multiple case numbers are separated by a semicolon (;) and no spaces. There can be multiple citations of the same judgment within one case (see Example 1).
- Judgment numbers were extracted with the regular expression `\d{1,2}[:upper:][. _]\d+/\d{4}` and coded as indicated in the judgment. They have not been cleaned or standardized. Due to clerical errors in the judgment text, citations to judgments that do not exist may be present in the data.
- The case number of the current judgment is also included in this data (see Example 2).

#### Examples

- Example 1: Das Bundesgericht legt den Begriff der Rechtsstreitigkeit dahin aus, dass die Streitigkeit im Zusammenhang mit einer individuellen, schützenswerten Rechtsposition stehen muss (BGE 140 II 315 E. 4.4 S. 326; 139 II 185 E. 12.4 S. 218; [...]; Urteil 2C\_1097/2014 vom 6. Oktober 2015 E. 3.4) (1C\_517/2016, cons. 4.1).  
→ `cited_bger = 1C_517/2016;2C_1097/2014;2C_272/2012;2C_272/2012;2P.12/2001`
- Example 2: 6B\_468/2011, Urteil vom 24. Mai 2012, Strafrechtliche Abteilung (6B\_468/2011, Judgment head).  
→ `cited_bger = 6B_468/2011`
- Example 3: En effet, selon la jurisprudence (ATF 139 III 504 consid. 1.2; arrêt 5A\_450/2013 du 6 juin 2014 consid. 3.1.1, non publié in ATF 140 III 379), la qualité pour recourir [...] (5A\_643/2017, cons. 1.2).  
→ `cited_bger = 5A_643/2017;5A_450/2013`

## 8.2 Number of Cited Unpublished Federal Supreme Court Judgments: n\_cited\_bger

Variable name: n\_cited\_bger

Type: Integer

### Comments

- This variable corresponds to how many unique unpublished Federal Supreme Court judgments are cited in the case.
- It is based on the number of judgments coded in the `cited_bger` variable.
- Judgments that are cited multiple times in one judgment (and thus also included multiple times in `cited_bger`) are only counted once in this variable (see Example 1).

### Examples

- Example 1: 1C\_517/2016;2C\_1097/2014;2C\_272/2012;2C\_272/2012;2P.12/2001 (1C\_517/2016).  
→ n\_cited\_bger = 4
- Example 2: 6B\_468/2011 (6B\_468/2011).  
→ n\_cited\_bger = 1
- Example 3: 5A\_643/2017;5A\_450/2013 (5A\_643/2017).  
→ n\_cited\_bger = 2



### 8.3 Cited Published Federal Supreme Court Judgments: `cited_bge`

Variable name: `cited_bge`

Type: String

#### Comments

- This variable corresponds to the case numbers of all published Federal Supreme Court judgments (BGE) that are cited in the case.
- Multiple case numbers are separated by a semicolon (;) and no spaces. There can be multiple citations of the same judgment within one case (see Examples 1 and 3).
- Judgment numbers were extracted with the regular expression `\d{1,3} (I{1,3}[ab]?|IV|V) \d{1,4}` and coded as indicated in the judgment. They have not been cleaned or standardized. Due to clerical errors in the judgment text, citations to judgments that do not exist may be present in the data.

#### Examples

- Example 1: Die Verletzung von Grundrechten (einschliesslich die willkürliche Anwendung von kantonalem Recht) prüft es dagegen nur insoweit, als eine solche Rüge in der Beschwerde vorgebracht und genügend begründet worden ist (Art. 106 Abs. 2 BGG; BGE 133 II 249 E. 1.4.2 S. 254 mit Hinweisen). (1C\_517/2016, cons. 1).  
→ `cited_bge = 133 II 249;130 I 312;129 V 411;140 II 315;139 II 185;137 II 409;136 I 323;136 I 323;109 Ib 253;136 I 323;140 II 315;140 II 315;136 I 323;140 II 315;133 I 156;125 II 508;125 II 508`
- Example 2: Dem Sachgericht steht im Bereich der Beweiswürdigung ein erheblicher Ermessensspielraum zu (BGE 120 Ia 31 E. 4b). Das Bundesgericht greift auf Beschwerde hin nur ein, wenn das Sachgericht diesen missbraucht, [...] (BGE 132 III 209 E. 2.1; zum Begriff der Willkür BGE 137 I 1 E. 2.4 mit Hinweisen). Inwiefern das Gericht sein Ermessen im dargelegten Sinn missbraucht haben soll, ist in der Beschwerde klar und detailliert aufzuzeigen (BGE 130 I 258 E. 1.3). (6B\_468/2011, cons. 1.4).  
→ `cited_bge = 120 Ia 31;132 III 209;137 I 1;130 I 258`
- Example 3: Le recours a été déposé dans le délai légal (art. 100 al. 2 let. a LTF) à l'encontre d'une décision finale (art. 90 LTF; ATF 135 I 187 consid. 1.2 p. 189 et les références) rendue en matière de poursuite pour dettes [...] (5A\_643/2017, cons. 1.1).  
→ `cited_bge = 135 I 187;139 III 504;140 III 379;140 III 86;135 III 397;137 II 305;142 II 369;141 I 36;133 II 249;130 III 231;84 III 72;51 III 57;51 III 98;125 III 219;54 II 243;141 IV 380;125 III 219;109 II 400;109 II 400;101 II 36;125 III 219;125 III 219;125 III 219;58 II 195;58 II 195;58 II 195;58 II 195;74 II 215;58 II 195;58 II 195;133 III 675;119 II 339;58 II 195;102 III 1;140 III 175;104 III 4;58 II 195;58 II 195`

## 8.4 Number of Cited Published Federal Supreme Court Judgments: `n_cited_bge`

Variable name: `n_cited_bge`

Type: Integer

### Comments

- This variable corresponds to how many unique published Federal Supreme Court judgments (BGE) are cited in the case.
- It is based on the number of judgments coded in the `cited_bge` variable.
- Judgments that are cited multiple times in one judgment (and thus also included multiple times in `cited_bge`) are only counted once in this variable (see Examples 1 and 3).

### Examples

- Example 1: 133 II 249;130 I 312;129 V 411;140 II 315;139 II 185;137 II 409;136 I 323;136 I 323;109 Ib 253;136 I 323;140 II 315;140 II 315;136 I 323;140 II 315;133 I 156;125 II 508;125 II 508 (1C\_517/2016).  
→ `n_cited_bge` = 10
- Example 2: 120 Ia 31;132 III 209;137 I 1;130 I 258 (6B\_468/2011).  
→ `n_cited_bge` = 4
- Example 3: 135 I 187;139 III 504;140 III 379;140 III 86;135 III 397;137 II 305;142 II 369;141 I 36;133 II 249;130 III 231;84 III 72;51 III 57;51 III 98;125 III 219;54 II 243;141 IV 380;125 III 219;109 II 400;109 II 400;101 II 36;125 III 219;125 III 219;125 III 219;58 II 195;58 II 195;58 II 195;58 II 195;74 II 215;58 II 195;58 II 195;133 III 675;119 II 339;58 II 195;102 III 1;140 III 175;104 III 4;58 II 195;58 II 195 (5A\_643/2017).  
→ `n_cited_bge` = 25

## 8.5 Publication as Leading Case: `leading_case`

Variable name: `leading_case`

Type: String

### Comments

- This variable corresponds to whether the judgment was published in the official collection of Federal Supreme Court judgments (BGE).
- If the judgment was not published, `NA` is coded.
- If the judgment was published, the reference (BGE) of the published judgment is coded.
- Note that judgments which have recently been designated to be published, but have not yet received a reference (BGE) are not identified in this variable.

### Examples

- Example 1: `1C_517/2016`.  
→ `leading_case = 143 I 336`
- Example 2: `6B_468/2011`.  
→ `leading_case = NA`
- Example 3: `5A_643/2017`.  
→ `leading_case = 144 III 277`

## 8.6 Version DOI: `doi_version`

Variable name: `doi_version`

Type: String

### Comments

- This variable contains the DOI of the specific version of the Swiss Federal Supreme Court Dataset.
- In the specific version of the Swiss Federal Supreme Court Dataset associated with this codebook (Version 2024-2), it is always coded `10.5281/zenodo.13353736`.
- Accessing this DOI always serves this *specific version* of the dataset.
- The specific DOI should be used to cite the specific version of the Swiss Federal Supreme Court Dataset that was used as a supporting work, e.g. for an analysis or when quoting the work. This ensures that other researchers can access the exact version of the dataset for reproducibility.
- Including the DOI in the dataset ensures that the origin of the data is documented in a machine-readable format even if the data is shared without context. This is laid out in Principle F1 of the FAIR Data Guidelines, which recommends that each measurement is assigned a persistent identifier.

### Examples

- Example 1: `1C_517/2016`.  
→ `doi_version = 10.5281/zenodo.13353736`
- Example 2: `6B_468/2011`.  
→ `doi_version = 10.5281/zenodo.13353736`
- Example 3: `5A_643/2017`.  
→ `doi_version = 10.5281/zenodo.13353736`

## 9 Release Notes

In the release notes, each change is labelled as MAJOR/MINOR/PATCH in the style of Semantic Versioning.

MAJOR changes make incompatible API changes that may break existing functionality (e.g. adding, renaming or removing a variable; changing the order of variables; changing a variable type; adding, renaming or removing a factor level). MINOR changes add functionality in a backward compatible manner (e.g. adding new observations). PATCH changes make backward compatible bug fixes (e.g. fixing incorrect codings).

| Version and DOI                          | Changes   |
|--|---|
| <b>2023-1</b><br>10.5281/zenodo.7793044  | Initial release.  |
| <b>2023-2</b><br>10.5281/zenodo.7995984  | <ul style="list-style-type: none"><li>- MAJOR: Adds <code>merged_cases</code> variable and sets outcome- and party-related variables to <code>NA</code> in complicated merged cases.</li><li>- MAJOR: Uses new division names “3. Public” and “4. Public” in <code>division</code> for cases decided since 2023-01-01.</li><li>- MINOR: Adds 1785 new judgments between 2023-01-01 and 2023-03-31 and completes earlier cases that were only recently published.</li><li>- PATCH: Fixes an issue with outcome classification in Italian-language cases.</li><li>- PATCH: Fixes an issue with detection of cited unpublished cases.</li></ul>  |
| <b>2023-3</b><br>10.5281/zenodo.8147595  | <ul style="list-style-type: none"><li>- MINOR: Adds 1498 new judgments between 2023-04-01 and 2023-06-30 and completes earlier cases that were only recently published.</li></ul>   |
| <b>2023-4</b><br>10.5281/zenodo.10038641 | <ul style="list-style-type: none"><li>- MAJOR: Uses new division names “1. Criminal” and “2. Criminal” in <code>division</code> for cases decided since 2023-07-01.</li><li>- MAJOR: Changes factor levels in <code>area_intermediate</code>: Adds two levels (“Strafprozess”, “Zivilprozess”), renames two levels (“Öffentliches Verfahrensrecht”, “Energie, Verkehr, Medien und Kultur”), removes one level (“Kunst und Kultur”).</li><li>- MINOR: Adds 1793 new judgments between 2023-07-01 and 2023-09-30 and completes earlier cases that were only recently published.</li><li>- MINOR: Introduces supplementary <code>.parquet</code> file with judgment texts.</li><li>- PATCH: Fixes an issue with <code>source_date</code> extraction in case where multiple dates are mentioned.</li><li>- PATCH: Fixes an issue with the detection of judges in <code>n_judges</code>.</li></ul> |
| <b>2023-5</b><br>10.5281/zenodo.10634296 | <ul style="list-style-type: none"><li>- MINOR: Adds 1925 new judgments between 2023-10-01 and 2023-12-31 and completes earlier cases that were only recently published.</li><li>- PATCH: Fixes an issue in outcome detection to reduce the number of <code>NA</code>.</li></ul>   |

| Version and DOI                          | Changes   |
|--|---|
| <b>2024-1</b><br>10.5281/zenodo.11092977 | <ul style="list-style-type: none"> <li>- MINOR: Adds 1806 new judgments between 2024-01-01 and 2024-03-31 and completes earlier cases that were only recently published.</li> <li>- PATCH: Fixes an issue with <code>source_date</code> and <code>source_canton</code> extraction.</li> <li>- PATCH: Fixes an issue with leading case identification in <code>leading_case</code> in a small number of cases decided since 2022.</li> <li>- PATCH: Fixes an issue with the detection of cited published Federal Supreme Court judgments.</li> </ul> |
| <b>2024-2</b><br>10.5281/zenodo.13353736 | <ul style="list-style-type: none"> <li>- MINOR: Adds 1915 new judgments between 2024-04-01 and 2024-06-30 and completes earlier cases that were only recently published.</li> <li>PATCH: Fixes an issue with leading case identification in <code>leading_case</code> in 62 cases decided between 2011 and 2023.</li> </ul>   |