



REPRÉSENTATION PERMANENTE DE LA PRINCIPAUTÉ DE LIECHTENSTEIN AUPRÈS
DU CONSEIL DE L'EUROPE
STÄNDIGE VERTRETUNG DES FÜRSTENTUMS LIECHTENSTEIN BEIM EUROPARAT

Mr. Terry DAVIS
Secretary General
Council of Europe
67075 Strasbourg Cedex

Strasbourg, 7 April 2006

Mr. Secretary General,

We have the honour to refer to your letter of 7 March 2006, addressed to the Minister of Foreign Affairs, and to transmit to you the additional explanations of the Liechtenstein Government, which we received today.

Yours sincerely,



Daniel Ospelt
Ambassador

Enclosure

Additional Report¹ of the Principality of Liechtenstein, pursuant to article 52 ECHR, to the Secretary General of the Council of Europe

Control Mechanisms:

Liechtenstein does not have, on its own, a control mechanism for airspace surveillance. This control is undertaken, according to a bilateral agreement between Liechtenstein and Switzerland, by the Authority that is responsible for the control in Switzerland. The Liechtenstein Service for Civil Aviation (“Dienststelle für Zivilluftfahrt”, DZL), Vaduz did not receive up to now a final confirmation from the Swiss Authority concerning the illegal use of Liechtenstein airspace by airplanes of third countries. Should there be a confirmation in this respect, the Secretary General will be informed immediately. The official flight routes for civil airplanes do not touch Liechtenstein territory. There is only a small helicopter airport in Liechtenstein, but no airport for any kind of airplanes.

Concerning military flights, there is an obligation of the Swiss Authorities to inform in advance the Liechtenstein Government. The Liechtenstein Government must approve in advance military flights touching Liechtenstein territory. The Liechtenstein Government has not received any notification in this respect and has not given any approval for a military flight.

Liechtenstein – unlike other countries – has no Authority in the area of protection of the constitution (“Verfassungsschutz”) and no Authority that could be named “Secret Service”. The Liechtenstein National Police has therefore the duty to deal with matters of preventive protection and security of the State. The Liechtenstein National Police, when acting under this duty, is *ex officio* under the control of the Liechtenstein Government and the Ministries involved, namely the Ministry of the Interior. As there have not been any indications known to the Liechtenstein Police concerning illegal flights over Liechtenstein territory, the Liechtenstein National Police has not undertaken any investigation in the matter. In addition, the Liechtenstein National Police has not found any secret service activities of third countries in Liechtenstein.

¹ See letter of 7 March 2006 of the Secretary General to H.E. Mrs. Rita Kieber-Beck, Minister for Foreign Affairs

A general outline concerning the Liechtenstein State Security Act has already been given in the Report of Liechtenstein of 14 February 2006 to the Secretary General. The competent Offices and Ministries did not receive any indications as to an illegal behaviour of third persons.

Official investigations:

There was no penal procedure and no preliminary inquiry concerning allegations of unacknowledged detentions or rendition flights, as no initial suspicion concerning an illegal action was given. No foreign request for legal assistance has come to Liechtenstein from other countries.

Final remarks:

According to the special situation of Liechtenstein, as described in the report of 14 February 2006 and in the text above, it is not possible to give more detailed answers to the questions posed by the Secretary General.