Justice Without Litigation for Europe: economic perspective on notaries as court commissioners.

Work package 3: Study part II – economic analysis

Team Economica, 12/05/2022

Economic study – selected results

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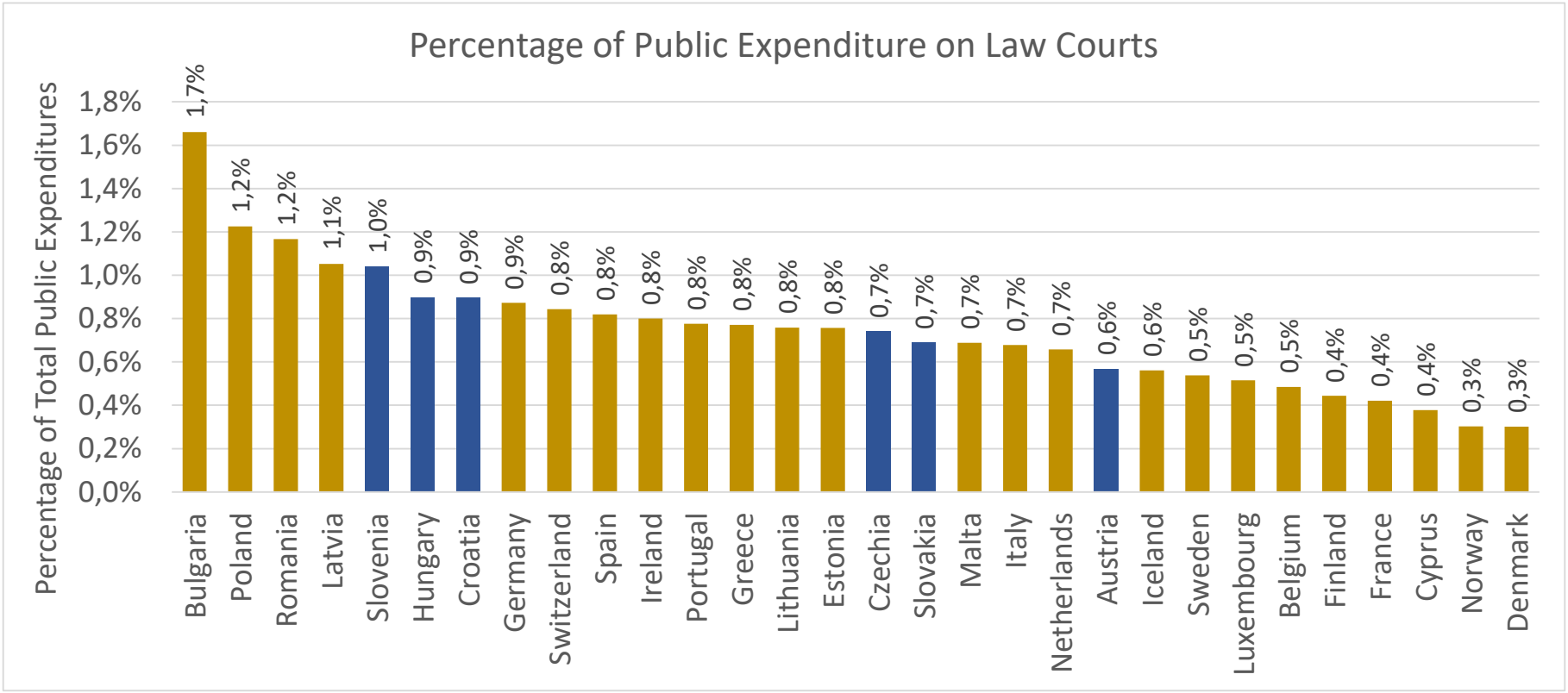
Percentage of Total Public Expenditure aimed at Law Courts



- Wide range of the share between 0.3% and 1.7% among European Nations;
- The Hexagonal countries are mostly distributed in the middle of the range;
- Slovenia has the highest share within the Hexagonal countries.

Source: Economica, Eurostat

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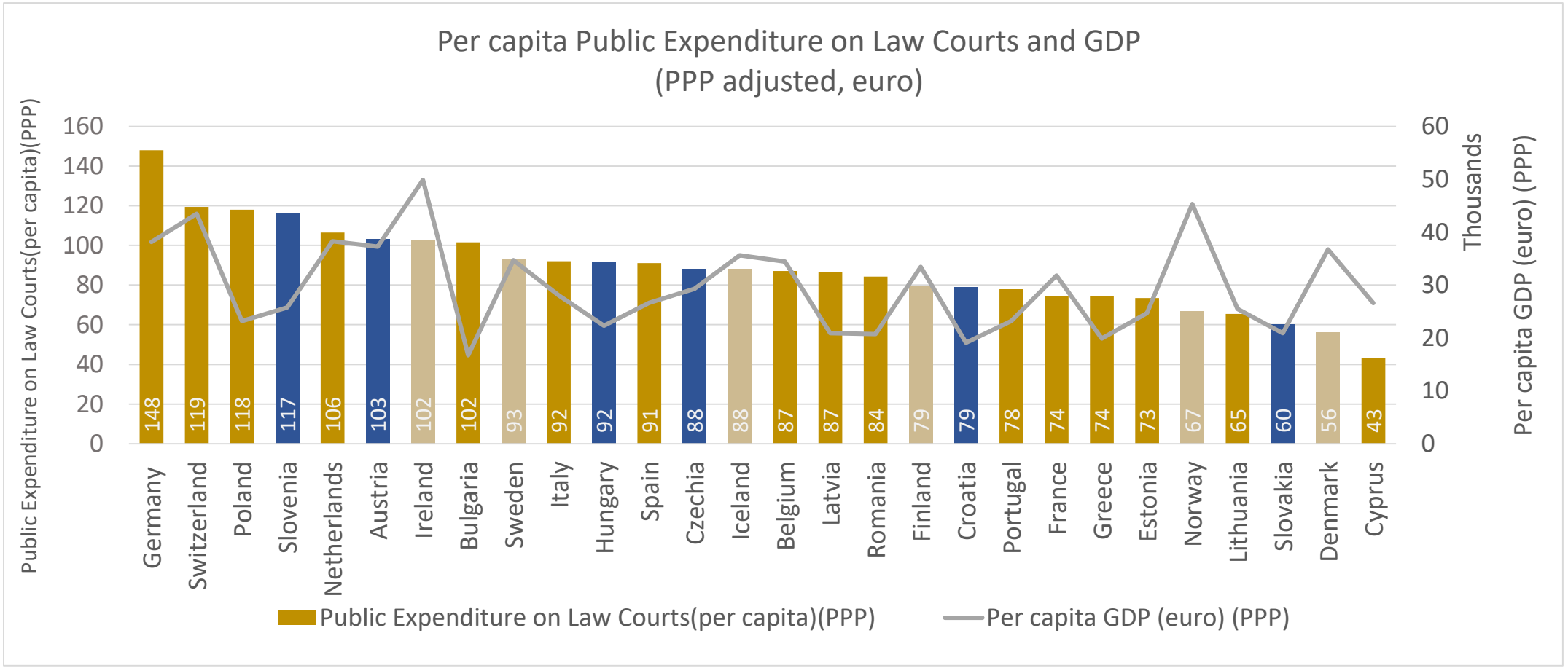
Per Capita Public Expenditure Law Courts Vs. Per Capita GDP



- The Nordic countries have comparatively lower public expenditure (PPP) on Law Courts in relation to GDP (PPP);
- Slovenia has the highest value within the Hexagonal countries;
- Higher per capita GDP (PPP) does not necessarily imply higher per capita public expenditure (PPP) on Law Courts.

Source: Economica, Eurostat

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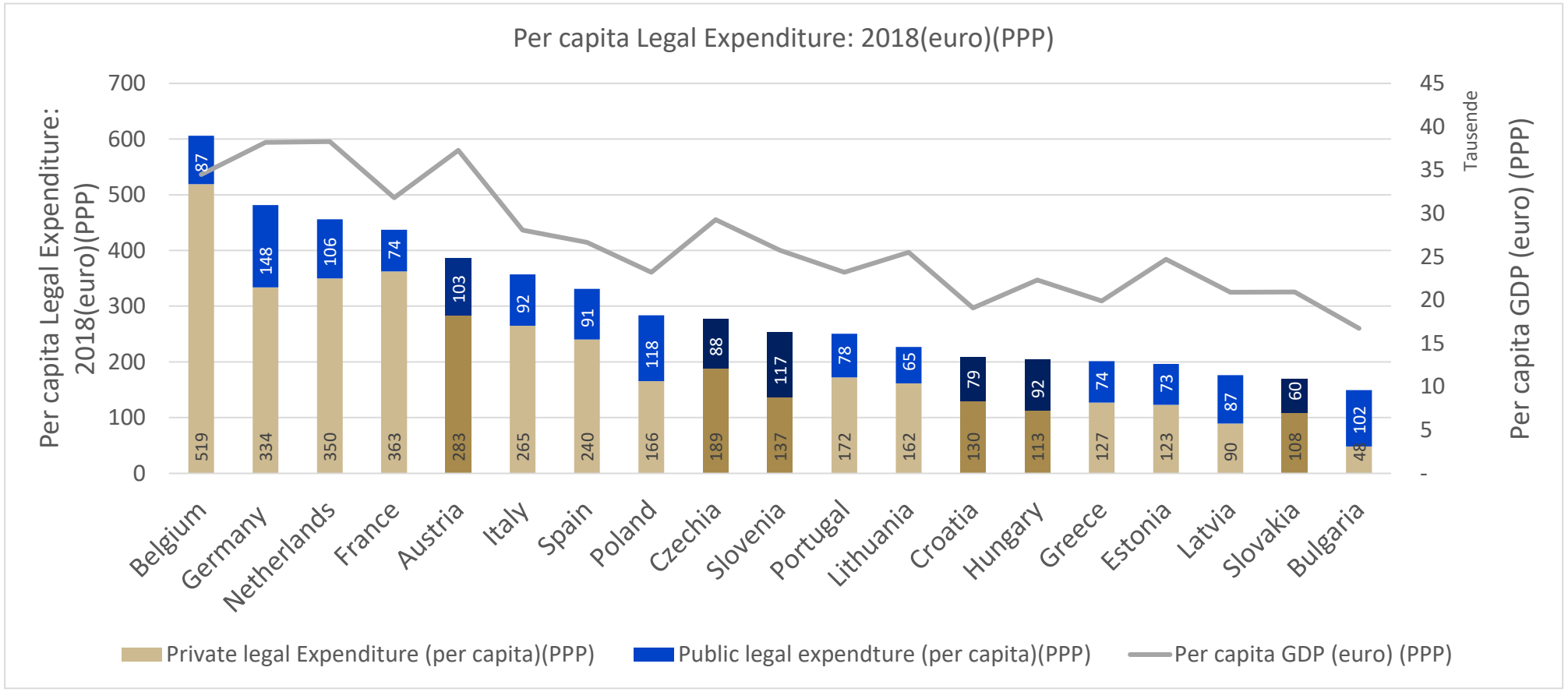
Per Capita Expenditure on Legal Services



- Higher overall expenditures are generally associated with GDP per capita (positive correlation R^2=0.78)

Source: Economica, Eurostat

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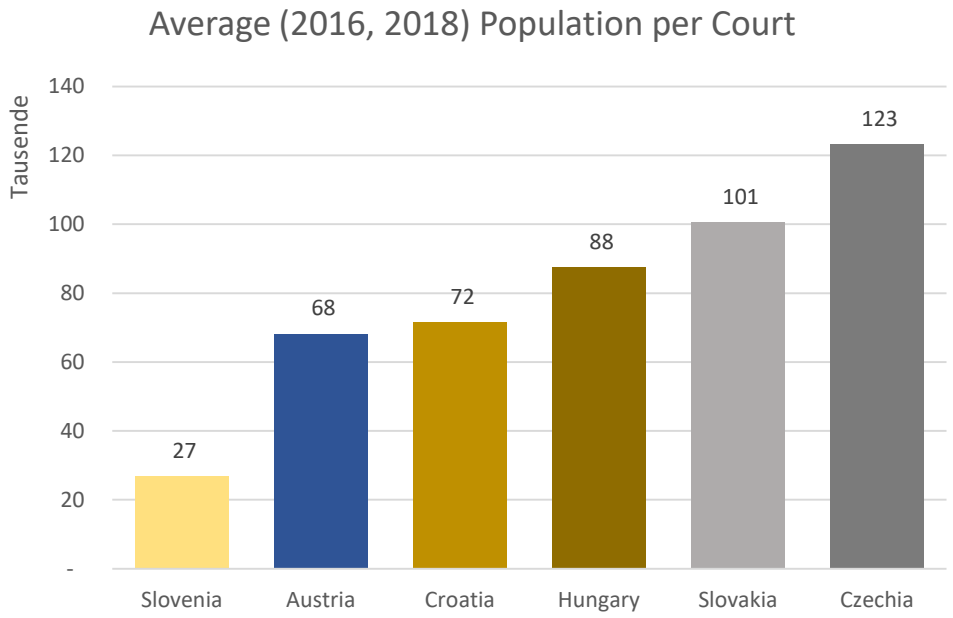
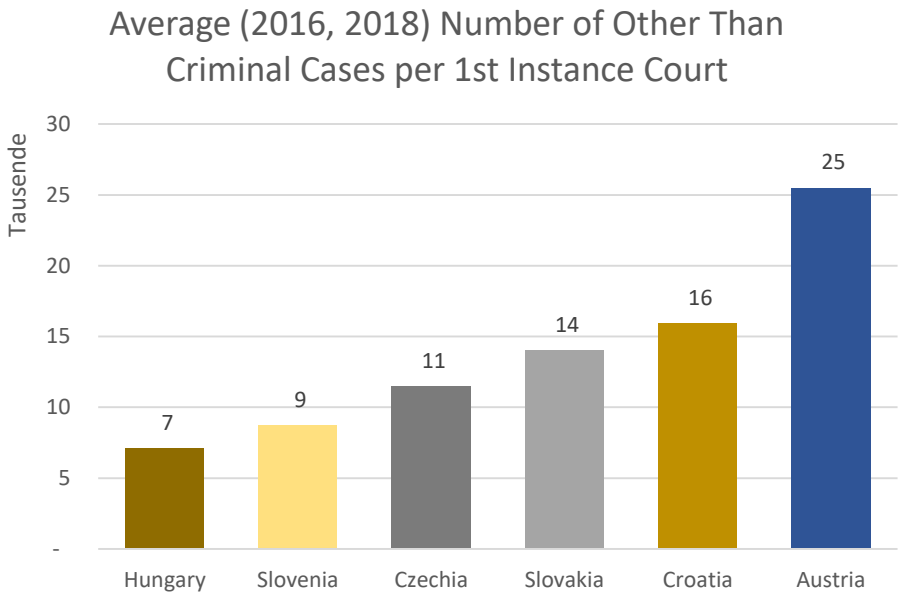
Access to Legal Services (1st Instance Courts)





- Access to public legal services defined by number of inhabitants per 1st Instance Court varies significantly;
- Number of Other Than Criminal cases per 1st instance Court shows widely varying case load of the Courts;
- Both the figures together should contribute to the efficiency of the public legal system.

*Source: Economica, Eurostat, Chamber of Notaries (Austria, Croatia, Czech Republic, Slovakia, Slovenia), CEPEJ**

** Special disclaimer at the end of the presentation. (Court numbers and the Case numbers from CEPEJ)*

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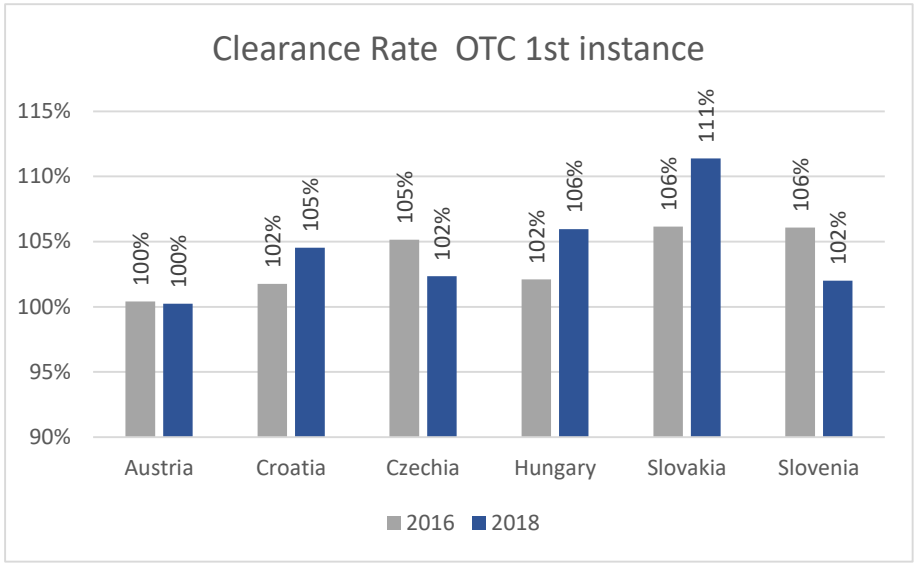
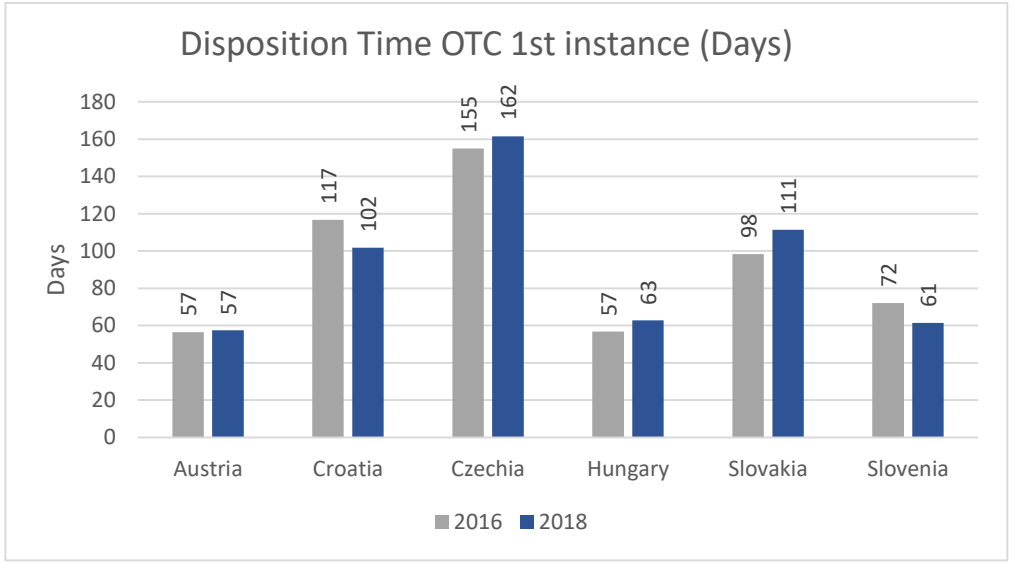
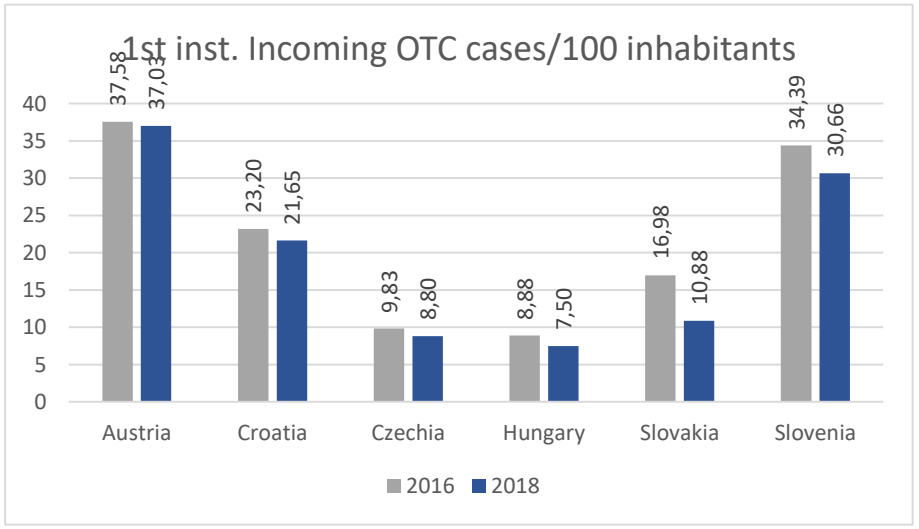
Case Flow of Other Than Criminal (OTC)Cases







*Source: Economica, Eurostat, CEPEJ**
Total Numbers of cases are from CEPEJ Public Data
** Special disclaimer at the end of the presentation*

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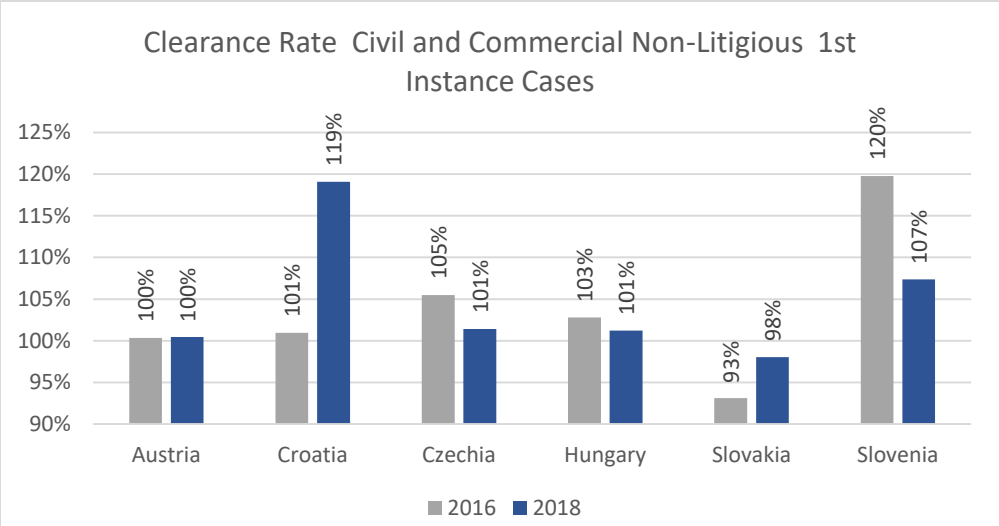
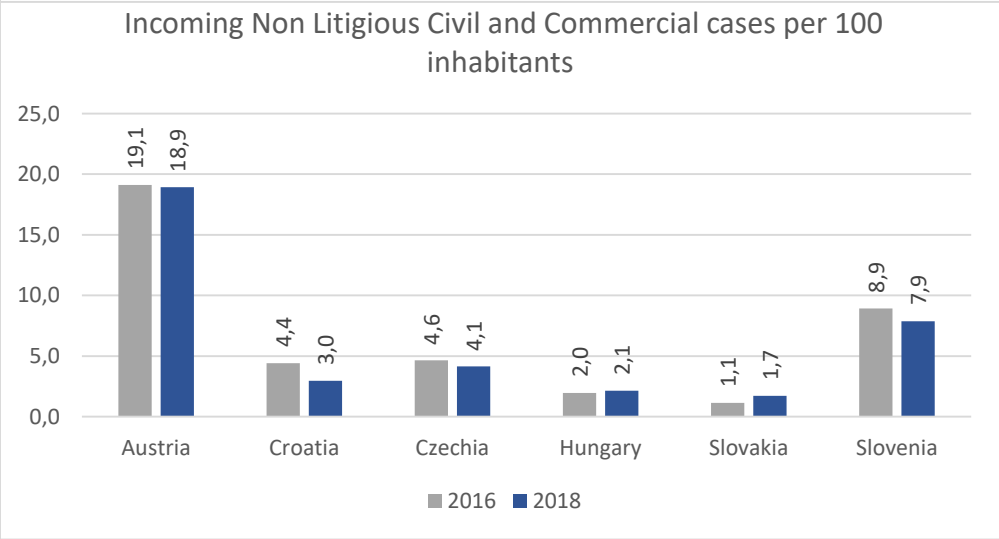
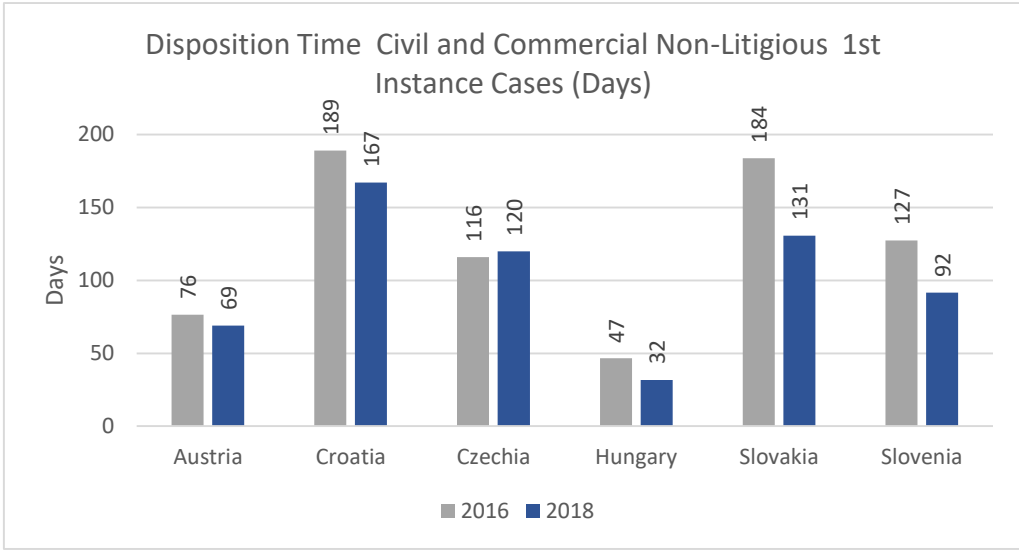
Case Flow Civil and Commercial (C and C) Non-Litigious Cases







Clearance Rate (CR) = Resolved cases/Incoming Cases
Disposition Time (DT) = (Pending cases/Resolved cases)*365
Definition-CEPEJ

*Source: Economica, Eurostat, CEPEJ**
** Special disclaimer at the end of the presentation*

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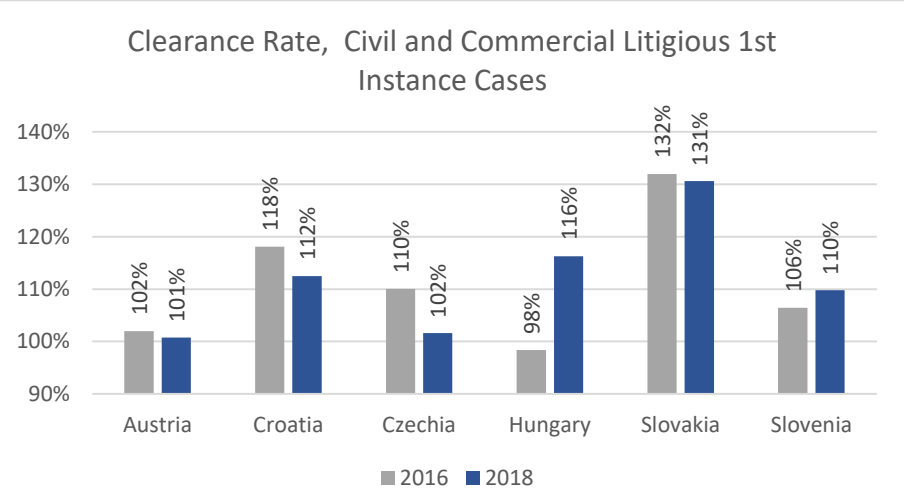
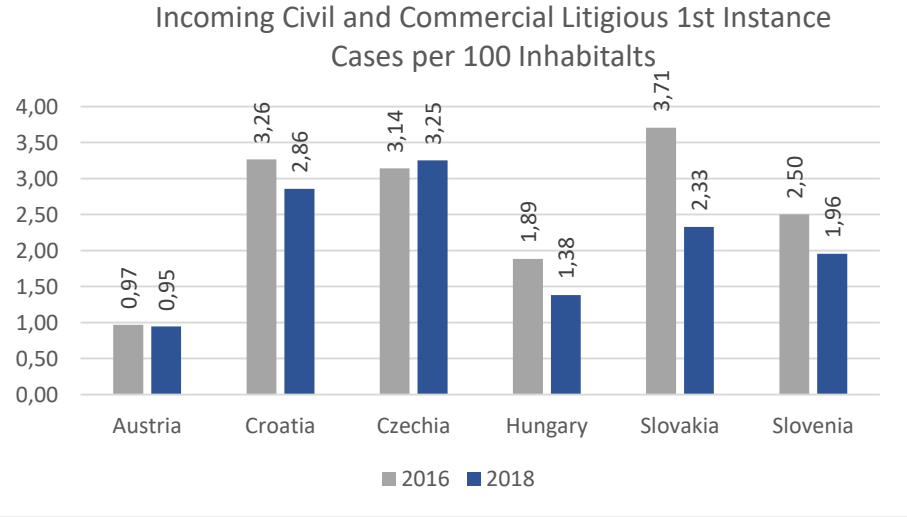
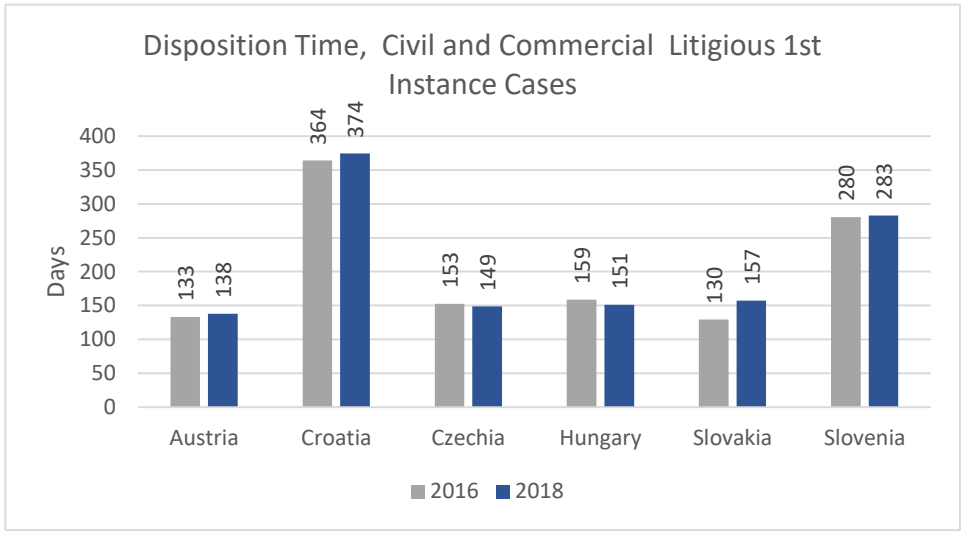
Case Flow Civil and Commercial (C and C) Litigious Cases







Representation of C and C litigious cases were included after discussion with the Austrian Ministry of Justice as they are correct reference points of comparison with succession cases in Austria

*Source: Economica, Eurostat, CEPEJ**

** Special disclaimer at the end of the presentation*

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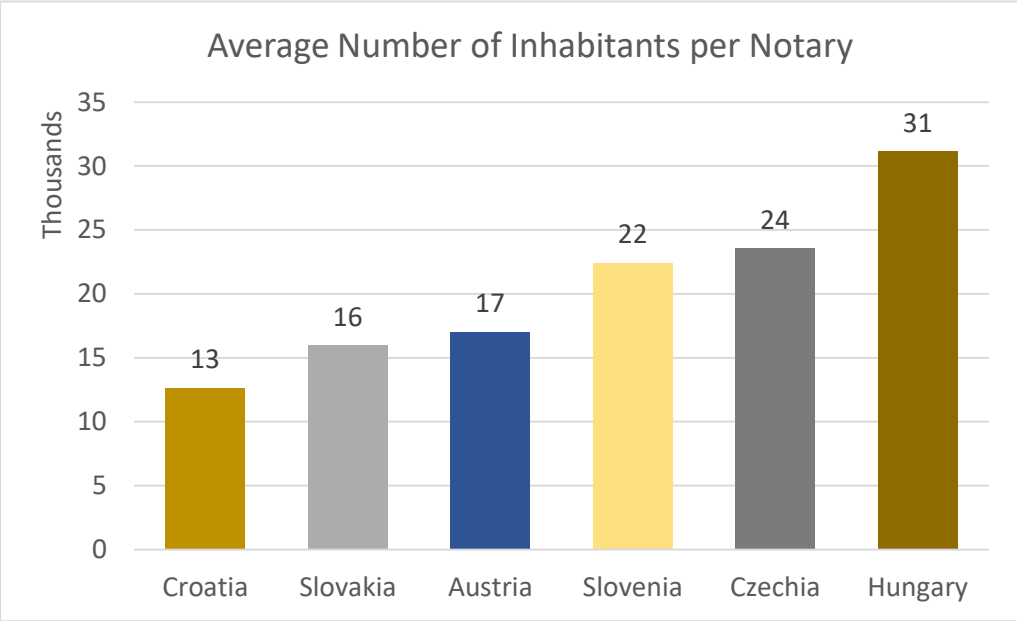
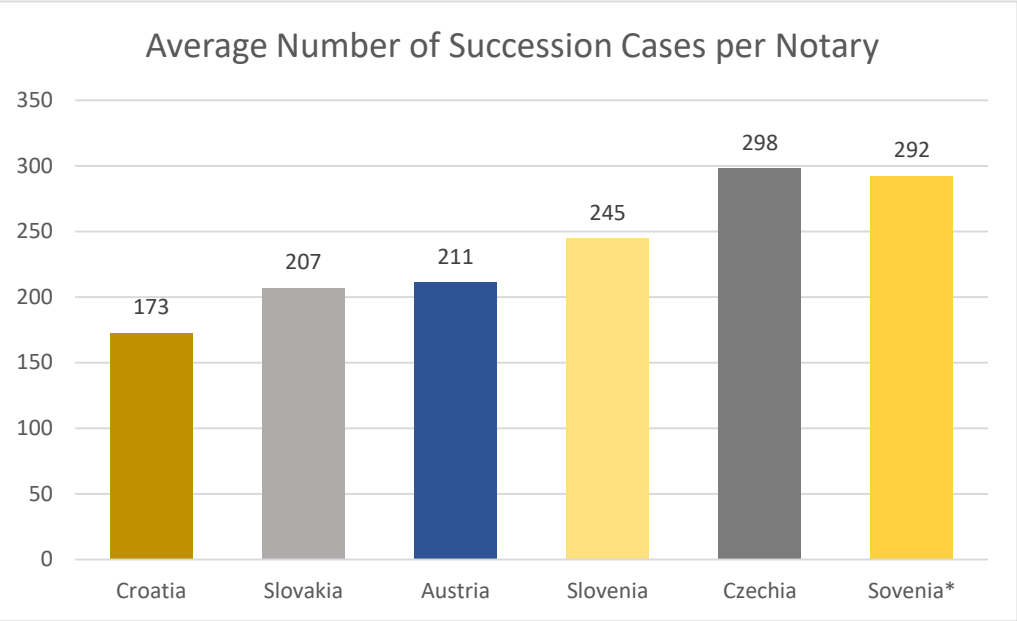
Access to Legal Services (Notaries)





- Population per Notary (most cases, per Notary offices as most Notary offices have one Notary in charge) also varies significantly within the Hexagonal countries;
- Only in Slovenia, Notaries do not act as Court Commissioners. (So there is no transfer time between the Notary and the Court) Succession cases per Court is presented by (Slovenia *)

Source: Economica, Eurostat, Chamber of Notaries (Austria, Croatia, Czech Republic, Hungary, Slovakia, Slovenia),

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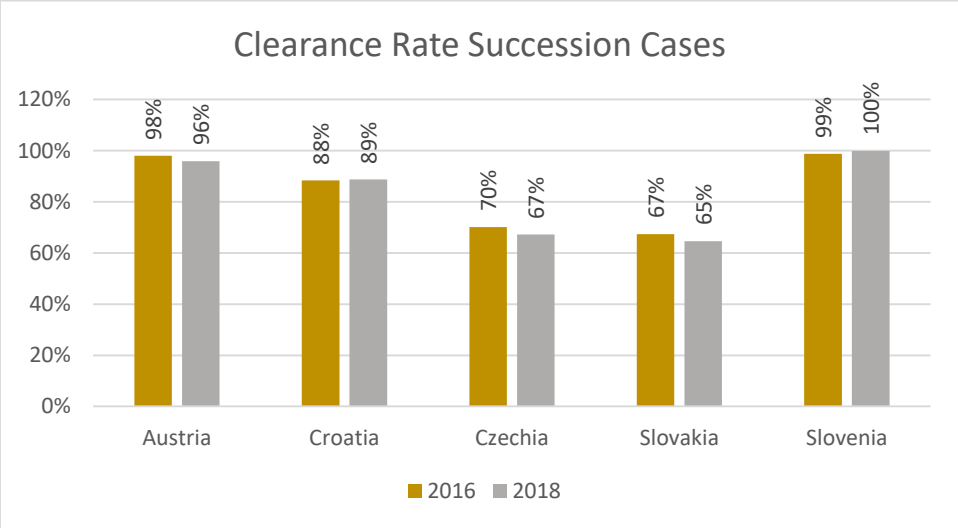
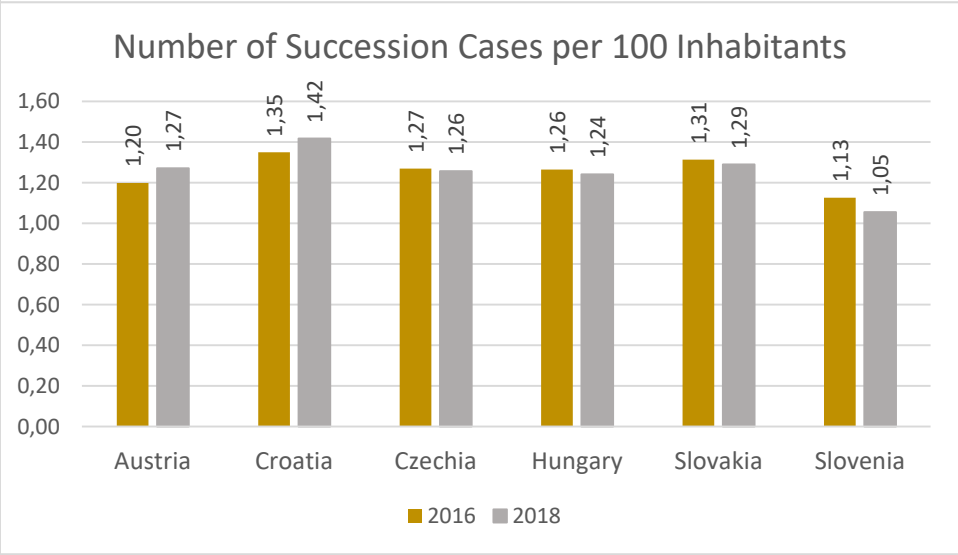
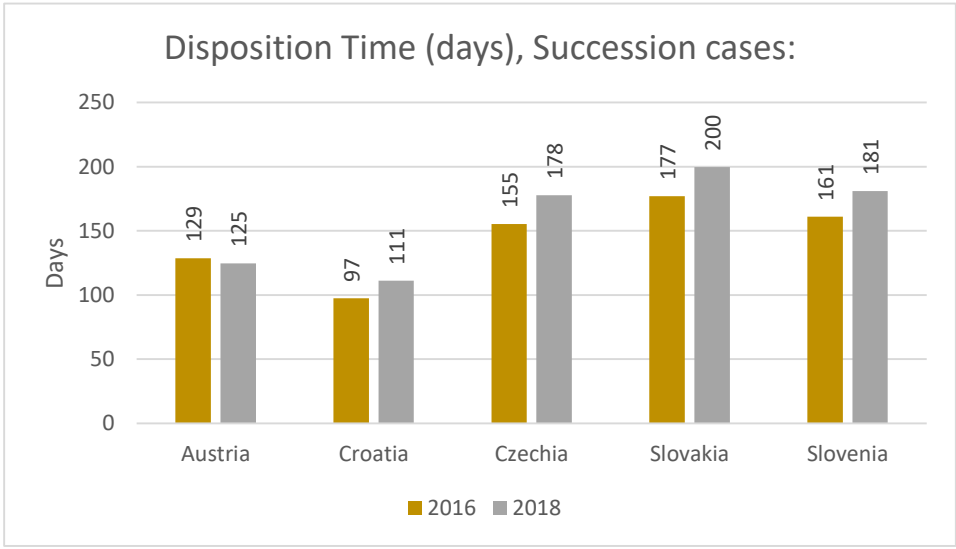
Succession Cases*







Source: Economica, Eurostat, Chamber of Notaries (Austria, Croatia, Czech Republic, Hungary, Slovakia, Slovenia)
**Time frame for succession cases was not available for Hungary*

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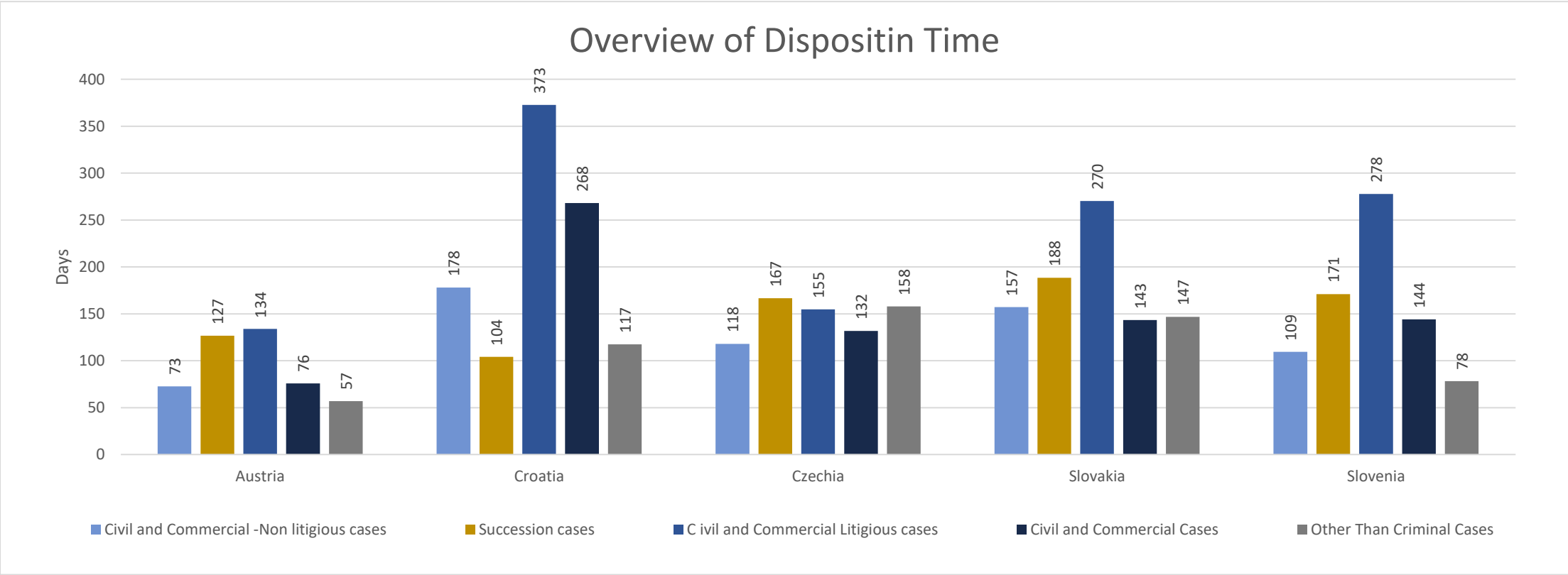
Disposition Time: A Comparative View



Source: Economica, Eurostat, Chamber of Notaries (Austria, Croatia, Czech Republic, Hungary, Slovakia, Slovenia), CEPEJ . Only Total case numbers of cases except succession cases were collected from CEPEJ.*
** Disclaimer at the end of the presentation*

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