

# ICELAND



Population 368 792

2014 2016 2018 2020



2014 2016 2018 2020

GDP per capita 18 823 € CoE Median 20 301 €

2014 2016 2018 2020



**Efficiency** 

Avg gross annual salary 60 987 €

CoE Median 20 612 €

#### Implemented judicial system budget **Judicial system Courts Prosecution services** Legal aid 0.62% of GDP 116.0 per inh. 56.1 per inh. 25.5 per inh. 34.40 per inh. CoE Median: 0,30% CoE Median: 64,50 CoE Median: 43,53 CoE Median: 13,86 CoE Median: 3,08 118,6 116,0 0.62% 65,6 64.5 63.1 51.4 45.9

**Budget**: In 2020, Iceland spent 42 795 878 € on the implemented judicial system budget which is 116 € per inhabitant (almost double the CoE median) and 0.62% of the GDP also significantly higher than the CoE median. In 2020, 48% of this budget was spent on courts, 22% on prosecution services, and 30% on legal aid. Iceland is amongst the CoE Member States that traditionally spend a considerable part of their budget on legal aid.

2014 2016 2018 2020

#### **Professionals**

2020

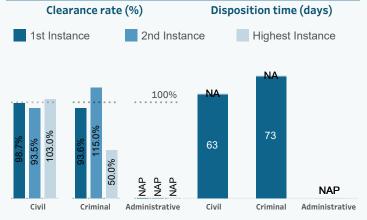
The number of professional judges of 17.35 per 100 000 inhabitants is close to the CoE median. Contrary to the European trend, the number of prosecutors (17.08 per 100 000 inhabitants) fell remarkably between 2010 and 2020, but remained above the CoE median. The share of women among court presidents remained stable at a low level (20%), whereas it has risen among heads of prosecution offices from 24% to 50%.

#### Courts

In 2020, a specialised "Court of Reopening Cases" has been established. Its competence covers both criminal and civil cases decided by district courts, the Appeal court and the Supreme court. This court is composed of five judges occupying part-time positions - one judge from the Supreme court, one from the Court of appeal and one from a district court, as well as two judges appointed following an open selection procedure.

#### ICT in judiciary

Iceland has an ICT index of 7,8 points, which significantly increased by 0,9 points between 2018 and 2020. This improvement is visible in all categories and, in particular, in the e-communication with courts. Indeed, Iceland extended the use of or newly deployed a number of tools, such as: writing assistance and voice recording tools extended to all courts; videoconferencing deployed for most courts.



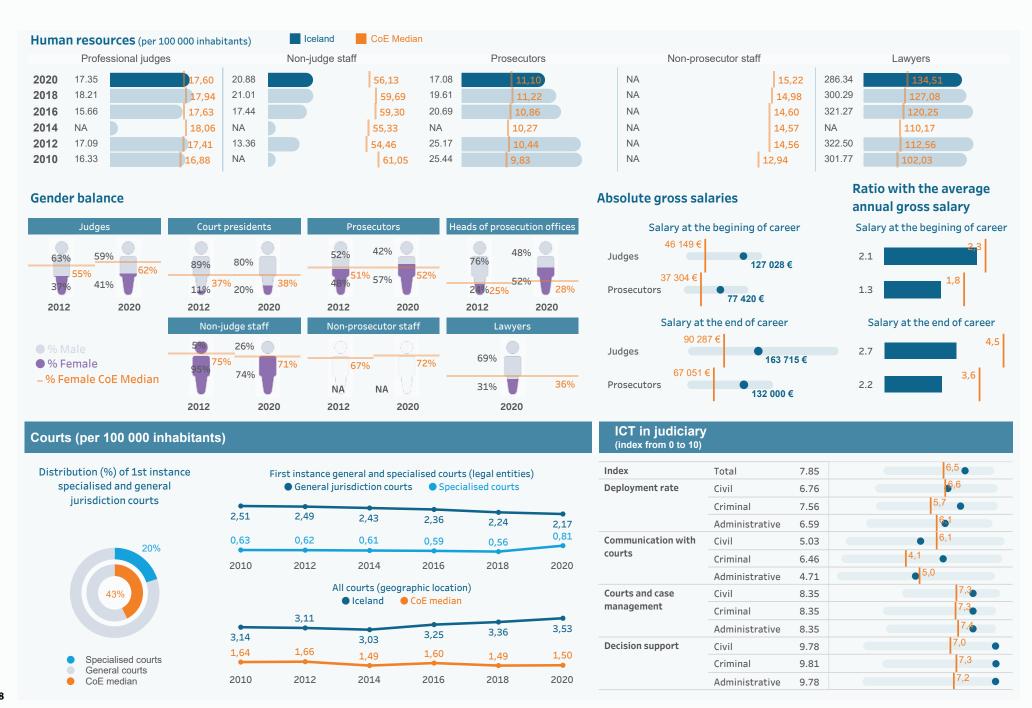
**Efficiency:** In Iceland, the distinction between civil and administrative law cases does not exist, the latter being a part of the former. Also, data on pending civil and criminal cases remain unavailable for all instances but the first one. Thus, it is not possible to calculate the DT for these types of cases.

DT for both first instance civil (and commercial) litigious cases (63 days) and first instance criminal law cases (73 days) is significantly below the CoE median.

Contrary to the European trend, the number of incoming and resolved first instance civil (and commercial) cases and all instances criminal law cases increased between 2018 and 2020. In particular, the incoming and resolved second instance criminal law cases more than doubled.

The most adverse impact of the Covid-19 pandemic was observed for the third instance criminal law cases. Indeed, the relative CR decreased from 99% in 2016 to 50% in 2020.

## **ICFLAND**



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## **CEPEJ** efficiency indicators

#### Clearance Rate (CR) = (Resolved cases / Incoming cases) \*100

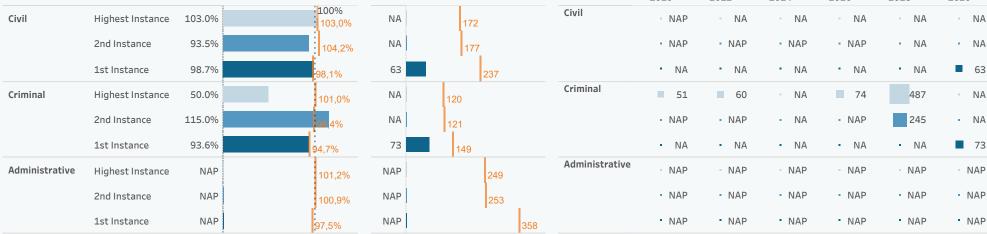
CR > 100%, court/judicial system is able to resolve more cases than it received => backlog is decreasing

CR < 100%, court/judicial system is able to resolve fewer cases than it received => backlog is increasing

### Dispostion Time (DT) = (Pending cases / Resolved cases) \*365

The Disposition Time (DT) is the theoretical time for a pending case to be resolved, taken into consideration the current pace of work





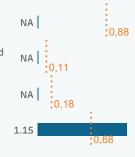
## Public prosecution services

#### Total number of criminal cases of 1st instance per 100 inhabitants Distribution of processed cases per 100 inhabitants



Discontinued during the reference year Concluded by a penalty or a measure imposed or negotiated by the public prosecutor Cases closed by the public prosecutor for other reasons

Cases brought to court



Distribution of discontinued cases per 100 inhabitants

Discontinued because the offender could not NA be identified 0,32 Discontinued due to the lack of an established offence or a specific legal situation 0.60 Discontinued by the public prosecutor for NA reasons of opportunity Discontinued for other reasons NA

Instance

Highest Instance

Note: There are different methodologies on calculating number of cases in prosecution statistics by event or by perpetrator. CEPEJ collects data per case (event) but some countries present it by perpetrator.

## Judiciary related websites

#### 1. Legal texts

https://www.althingi.is/lagasafn/nuna/2000106.html and https://www.reglugerd.is/

#### 2. Case-law of the higher court/s

https://www.landsrettur.is/ and https://www.haestirettur.is/

#### 3. Information about the judicial system

https://domstolasyslan.is/