



Federal Administrative Court
Supreme Court

Business situation of the Federal Administrative Court in 2022

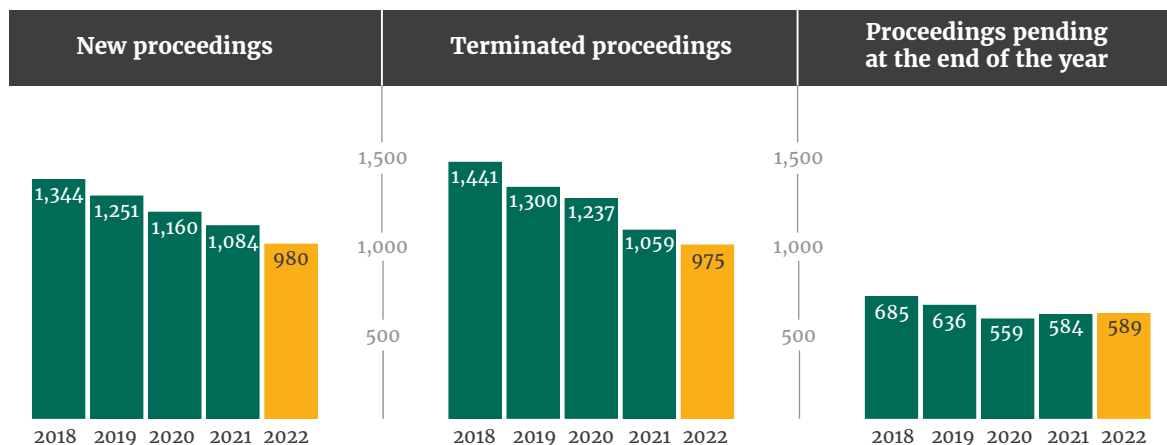
1. General overview

Compared to the previous year, the number of new proceedings before the Federal Administrative Court (BVerwG, *Bundesverwaltungsgericht*) has decreased again in 2022. Last business year, a total of 980 proceedings were brought before the Court. This means a decrease of 9.6% compared to 2021. The number of terminated proceedings fell by 7.9% to 975 (previous year: 1,059). In addition to the appeals on points of law and the complaints against the refusal to grant leave to appeal on points of law (*Nichtzulassungsbeschwerden*, hereinafter complaint proceedings), the statistically recorded proceedings also include proceedings at first instance (such as actions

against planning and improvement of important transport routes or against bans on associations), military service proceedings, non-disclosure matters as well as applications for temporary relief and for legal aid.

The number of proceedings still pending at the end of the year has remained almost the same as in the previous year (589 compared to 584 in the previous year).

The caseload and the number of terminated proceedings over the last five years can be read in detail from the following comparative overview:



General overview of the new, terminated and pending proceedings from 2018 to 2022

2. Length of appeal proceedings on points of law and complaint proceedings

On an overall basis, the length of the **appeal proceedings on points of law** – including matters terminated in other ways than by a decision on the merits – has remained almost the same: the average length was 12 months and 4 days compared to 11 months and 29 days in 2021. The length of the appeal proceedings on points of law, which were decided by means of a judgment, was 14 months and 26 days and has therefore slightly increased compared to the previous year:

Year	Length of proceedings (appeal proceedings on points of law decided by means of a judgment)	
2018	14 months	16 days
2019	15 months	13 days
2020	15 months	3 days
2021	13 months	11 days
2022	14 months	26 days

Compared to the previous year, the length of the **complaint proceedings** has slightly decreased: On average, they were brought to a termination within 4 months and 13 days (2021: 4 months and 25 days). 45.16% of the complaint proceedings were terminated within 3 months and 65.90% were terminated within 6 months, counting from the time when the proceedings were brought before the Federal Administrative Court.

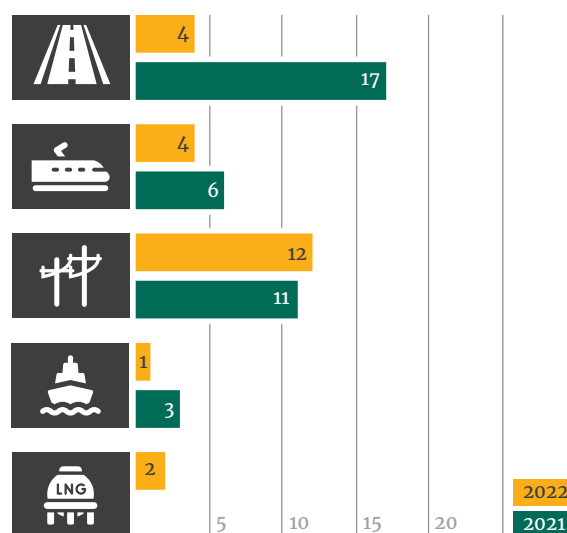
3. Proceedings at first instance concerning infrastructure projects

With regard to proceedings concerning infrastructure projects, for which the Federal Administrative Court has jurisdiction at first and last instance and which usually require a special effort, in 2022, 23 actions, and thus less than in the previous year (2021: 37), were brought before the Court. In terms of such infrastructure projects, 13 applications for temporary relief have been filed. That were 10 applications more than in 2021 (3).

The average length of proceedings concerning actions on infrastructure projects, which were assigned to the Federal Administrative Court at first instance, amounted to 12 months and 18 days as in the previous year:

Year	Length of proceedings (actions on infrastructure projects assigned to the Federal Administrative Court at first instance)	
2018	12 months	23 days
2019	10 months	23 days
2020	9 months	16 days
2021	12 months	18 days
2022	12 months	18 days

The number of new proceedings is distributed as follows: 4 actions in trunk road law, 4 actions in railway law, 12 actions in law on the expansion of power supply lines and 1 action in waterways law. 2 actions were brought before the Court in disputes resulting from the LNG Acceleration Act (LNGG, *LNG-Beschleunigungsgesetz*):



Comparison of the new proceedings at first instance concerning infrastructure projects, 2021/2022