



Strassenverkehrs- und Schifffahrtsamt
Abteilung Administrativmassnahmen

Information to the administrative measures procedure

Relation to penal proceedings

In Switzerland, road traffic offences are assessed by two different authorities according to their competence. On the one hand, the offence leads to a fine or penalty by the criminal authorities and on the other hand, to a withdrawal or revocation of the driving license-by the relevant administrative authority. Both proceedings include a fee that cannot be set off against each other.

The facts determined by the penal authority have a binding effect on the administrative authority. We therefore recommend that you exercise your rights in criminal proceedings, as there are more extensive defense possibilities at your disposal.

Professional dependence on the driving license

All circumstances must be taken into account when determining the duration of the withdrawal or revocation of the driving license. Art. 16 para. 3 SVG mentions the professional necessity to drive a motor vehicle as a criterion to be considered. According to the practice of the Federal Supreme Court, a so-called professional sensitivity to administrative measures is only assumed if the withdrawal of the driving license prohibits de facto the exercise of the profession or makes it impossible or causes such a loss of income or such costs that the measure appears almost disproportionate. According to the jurisdiction of the Federal Supreme Court, difficulties in coping with the travel to work or negative effects on the business of the employer cannot be recognized.

In order to prove their professional dependence on the driving license, employees must submit a justified, written and signed declaration from their employer. Self-employed persons must demonstrate the consequences with their own written declaration and, if the company is registered in the Commercial Register, enclose a copy of the extract. If there is no entry, proof of self-employment must be provided elsewhere in an appropriate manner.

Drivers living in foreign countries:

The revocation of a foreign driving license (driving ban) extends to the territory of Switzerland. For this reason, occupational dependence is only taken into account in cases where the area of work extends to Switzerland.

Important note!

The legal minimum duration may not be undercut even in the case of professional dependence (Art. 16 para. 3 SVG).

Start of withdrawal of license or driving ban

In the case of a driving ban or a withdrawal of a driving license, the practical deadline for delivery of the driving license or the beginning of the driving ban is six months. In the case of a withdrawal or driving ban in place by the police, however, enforcement is continued without interruption.

A postponement of the delivery/beginning of the driving ban for six months will not be granted!