

Justice. This can be ordered online<sup>1</sup> or by any branch of the Swiss Post Office.

2. The following information must be submitted by electronic means:
  - a. Surname, first name(s), date of birth, postal address;
  - b. A color scan of the original criminal records' extract, not older than 3 months, date of issue must be visible at the bottom of the page;
  - c. A legible color scan of their Swiss passport;
  - d. the signed Declaration of Consent form;

**Please note that the transfer of data is exclusively electronic.**

3. Once all the above-mentioned documents have been submitted, fedpol checks whether participants have a criminal record or are registered in the RIPOL or N-SIS database. This procedure fulfils the data protection requirements concerning the right to obtain information.
4. If participants are not registered in any of the databases, fedpol preclearance is complete and participants are considered to be a 'low-risk' traveler. Participants receive by e-mail confirmation of this status. In addition, fedpol transmits participants' first name(s), surname, date of birth and passport number to CBP in the U.S.A. The data is transmitted via an encrypted communication channel, thus maintaining data security.
5. If, on the other hand, participants are registered in one of the databases, fedpol preclearance is not granted. Participants only are informed of this fact in writing. Fedpol does not transmit participants' personal data to any national or international agency, nor does it reimburse any fees.
6. The subsequent security check by CBP is conducted independently and exclusively under the provisions of U.S. law. The security check is completely independent of fedpol and/or other Swiss authorities, institutions or services. To initiate the U.S. security check, participants must register on the CBP's Global Entry Program website<sup>2</sup> promptly and follow the appropriate instructions.
7. If participants want to withdraw their request to be part of the Global Entry Program, the fee will be refunded if the request has not been treated yet. Otherwise, there is not refund.

**D) Disclosure of first name(s), surname, date of birth and passport number to CBP in the U.S.A. on successful completion of fedpol preclearance**

As part of fedpol preclearance for the Global Entry Program, fedpol handles particularly sensitive personal data under Article 3 letter c number 4 Data Protection Act (DPA; SR 235.1).

Under Article 6 paragraph 1 Data Protection Act (Cross-border disclosure), personal data may not be disclosed abroad if disclosure would seriously endanger the privacy of the data subjects, in particular due to the absence of legislation that guarantees

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<sup>1</sup> [https://www.e-service.admin.ch/crex/cms/content/strafregister/strafregister\\_en](https://www.e-service.admin.ch/crex/cms/content/strafregister/strafregister_en)

<sup>2</sup> <http://www.cbp.gov/travel/trusted-traveler-programs/global-entry>