

Swiss Law Bibliography

English Language Materials on Swiss Law

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Preface

The origins of this undertaking – the first attempt to publish a bibliography of English language materials on Swiss law – lie in our own efforts to efficiently locate and gather a steadily increasing amount of publications and information on Swiss law in English. The principal aim of this *Swiss Law Bibliography* is to make Swiss laws and the Swiss legal system more readily accessible to the large English speaking legal community.

Swiss law has always had an impact on foreign legislation and has been a preferred *choice of law* in international contractual agreements and cross-border transactions. There are clear indications that the choice of Swiss law or of Swiss jurisdiction occurs with a high degree of frequency in areas varying from sales contracts, service agreements, construction (turn-key) contracts, telecom service agreements, sporting event broadcasting agreements, sponsoring agreements, personal service contracts regarding artists and athletes, joint ventures and shareholders' agreements to matrimonial property, inheritance law and estate planning.

Not only have a large number of multinationals chosen Switzerland as the jurisdiction to incorporate their headquarters for their worldwide or regional operations, but many of the big international professional firms have chosen Swiss private law vehicles to structure their international organizations. Nowadays, a large number of international sports organizations are incorporated in Swiss vehicles. In addition, the international deregulation of telecommunications has led to a multiplicity of private telecom organizations being incorporated under Swiss law or entering into agreements that are governed by Swiss law.

Switzerland holds a worldwide reputation as one of the leading jurisdictions for international arbitration and great efforts have been made to foster and further this position by organizations like the *Association Suisse pour l'Arbitrage* (ASA).

Over the last several decades, English has become the *lingua franca* not only of international trade and international relations in general, but also of almost all cross-border legal transactions and international legal issues relating to dispute resolution.

Given this situation, this first bibliography of English language materials on Swiss law will not only provide for a better access to Swiss law in general, but will also make it easier to access English language materials in cases where Swiss law has been chosen as the governing law or where Switzerland has been selected as the jurisdiction for litigation or as a venue for arbitration.

This Swiss Law Bibliography lists: (i) Swiss laws, statutes and ordinances translated into English, (ii) English language materials on Swiss law (books, commentaries, treatises, law journal articles, reports, conference papers etc.),

and (iii) internet links relating to English sources on Swiss law on the web. It is a compilation of information from various sources, such as library catalogues in the U.S. and in Europe, lecturers, faculty members, deans, directors of law institutes and institutes for comparative law from various countries and in various legal systems, members of the Swiss Bar Association (SAV) and Swiss members of the International Bar Association (IBA), the *Association Internationale des Jeunes Avocats* (AIJA), the *Union Internationale des Avocats* (UIA), the *Association Suisse pour l'Arbitrage* (ASA), members of the Swiss Association of Corporate Counsels, the Swiss Stock Exchange (SWX), members of Swiss auditing firms, trust companies and fiduciaries, legal departments of Swiss banks and Swiss insurance companies, the Australian-Swiss, the UK-Swiss and the US-Swiss Chambers of Commerce, the Swiss Institute of Certified Accountants and Tax Consultants and other organizations and individuals.

First, in 1999, and then for a second time in 2001, a questionnaire was sent out to the above-mentioned organizations and individuals requesting that they forward onto us any articles, books, treatises etc. in English they may have written, published or catalogued which pertain to Swiss law. The very positive response to our request for assistance generated a considerable amount of additional bibliographical information. We would like to thank all of those who helped us in our endeavors towards a first Swiss Law Bibliography.

Special thanks are extended to (i) lic. iur. Stephanie Kindler, lic. iur. Jaroslav R. Zuzak, lic. iur. Michael Cadisch and lic. iur. Corina Gilbert-Jucker, for their assistance with this project and for the collection of data and materials, based on research, earlier versions and efforts by Dr. iur. Urs Lehmann, lic. iur. Angelica Picenoni and Dr. Jasmin Djalali, (ii) lic. iur. Rita Arnold Haas for gathering weblinks, (iii) Nina Klauser and Nicole Tischhauser for helping to collect outstanding information, and (iv) Nadine Glauser, Sabine Habermacher and Adriana Masciullo for meticulously transforming the collected data into its present form.

This bibliography was completed in late fall 2004. The project of creating a comprehensive Swiss Law Bibliography however is a continuous work in progress. Hence, we invite comments and notifications of additional publications on Swiss law in English that we may not have included, or which may be forthcoming, to be sent to slb@baerkarrer.ch.

Zurich, Spring 2005

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Citations for Swiss and foreign, in particular US law journals, are written out in their entirety and do not follow the respectively suggested “Blue Book”-citation methods.

A. General

I. General Texts on Swiss Law

a) *Translations and Introductions*

- Francis Ottiwell **Adams**, C.D. **Cunningham**: *The Swiss Confederation*. 1
London, New York: Macmillan, 1889, 289p.
A description of the constitution and government of the Swiss Confederation under the amended constitution of 1874, preceded by a historical sketch.
- François **Dessementet**, Tugrul **Ansay** (eds.): *Introduction to Swiss Law*. 2
The Hague: Kluwer Law International; Zurich: Schulthess, 2004 (3rd ed.),
372p.
- Hans-Ulrich **Freimüller**: *Some Notes on the Swiss Legal System*. In: Inter- 3
national Business Lawyer, vol. 7, 1979, pp. 64–66.
- Swiss Federal Chancellery**: *The Swiss Confederation: A Brief Guide*. 4
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Can be ordered at <http://www.admin.ch/ch/e/bk/buku/buku2003/index.html>. Selected parts of the publication are available on the internet.
- José R. **Torres**, Steve **Windsor**: *State Legislative Histories: A Select, 5
Annotated Bibliography*. In: Law Library Journal, vol. 85, Summer 1993,
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- Joseph **Voyame**: *Introduction (Chapter 1)*. In: François Dessementet, 6
Tugrul Ansay (eds.), *Introduction to Swiss Law*. The Hague: Kluwer Law
International; Zurich: Schulthess, 2004 (3rd ed.), pp. 1–14.
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for Foreign Researchers*. In: International Journal of Legal Information,
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A Guide for Foreign Researchers*. November 15, 2001, updated on Septem-
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English introduction to the Swiss legal system: A guide for foreign researchers by Fridolin M.R. Walther, University of Berne. Probably the best and the most complete information available on Swiss law in English on the Internet. A huge number of references lead to the most important sites on Swiss law. General information on Switzerland and its institutions, short bibliography on Swiss law in English. Some articles can be downloaded.
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- Luzius **Wildhaber**: *The Swiss Judicial System*. In: J. Marray Luck (ed.), 10
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b) Literature

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- 12 Andrew M. **Carstairs**: *A Short History of Electoral Systems in Western Europe*. London, Boston: Allen & Unwin, 1980, 236p.
This book discusses Belgium, The Netherlands, Denmark, Norway, Sweden, Finland, Austria, Switzerland, Italy, Federal Republic of Germany, France, the U.K. and Ireland.
- 13 **Council of Europe**: *Judicial Organisation of Europe*. Strasbourg, 1975, 159p.
A description of the judicial systems of Austria, Belgium, Cyprus, Denmark, France, the Federal Republic of Germany, Iceland, Ireland, Italy, Malta, The Netherlands, Norway, Sweden, Switzerland (without the cantonal court systems), Turkey and the U.K. (English and Scottish judicial system).
- 14 Sir George F. **Hill**: *Treasure Trove in Law and Practice from the Earliest Time to the Present Day*. Aalen: Scientia Verlag, 1979 (n.e. of 1936 ed.), 311p.
Deals with Roman law, the laws of Germany, Switzerland, Austria, Italy, Spain, Portugal, France, The Netherlands, England, Scotland, Eastern Europe, the Near and the Middle East (Islamic law), the Far East and America.
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- 17 Kenneth R. **Redden** (ed.): *Modern Legal Systems Encyclopedia*. Buffalo, NY: William S. Hein & Co., vol. 4, 1984, 936p.
Vol. 4 contains country studies for Western European Non-E.E.C. countries such as Andorra, Austria, Finland, Monaco, Norway, Portugal, San Marino, Spain, Sweden, Switzerland and Vatican City.
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Deals with the history of the sources of law and of legal thoughts from Justinian to the 19th century in Germany, Italy, France, The Netherlands, Switzerland, Scandinavia and Spain, and the

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Charles **Szladits**: *Introduction to Swiss Law*, by F. Dessemontet and T. Ansay (Book Review). In: *International Journal of Legal Information*, vol. 12, nos. 5–6, October–December 1984, pp. 248–249. 24

II. Government and Policy

John Clarke **Adams**, et al. (eds.): *Foreign Governments and Their Backgrounds*. New York: Harper, 1950, 968p. 25

A description of the governments of Great Britain (by W.B. Kerr), France (by J. Park), Switzerland (by J.C. Adams), Italy (by J.C. Adams), Russia (by W.B. Kerr), Japan (by J.W. Pratt) and Germany (by J. Park).

Charles **Borgeaud**: *Federal Characteristics of the Swiss and American Unions*. In: *Constitutional Review*, vol. 7, 1923, pp. 135–142. 26

Robert R. **Bowie**, Carl Joachim **Friedrich** (eds.): *Studies in Federalism*. Boston: Little, Brown & Co., 1954, 887p. 27

A collection of comparative studies by various authors on the aspects of federation: Federal legislature, executive and judiciary; defense, foreign affairs, finances, agriculture, labor, etc. Each essay is followed by an appendix dealing with particular countries, such as Australia, Canada, Germany, Switzerland and the U.S.

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A collection of studies by various authors on codification dealing with German, French, Swiss and the common law.
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V. Criminal Law

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a) Translations and Introductions

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Scandinavia and Austria, down to the end of the 19th century, with a chapter on Roman law. The second part deals with the history of the theories of criminal law. Reprinted 1999. Translation by Thomas S. Bell and others.

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Appendix I contains a selection of summaries of national laws governing jurisdiction and judicial assistance, including a summary on Switzerland.
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Discusses capital punishment, its practical application and its various aspects de lege ferenda. The Appendix contains a list of crimes punishable by death penalty in Austria, Belgium, Switzerland, Denmark, France, Germany, Greece, Italy, Luxembourg, Norway, The Netherlands, Sweden, Turkey and the United Kingdom (both in criminal and military law).
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- 3298 Jacques-Michel **Grossen**, Olivier **Guillod**: *Medical Malpractice Law: American Influence in Europe?* In: *Boston College International and Comparative Law Review*, vol. 6, no. 1, Winter 1983, pp. 1–27.
- 3299 Cyril **Hegnauer**: *Family Relations and Modern Medicine under Swiss Law*. In: *Swiss Reports Presented at the XIIth International Congress on Comparative Law*. Zurich: Schulthess, 1987, pp. 111–123 (Publications of the Swiss Institute of Comparative Law = Publications de l'Institut Suisse de Droit Comparé = Veröffentlichungen des Schweizerischen Instituts für Rechtsvergleichung = Pubblicazioni dell'Istituto svizzero di diritto comparato, vol. 7).

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Published in association with the Criminal Justice Press, New York. 3300
- Bartha M. **Knoppers**: *Recent Advances in Medically Assisted Conception: Legal, Ethical and Social Issues*. In: *American Journal of Law and Medicine*, vol. 17, 1991, pp. 329–361. 3301
- Juliane **Kokott**: *Interim Report on “The Exhaustion of Local Remedies”*. In: International Law Association: Report of the Sixty-Ninth Conference, London. London: International Law Association, 2000, pp. 606–630. 3302
- Stefano **Maddalena**, Olivier **Guillod**: *The Legal Status of Complementary Medicines in Europe*. Berne: Stämpfli, 1999, 324p. 3303
- Jean **Martin**, Olivier **Guillod**: *The Doctor’s Duty to Maintain Confidentiality (“Medical Secrecy”) in Switzerland; What Attitude Should the Practitioner Adopt When Authorities or Outside People Ask for Information about a Patient?* In: *European Journal of Health Law*, vol. 8, no. 2, 2001, pp. 163–172. 3304
- Erwin **Murer**, Peter **Niederer**, Bogdan **Radanov**, Alexandra **Rumo-Jungo**, Matthias **Sturzenegger**, Felix **Walz** (eds.): *“Whiplash Associated Disorders” – Medical, Biomechanical and Legal Aspects = Das so genannte “Schleudertrauma” – Medizinische, biomechanische und rechtliche Aspekte der Distorsionen der Halswirbelsäule*. Berne: Stämpfli, 2001, 304p.
International Congress on Whiplash Associated Disorders. 3305
- Daniel W. **Shuman**: *The Origins of the Physician-Patient Privilege and Professional Secret*. In: *Southwestern Law Journal*, vol. 39, June 1985, pp. 661–687. 3306
- Emmanuel **Stauffer**: *Civil Liability of Physicians*. In: *Swiss Reports Presented at the Xth International Congress on Comparative Law*. Basel: Helbing & Lichtenhan, 1979, pp. 41–56 (Publications of the Swiss Institute of Comparative Law = Publications de l’Institut Suisse de Droit Comparé = Veröffentlichungen des Schweizerischen Instituts für Rechtsvergleichung = Pubblicazioni dell’Istituto svizzero di diritto comparato, vol. 1). 3307
- Jan **Stepan**: *Survey of Laws on Fertility Control*. New York: The United Nations Fund for Population Activities, 1979, 98p.
Contains also summaries of laws of voluntary sterilization (Part I) and the termination of pregnancy (Part II) in Switzerland. Compiled by the Law and Population Programme of the Fletcher School of Law and Diplomacy. 3308

V. Imprisonment

- Andrea **Baechtold**: *Switzerland*. In: Dirk van Zyl Smit, Frieder Dünkel (eds.), *Imprisonment Today and Tomorrow. International Perspectives on* 3309

- Prisoner's Rights and Prison Condition. The Hague, London, Boston: Kluwer Law International, 2001, pp. 653–675.
- 3310 C. Geoffrey **Cartledge**, Peter J.P. **Tak**, Mirjana **Tomic-Malic** (eds.): *Probation in Europe*. Hertogenbosch, The Netherlands: European Assembly for Probation and After-Care, 1981, 521p.
A manual concerning probation (law enforcement, organization of the probation system and its working methods) in 14 European countries including Switzerland.
- 3311 Marie-Jeanne **de Montmollin**, Erwin **Zimmermann**, Jacques **Bernheim**, Timothy W. **Harding**: *Sociotherapeutic Treatment of Delinquents in Prison*. In: *International Journal of Offender Therapy and Comparative Criminology*, vol. 30, no. 1, April 1986, pp. 25–34.
- 3312 Walter T. **Haesler**: *Offender Therapy in Swiss Prison*. In: *International Journal of Offender Therapy*, vol. 12, 1968, pp. 127–132.
- 3313 Günther **Kaiser**: *European Law of Correction: A Comparative Analysis of Correctional Laws and Systems, Including Prison Systems in the United States and Japan*. Ardsley-on-Hudson, N.Y.: Transnational Publications, 1984, 250p.
Part I discusses problems, concepts and historical developments of correctional systems. Part II contains a country-by-country description of correctional systems of 15 countries, including Switzerland, followed by a comparative analysis.
- 3314 Martin **Killias**, Marcelo F. **Aebi**, Denis **Ribeaud**: *Does Community Service Rehabilitate Better than Short-Term Imprisonment? Results of a Controlled Experiment*. In: *The Howard Journal of Criminal Justice*, vol. 30, no. 1, 2000, pp. 49–57.

Appendix

Swiss Law-Related Resources in English on the Internet

As in other countries, an increasing amount of information in English on Swiss law is becoming available on various websites on the Internet.

The Federal Government (www.admin.ch and www.rechtsinformation.admin.ch¹), the Swiss Supreme Court (www.bger.ch) and the Cantons offer part of their statutes, ordinances, court decisions as well as further information on the Internet. Unfortunately, most of this information is – at this time – only available in German, French or Italian, *i.e.* in one of the official languages of Switzerland. As far as these sources do not contain any references in English, they were completely disregarded.

The information on Swiss law in English on the Internet is widespread and searching for it proves to be very time-consuming. We have limited the list below to some Internet addresses we consider to be useful and have put the emphasis on **governmental sources, on links which provide translations of Swiss law as well as on business related general information on Switzerland.**

I. Swiss Government

1. General

Location Switzerland: Location Switzerland is the official Swiss information and counseling agency for companies and persons wishing to set up business activities in this country. It is run by SECO, the State Secretariat for Economic Affairs, in close cooperation with the Swiss cantons and the Swiss embassies and consulates abroad.

3315

<http://www.locationswitzerland.ch>

Swiss Competition Commission: General information on competition matters, press releases, translations of statutes and ordinances regarding cartels, merges and concentration of undertakings.

3316

<http://www.weko.admin.ch/publikationen/index.html?lang=en>

¹ *Copiur*: The newsletter of the Coordinating Office for Electronic Publication of Legal Information (Federal Chancellery), excellent for all new developments of Swiss law and jurisprudence (only in German, French and Italian).

- 3317 **Swiss Embassy in London:** General information in English on Switzerland, *e.g.* on Swiss law, information on translations as well as further references and links.
http://www.eda.admin.ch/london_emb/e/home/legaff/syslaw.html
- 3318 **Swiss Embassy in Washington:** General information on Switzerland and its institutions. Provides full text versions in English of the Swiss Federal Constitution and the Swiss Money Laundering Act (to be downloaded) and contains translations of some of the bilateral treaties between Switzerland and the US.
<http://www.swissemb.org/legal/html/legislations.html>
- 3319 **Swiss Federal Administration:** Contains texts of reports, press releases, issue papers, drafts of statutes and regulations as well as general information. Links lead to the individual homepages of all federal departments as well as to the underlying federal offices and institutions. The website also contains a brief guide on Switzerland. Broad scope of data on Switzerland (economy, science, landscape, habitat etc.). Extensive list of links to official and private institutions (banks, companies etc.). Special section on federalism and multilingualism. Contains audio and video information, partly provided by Radio Swiss International.
<http://www.admin.ch/ch/index.en.html>
<http://www.admin.ch/ch/e/schweiz/index.html> (Swiss guide)
<http://www.admin.ch/ch/e/autorita.html> (Intergovernmental links)
- 3320 **www.gov.ch:** Register of the official Internet site of the Helvetic Administration and Public Services. Information on political institutions, education and public firms on federal, cantonal and communal level. Website made by the “Institut de Hautes Etudes en Administration Publique”, IDHEAP, Lausanne.
<http://www.gov.ch/govchen.nsf>

2. Federal Departments and Federal Offices

- 3321 **Federal Chancellery:** Provides links to literature as well as online order forms for publications.
<http://www.admin.ch/ch/e/bk/chanc/index.html>
- 3322 **Federal Department of Defense, Civil Protection and Sports (DDPS):** General information on the department and its activities. In particular, information on peace support operations. Publications in English (to be downloaded). Press releases and speeches are not yet available in English.
<http://www.vbs-ddps.ch/internet/vbs/en/home.html>
- 3323 **Federal Department of Economic Affairs (DEA):** Survey of the activities of the department, informations on major political projects. Allows to download speeches of the head of department.
<http://www.evd.admin.ch/evd/index.html?lang=en>

- Federal Department of Finance (FDF):** General information on the duties of the department, most recent news of the department, information on special and actual topics such as banking secrecy, mutual judicial assistance etc. 3324
<http://www.efd.admin.ch/e/index.htm>
- Federal Department of Foreign Affairs (DFA):** Informs on recent developments. Delivers press releases, speeches of the head of department, reports and messages, publications regarding Switzerland and the UN. Most of the documents can be downloaded. 3325
<http://www.eda.admin.ch/eda/e/home.html>
- Federal Department of Home Affairs (DHA):** Provides a survey of the activities of the department, informs on the current state of major political projects, and allows the download of press releases and speeches of the head of department. 3326
<http://www.edi.admin.ch/index.html?lang=en>
- Federal Department of Justice and Police (DJP):** Speeches, press releases and other documents can be downloaded. 3327
<http://www.ejpd.admin.ch/e/index.htm>
- Federal Department of the Environment, Transport, Energy, and Communication (DETEC):** Informs on the activities of the department, describes major political projects and allows to download speeches of the head of department and the secretary general. 3328
<http://www.uvek.admin.ch/index.html?lang=en>
- Federal Office of Communications (OFCOM):** Provides (unofficial) translations of statutes, ordinances and further information on telecommunications law. 3329
<http://www.bakom.ch/en/geraete/recht/ch/index.html>
- Federal Office of Justice (FOJ):** Information on the activities and topics of the Federal Office of Justice as well as press releases in English are available. Overview of Switzerland's legal system, organized by topics as follows: State and legal system, man and society, security and protection, human rights and international law, business and trade, land register and acquisition of real estate, judicial organization and procedure, publications and expert's reports. Overview of the latest developments in Swiss law. 3330
<http://www.ofj.admin.ch/e/index.html>, or
<http://www.bj.admin.ch/e/index.html>
- Federal Tax Administration (FTA):** Website of the Federal Office of Tax Administration which provides information on tax-related matters and offers links to publications (some in English) for downloading. 3331
<http://www.estv.admin.ch/data/e/index.htm>
- Fiscal Information Office (FIO):** Federal service entrusted with public relations in fiscal matters for the Confederation as well as cantonal tax adminis- 3332

trations. Means of information are answering of requests as well as providing links to publications regarding various tax matters.

<http://www.estv.admin.ch/data/ist/e/index.htm>

3. Other Governmental Websites

- 3333 **Federal Commercial Central Register:** Business Names' Index: Allows search for business names and delivers internet short extracts. Contains links to the commercial registers of cantons.
<http://zefix.admin.ch/english.htm>
- 3334 **Integration Office Switzerland-Europe:** Official texts, explanations, analyses and further documents about Switzerland's European policy. Links to the main European information centers.
<http://www.europa.admin.ch/e/index.htm>
- 3335 **Register of the Swiss Federal Institute of Intellectual Property:** Offers free access to nationally granted patents, European patents with Swiss designation, nationally registered trademarks, nationally registered models and designs, supplementary protective certificates (ESZ) and topographies. The search for similar entries is not possible. Online-registration is available.
<http://www.swissreg.ch>
- 3336 **Swiss Federal Assembly:** General information. Contains the minutes of both chambers of the Federal Assembly. During parliamentary sessions, deliberations are published.
<http://www.parliament.ch/Poly/Framesets/E/Frame-E.HTM>
- 3337 **Swiss Federal Banking Commission:** General information on the Banking Commission's activities. Annual reports, circulars, bulletins and newsletters are only available in German and French.
<http://www.ebk.admin.ch/e/>
- 3338 **Swiss Federal Institute of Intellectual Property:** Delivers information relating to patents, trademarks, information technology and copyrights.
<http://www.ige.ch/defaulte.htm>
- 3339 **Swiss Stock Exchange (SWX):** General information, press releases, admission rules, company list, annual reports, disclosure of shareholdings etc.
http://www.swx.com/index_en.html
- 3340 **Swiss Takeover Board (TOB):** Federal acts and ordinances on stock exchanges and securities trading and public takeover are available for download in English. Information about the Board's practice and rule-making activity. To extend the range of usual consultation procedures, proposed rules and regulations are released before adoption.
http://www.copa.ch/intro_en.html (general),
http://www.copa.ch/legaltexts/lbvm_en.html (legal texts),
http://www.copa.ch/additionaltexts/communications_en.html (additional texts)

II. Websites of Swiss Academic Institutions

1. General

- Internet Clearinghouse Switzerland:** Information on Swiss libraries on the Internet. Links to all Swiss libraries and their catalogues. 3341
<http://www.ichschweiz.ch/Default.asp?lang=en>
- Swiss Academic and Research Network:** Online domain registration with further links to Swiss libraries, library networks, research teams etc. 3342
<http://www.switch.ch>

2. Law Faculties

- Faculty of Law of the University of Basel:** General information on the Basle law faculty and references to links on Swiss legislation, jurisprudence and other legal sites. 3343
http://www.unibas.ch/ius/iu_fakul.htm
- Faculty of Law of the University of Berne:** General information on the Bernese law faculty, its various institutes and courses in German only. Direct links to the systematic compendium of federal laws, the Swiss Supreme Court, the links' list of weblaw and the legal search engine lawsearch. 3344
<http://www.rechtswissenschaft.unibe.ch/toplevel/index.php>
- Faculty of Law of the University of Fribourg:** Information on publications of faculty members. Some course-related materials, mostly in French and German, can be downloaded for free. 3345
<http://www.unifr.ch/droit/>
- Faculty of Law of the University of Geneva:** Provides links to online decisions of the Swiss Supreme Court, research centers and a list of references for national and international legal sites. 3346
<http://www.unige.ch/droit/>
- Faculty of Law of the University of Lausanne:** General information on the law faculty. A list of publications of faculty members is also available, some of them for download. 3347
<http://www.unil.ch/droit/>
- Faculty of Law of the University of Lucerne:** Website in German only. 3348
<http://www.unilu.ch/rf/>
- Faculty of Law of the University of Neuchâtel:** General information on the law faculty, well organized links to legal sites by topic in French. 3349
<http://www.unine.ch/droit/>
- Faculty of Law of the University of St. Gall:** General information on the study program, the university calendar, executive programs and research institutes. 3350
<http://www.unisg.ch/hsgweb.nsf/wwwPubhomepage/webhomepageeng?opendocument>

- 3351 **Faculty of Law of the University of Zurich:** Of special interest is the virtual library of the University of Zurich which refers to useful links of literature on Swiss law on the Internet. Good systematical order. Website in German only.
<http://www.unizh.ch/fakultaet/jur/index.html>
<http://www.rwi.unizh.ch/bibliothek/5virtuel/virtuel.htm> (virtual library)
- 3352 **Institute for International Private and Administrative Law of the University of Berne:** Overview of all legal materials online. Reference to legal links by Fridolin M.R. Walther.
<http://www.cx.unibe.ch/civpro/>
- 3353 **Institute of European Law of the University of Basle:** Announces lectures on European law and provides articles, some in English, for download.
<http://www.europa.unibas.ch/>
- 3354 **Institute of Federalism of the University of Fribourg:** Documentation centre with links to cantonal legislation in French and German, online database with links to the institute's library and legislation.
<http://www.federalism.ch>
- 3355 **Swiss Institute of Comparative Law (Lausanne):** Autonomous institution of the Swiss Confederation. Its primary tasks are to prepare legal opinions in respect of foreign law for the federal authorities, for courts and for individuals. Offers a library of foreign and international law to researchers in every field. Some periodicals offer free download of full texts. Books can be searched for online, but full text versions are not available online.
<http://isdc.ch>

III. Websites of National Commercial Institutions and Professional Providers

- 3356 **KPMG Switzerland:** Basic legislative texts concerning the supervision of the banking and financial markets in Switzerland are available (to be ordered or – mostly – to be downloaded from the library site).
<http://www.kpmg.ch>
- 3357 **Megalaw (Swiss Section):** Contains a list and links to some of the most important Swiss law websites and search engines. A very helpful starting page for searching on the Internet.
<http://www.megalaw.com/international/switzerland.php>
- 3358 **SW Consulting S.A.:** Directory of Swiss banks. Provides general information on Swiss banks and links to the Swiss Banking Commission and the Swiss Bankers' Association.
<http://www.swconsult.ch/cgi-bin/banklist.pl>

- Swiss Firms:** Service page of the Swiss Chamber of Commerce. Data bank of industrial enterprises, their manufacturing programs and sub-contracting opportunities. 3359
<http://www.swissfirms.ch>
- Swiss Office for Trade Promotion (OSEC):** General information on Switzerland as well as some links to information on firms and export development organizations. 3360
<http://www.osec.ch>
- Swisslex:** Major legal database in Switzerland (for subscribers only). Contains federal and cantonal case law, legislation, law journals and law books. Interface in German and French only. Unfortunately, little information is available in English. 3361
<http://www.swisslex.ch>
- Teledata AG:** Commercial register data on more than 400,000 companies and 550,000 individuals, company news, owner and shareholding data, management function data, debt collection, legal action and checks etc. 3362
http://www.teledata.ch/index_e.php
- Weblaw:** Contains only sources regarding Swiss law. Interface in German or French. Information in English is only available by using (freely chosen) keywords. 3363
<http://www.weblaw.ch/lawsearch/>

IV. Websites of Bar Associations, Law Firms and Chambers of Commerce

1. Bar Associations and Law Firms

- Bär & Karrer (attorneys-at-law; Zurich, Geneva, Lugano, Zug, London):** The various volumes of the Swiss Commercial Law Series dealing with topics such as mergers & acquisitions, merger control, antitrust law, real estate, litigation etc. can be downloaded directly from the publications' site. 3364
<http://www.baerkarrer.ch>
- Homburger (attorneys-at-law, Zurich):** Most of the recent publications of the firm are offered for download. Topics: Competition law, practice of law, international arbitration and litigation, international private law, joint ventures, financial services, intellectual property/IT etc. 3365
<http://www.homburger.ch>
- International Center for Commercial Law (Legal500.com):** Recommended law firms and lawyers in Switzerland. 3366
http://www.icclaw.com/lfe/sz_main.htm

- 3367 **Jusline.ch**: Database containing more than 5,700 Swiss attorneys.
<http://www.jusline.ch>
- 3368 **Katzarov S.A., Geneva**: Main features of the Swiss patent and trademark law, general information on intellectual property law in Switzerland etc.
http://www.katzarov.com/switzerland/swiss_trade.html
- 3369 **Legalresearch.ch (von Erlach Klainguti Stettler & Wille, attorneys-at-law, Zurich)**: Articles on intellectual property and information technology, capital markets and banking, commercial law, administrative law, litigation and taxation and corporate law. Contains internet links on Swiss law.
<http://www.legalresearch.ch>
- 3370 **Lenz & Staehelin (attorneys-at-law; Zurich, Geneva)**: A large list of publications is offered and documentation may be ordered online.
<http://www.lenzstaehelin.com>
- 3371 **Niederer Kraft & Frey (attorneys-at-law, Zurich)**: Offers a series of publications on current legal issues online. The publications are written by the firm's attorneys, appear at intervals and are made available to selected clients in Switzerland and abroad as well as to correspondent law firms.
http://www.nkf.ch/e/frame_publikation.htm
- 3372 **Prager Dreifuss (attorneys-at-law, Zurich)**: Various articles on e-business in English can be downloaded.
<http://www.pragerdreifuss.ch>
- 3373 **Swiss Arbitration Association (ASA)**: General information about ASA, its members, events etc. Most of the ASA publications (bulletins with information on arbitration matters, materials, arbitral awards, court decisions) as well as the ASA series can be ordered.
<http://www.arbitration-ch.org>
- 3374 **Swiss Bar Association (SAV/FSA)**: General information on Swiss lawyers and their education. Allows lawyer search by field of activity and languages spoken.
<http://www.swisslawyers.com/en/>
- 3375 **Taxation.ch**: Homepage of Toni Amonn and Hans Roth. Extensive information service on Swiss tax law.
<http://www.taxation.ch>
- 3376 **Vischer (attorneys-at-law, Basel, Zurich)**: Publications are listed by attorneys and can, along with some course materials of the lecturers at various law faculties in Switzerland, be downloaded.
<http://www.vischer.com>

2. Chambers of Commerce

- British-Swiss Chamber of Commerce:** Online articles on legal and tax matters. Legal news inform on developments in Swiss jurisdiction, legal discussions etc. 3377
<http://www.bscc.co.uk>
- Chamber of Commerce and Industry of Geneva:** Arbitration rules of the Geneva Chamber of Commerce and Industry to be downloaded. 3378
<http://www.ccig.ch>
- Swiss-American Chamber of Commerce:** General information on doing business in Switzerland. Translation of some of the most important Swiss business laws can be ordered. 3379
<http://www.amcham.ch>
- Zurich Chamber of Commerce:** The Chamber offers documentation to provide economic information about import regulations, customs' facilities etc. Information on the Chamber's Court of Arbitration. Useful links to other cantonal, national and international commercial institutions. 3380
<http://www.zurichcci.ch>

V. International Sources

1. International Organizations and Associations

- American Society of International Law (ASIL), Guide to Electronic Resources for International Law:** A very complete and perfectly structured guide. Delivers links to almost all relevant international legal sites. Resources available on international environmental, economic and criminal law, private international law, human rights, treaties and the United Nations. Provides information on how to use listservers, newsgroups and other networks as research tools. 3381
<http://www.asil.org>
- CLEA (Collection of Laws for Electronic Access):** Database operated by WIPO. Offers Swiss statutes dealing with intellectual property. 3382
<http://clea.wipo.int>
- Council of Europe (Treaties):** Treaties, conventions and agreements etc. may be downloaded. 3383
<http://conventions.coe.int>
- Ecolex (Gateway to Environmental Law):** Information on more than 480 multilateral treaties regarding environmental conservation. The website contains a list of treaties which are of relevance for Switzerland, *i.e.* which have been signed by Switzerland or for which it has submitted an instrument of ratification, accession, acceptance, denunciation or succession. 3384
<http://www.ecolex.org/ecolex/index.php>

- 3385 **Hague Conference on Private International Law:** Text of conventions in English, list of member states, list of publications etc. available for download.
http://www.hcch.net/index_en.php (conventions)
- 3386 **Hieros Gamos** (Legal Directories): Founded by Lex Mundi (worldwide association of law firms). Information on the most recent legal developments of various countries. Links to law associations, law schools, publishers, discussion groups, law journals, libraries etc. Lex Mundi members have written “Guides to Doing Business” for their respective jurisdictions which are updated periodically. A guide on Switzerland is available.
<http://www.hg.org>
http://hg.org.master.com/texis/master/search/+Top/Regional/Europe/Switzerland/Guides_and_Directories (Guide on Switzerland)
- 3387 **International Association of Young Lawyers (AIJA):** AIJA publishes a quarterly gazette and books in co-operation with the international legal publisher Kluwer on current issues of the international legal practice.
<http://www.aija.org>
- 3388 **International Bar Association (IBA):** Presented in four sections: Business law, legal practice, energy and natural resources law (SERL) and human rights. Members are provided with access to up-to-date information by means of a large number of publications. The “Reading Room” is a comprehensive catalogue of publications, published since 1990 and containing amongst others a large number of publications on Swiss legal topics. Downloading is, however, restricted to members.
<http://www.ibanet.org>
- 3389 **International Bureau of Fiscal Documentation (IBFD):** Extensive information on national (including Swiss) and international taxation and related subjects. Detailed information on the contents of the publications. Texts’ and publications’ database can be ordered directly by e-mail.
<http://www.ibfd.nl>
- 3390 **International Labour Office (ILO):** Contains labor law, social security law and human rights’ conventions. Conventions, recommendations etc. to be downloaded.
<http://www.ilo.org>
- 3391 **Lex Mercatoria: International Trade (Commercial Law Monitor):** Full texts of several important international conventions ratified by Switzerland.
<http://www.jus.uio.no/lm/index.html>
- 3392 **Mondaq (Association for Accounting and Management):** Information on a wide range of legal, financial and regulatory issues. Some Swiss law firms provide commentaries and analyse major legislative, regulatory and advisory topics.
<http://www.mondaq.com>

Tax Analysts (Arlington, USA): Offers information on international taxes (on subscription). Text of tax treaties can be downloaded (on subscription). 3393

<http://www.taxanalysts.com/>

[http://www.taxanalysts.com/www/website.nsf/Web/](http://www.taxanalysts.com/www/website.nsf/Web/WorldwideTaxTreaties?OpenDocument)

[WorldwideTaxTreaties?OpenDocument](http://www.taxanalysts.com/www/website.nsf/Web/WorldwideTaxTreaties?OpenDocument)

2. Foreign Universities and Law Schools

Cornell Law School: Overview of some important links to international resources, in particular such as foreign and international law sources on the internet (annotated by Charlotte Bynum). Selective guide to web sites providing links to texts of laws and court decisions, research guides and commentary on laws, international documents, directories, trade information and/or statistics. 3394

http://www.lawschool.cornell.edu/library/International_resources/intres.html

Fletcher School of Law and Diplomacy: Multilateral treaties may be found both chronologically and according to subject. Links lead to other sources, collections of international law and international treaties. 3395

<http://fletcher.tufts.edu/multilaterals.html>

Foreign Law Guide: Contains a section on Swiss Law by Thomas H. Reynolds and Arturo A. Flores. Bibliographical information on Swiss law, listed by subjects and key words. Indicates sources where relevant translations and articles can be found. Up-to-date sources of codes and basic legislation in jurisdictions worldwide. 3396

<http://www.foreignlawguide.com>

Transnational Law Database (TLDB): Law Database of the Center for Transnational Law of the University of Münster, Germany. Provides free access to almost 80 principles of transnational commercial law (*lex mercatoria*) together with comprehensive comparative references taken from doctrine, international uniform law, arbitration case law and contract practice. 3397

<http://tldb.de>

3. Foreign Courts

European Court of Human Rights: Decisions of cases brought to the Court by Swiss parties, press releases etc. are available in English. 3398

<http://www.echr.coe.int>

International Court of Justice: Judgments, summaries of judgments and orders, pleadings, press releases etc. are available in English. 3399

<http://www.icj-cij.org>

4. Miscellaneous

- 3400 **Findlaw.com:** Commercial internet service provider. Contains translations of Swiss laws, various information on Swiss law and internet links.
<http://findlaw.com/12international/countries/ch.html>
- 3401 **Library of Congress (Section on Switzerland):** Links to federal executive, legislative and judicial authorities and further sources on Swiss law on the Internet.
<http://www.loc.gov/law/guide/switzerland.html>

Index of Authors

- Abbott, Frederick M. *B*: 479; *D*: 1602, 2494
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