

## André BRUNSCHWEILER

Partner



### Admission

Switzerland, 2010

### Nationality

Swiss, German

### Languages

German, English,

French

### Practices

Litigation

Business Advisory

### Areas of focus

Asset Recovery and Insolvency

Corporate and Commercial

Employment

Banking and Finance

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## BIOGRAPHY

André Brunschweiler joined LALIVE's Zurich office in 2010. He is a partner and Co-Chair of LALIVE's litigation team but also provides business advisory with a focus on M&A and corporate restructuring. His main focus is on corporate, commercial and employment law, including shareholders' disputes. He also regularly advises and represents clients in relation to the enforcement of foreign judgments and arbitral awards and the related asset recovery as well as insolvency proceedings.

During 2013/14 André was seconded as Of Counsel to a leading Chinese business law firm in Beijing where he primarily worked on cross-border corporate and M&A matters, including in- and outbound investments, through joint ventures and other corporate structures.

## PUBLICATIONS

### **Corporate Litigation - guidance on court measures to remedy organisational defects.**

André Brunschweiler, Judit Ottrubay, Philipp Estermann, 2023

In: Lexology online, LALIVE blog, 20 June 2023

### **International Civil Procedure: Switzerland**

André Brunschweiler, Sandrine Giroud, Noémie Raetzo, Philipp Estermann, 2023

In: Denis Campbell and Christian Campbell (Ed.), International Civil Procedure, 11<sup>th</sup> Ed., Juris Publishing Inc., 2023

### **Die Vollstreckung ausländischer Entscheide in der Schweiz: Ein unentschiedenes Seilziehen zwischen Formalismus und Effizienz**

Laura Knöpfel, Benoît Mauron, André Brunschweiler, 2022

In: Blätter für Schuldbetreibung und Konkurs (BISchK), 2022, pp. 289-303, 27 January 2023

### **Terralex Cross-Border Guide to Crypto Assets: Swiss Chapter**

André Brunschweiler, Dr. Martin K. Weber, 2022

In: Terralex Cross-Border Guide to Crypto Assets, August 2022

### **Corporate Litigation - Clarification on UBO reporting obligations**

André Brunschweiler, Judit Ottrubay, 2022

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### **International Civil Procedure: Switzerland**

André Brunschweiler, Sandrine Giroud, Noémie Raetzo, 2021

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### **International Civil Procedure: Switzerland**

André Brunschweiler, Sandrine Giroud, Noémie Raetzo, 2020

In: Denis Campbell and Christian Campbell (éd.), International Civil Procedure, 9<sup>th</sup> Ed., Juris Publishing Inc., 2020

### **Attachment of Assets: Switzerland**

André Brunschweiler, Sandrine Giroud, Benoît Mauron, 2021

In: Lawrence W. Newman (éd.), Attachment of Assets, JurisNet LLC, 2021

### **International Joint Ventures: Switzerland (2<sup>nd</sup> Edition)**

Jean-Paul Vulliét, André Brunschweiler, Simon P. Quedens, 2020

Juris Legal Information, 30 December 2020

### **International Civil Procedure: Switzerland**

André Brunschweiler, Sandrine Giroud, Noémie Raetzo, 2019

In: Denis Campbell and Christian Campbell (Ed.), International Civil Procedure, 8<sup>th</sup> Edition., Juris Publishing Inc., 2019

### **International Civil Procedure: Switzerland**

André Brunschweiler, Sandrine Giroud, Noémie Raetzo, 2018

In: Denis Campbell and Christian Campbell (Ed.), International Civil Procedure, 7<sup>th</sup> Edition., Juris Publishing Inc., 2018

### **Enforcement of Foreign Judgments and Arbitral Awards in Switzerland: Cracking One of the World's Safe Boxes**

André Brunschweiler, Sandrine Giroud, Deborah Hondius, 2018

New York State Bar Association – International Law Practicum, Vol. 31, Issue 2, 2018, pp. 82-86

## **International Civil Procedure: Switzerland**

**André Brunschweiler, Sandrine Giroud, Catherine Anne Kunz, 2017**

In: Denis Campbell and Christian Campbell (Ed.), *International Civil Procedure*, 6th Edition., Juris Publishing Inc., 2017

## **International Civil Procedure: Switzerland**

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## **International Joint Ventures: Switzerland**

**Jean-Paul Vulliét, André Brunschweiler, 2016**

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## **Attachment of Assets: Switzerland**

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## **Technical and safety standards – impact on owners’ non-contractual liability**

**Matthias Scherer, André Brunschweiler, 2015**

International Law Office, Newsletter, 12 October 2015

## **International Civil Procedure: Switzerland**

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## **International Joint Ventures: Switzerland**

**André Brunschweiler, Christoph Lindt, 2014**

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## **Insight into the Swiss-Sino Free Trade Agreement – a path to new business opportunities**

**André Brunschweiler, Alexander Troller, 2014**

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## **Introduction to special economic zones in China, illustrated by the Special Economic Development Zones of Horgos and Kashgar (Xinjiang province)**

**André Brunschweiler, 2014**

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## **Attachment of Assets: Switzerland**

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## **International Civil Procedure: Switzerland**

**André Brunschweiler, Sandrine Giroud, Catherine Anne Kunz, 2013**

In: Denis Campbell and Christian Campbell (Eds.), *International Civil Procedure*, 2nd Ed., 2013, Juris Publishing, Inc.

## **China: Tax incentives for investors in Horgos (Xinjiang province)/ Китай: Налоговые привилегии для инвесторов в Хоргосе (провинция Синьцзян)**

**André Brunschweiler, 2013**

<http://www.taxfin.kz/>, 17 September 2013

## **Swiss Sanctions against Iran**

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International Law Office, Newsletter, July 2013

## **Impact of embargoes on construction contracts - Swiss Sanctions against Iran**

Matthias Scherer, André Brunschweiler, 2013  
International Law Office, Newsletter, June 2013

## **Amendments extend warranty claim time limit and modify terms and conditions rules**

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International Law Office, Newsletter, February 2013

## **Time limits for main contractor's warranty claims against subcontractors**

Matthias Scherer, André Brunschweiler, 2012  
International Law Office, Newsletter, November 2012

## **Failure to submit progress reports not fatal to compensation claim**

Matthias Scherer, André Brunschweiler, 2012  
International Law Office, Newsletter, June 2012

## **Schweizer AGB-Recht im Umbruch**

Bernd Ehle, André Brunschweiler, 2012  
Recht der Internationalen Wirtschaft, Betriebs-Berater International, 5/2012, pp. 262-271

## **Right to rescind: delayed and unfulfilled construction contracts**

Matthias Scherer, André Brunschweiler, 2012  
International Law Office, Newsletter, March 2012

## **Warranty claims extended for sale of goods; impact on construction contracts**

Matthias Scherer, André Brunschweiler, 2011  
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## **International Civil Procedure: Switzerland**

André Brunschweiler, Sandrine Giroud, Catherine Anne Kunz, 2011  
In: Denis Campbell and Christian Campbell (Eds.), *International Civil Procedure*, 2<sup>nd</sup> Ed., 2011, Juris Publishing, Inc.

## **Switzerland: What does the new domestic arbitration regime teach us?**

Domitille Baizeau, André Brunschweiler, 2011  
Global Arbitration Review Journal, August 2011

## **Owner's liability for ground conditions and duty of care towards contractor**

Matthias Scherer, André Brunschweiler, 2011  
International Law Office, Newsletter, May 2011

## **Swiss Embargos and their Impact on Contracts Governed by Swiss Law Illustrated by the Swiss Sanctions against Iran**

Matthias Scherer, André Brunschweiler, 2011  
Kluwer Arbitration Blog, April 2011

## **Remedies for contractor's refusal to repair defective works**

Matthias Scherer, André Brunschweiler, 2011  
International Law Office, Newsletter, March 2011

## CONFERENCES

### **The European Circuit - Sanctions: The Implication for Lawyers**

15 June 2022

Speaker: Russian Sanctions

### **WEKA Praxisseminar - Professionelle Vertragserstellung und -gestaltung**

Webinar, 2 June 2022

Speaker: Verträge sicher gestalten und verhandeln für Nicht-Juristen

### **International Chamber of Commerce Austria (ICC Austria)**

Schweizer und deutsches Recht als Alternative in internationalen Verträgen (Swiss and German law as an alternative in international contracts)

Webinar, 16 March 2021

Speaker: Overview of specific issues of Swiss law for Austrian lawyers and practitioners

### **WEKA Praxisseminar - Professionelle Vertragserstellung und -gestaltung**

Webinar

27 October 2020

Speaker: Verträge sicher gestalten und verhandeln für Nicht-Juristen

### **Inter-Pacific Bar Association (IPBA)**

29th IPBA Annual Meeting and Conference – Technology, Business and Law – Global Perspectives

Singapore, 25-27 April 2019

Speaker: Preliminary Agreements and Precontractual Liability

### **Lucerne School of Business**

MAS Economic Crime Investigation

Lucerne, Switzerland, 23 March 2018

Speaker

### **Inter-Pacific Bar Association (IPBA)**

28<sup>th</sup> IPBA Annual Meeting and Conference – Fostering Seamless Cooperation in ASEAN and Beyond

Manila, Philippines, 14-16 March 2018

Speaker: Shareholder Agreements and related disputes (Part II)

### **International Bar Association (IBA)**

IBA Investing in Asia Conference

New York, 7-8 December 2017

Speaker: Risk mitigation – bulletproofing deals and learning lessons from the litigation battlefield

### **Swiss Arbitration Association (ASA) / Inter-Pacific Bar Association (IPBA)**

Asian-European M&A and Dispute Resolution Day on Corporate Acquisitions and Resulting Disputes

Geneva, 14 September 2017

Speaker

## **Inter-Pacific Bar Association (IPBA)**

27th Annual Meeting & Conference: Shareholder agreements and disputes

**Auckland, New Zealand, 6-9 April 2017**

Speaker: Cross-Border Investment

## **International Chamber of Commerce Austria (ICC Austria)**

Deutsches + Schweizer Recht als Alternative in internationalen Verträgen (German and Swiss law as an alternative in international contracts)

**Vienna, 19-20 October 2016**

Speaker: Vor- und Nachteile für Anwender und Juristen in der täglichen Vertragspraxis (Overview of specific issues of Swiss law for legal practitioners)

## **Inter-Pacific Bar Association (IPBA), 25th Annual Meeting & Conference**

Cross Border Investment Committee (CBIC); State Owned Enterprises: Its Unique Features & Unique Challenges

**Hong Kong, 6-9 May 2015**

Panellist

## **LAWASIA**

27th LAWASIA Conference

**Bangkok, 3-6 October 2014**

Speaker and panellist: "Corporate Securities & Investment" – Hot FDI Destinations of ASEAN Community 2015

## **International Business Law Consortium (IBLC)**

Annual General Meeting

**Barcelona, 18-21 September 2014**

Speaker and panellist: "Sanctions" – Compliance Issues for International Businesses

## **Inter-Pacific Bar Association (IPBA), 24th Annual Meeting & Conference**

Sustaining the Legal World: Gifts and Connections

**Vancouver, 8-11 May 2014**

Speaker and moderator: When do legitimate business development practices become crimes?  
Overview of anti-corruption laws in Switzerland and Europe

## **International Chamber of Commerce Austria (ICC Austria)**

Deutsches + Schweizer Recht als Alternative in internationalen Verträgen (German and Swiss law as an alternative in international contracts)

**Vienna, 17-18 April 2012**

Speakers: Vor- und Nachteile für Anwender und Juristen in der täglichen Vertragspraxis (Overview of specific issues of Swiss law for legal practitioners)

## **International Chamber of Commerce Austria (ICC Austria)**

Deutsches + Schweizer Recht als Alternative in internationalen Verträgen (German and Swiss law as an alternative in international contracts)

**Vienna, 8-9 March 2011**

Speaker: Vor- und Nachteile für österreichische Anwender und Juristen in der täglichen Vertragspraxis (Overview of specific issues of Swiss law for Austrian legal practitioners)

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