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Arbitration

Overview of the Swiss Federal Supreme Court's Case Law in Arbitration (1 March 2018 to 31 December 2022)

This contribution summarises the case law of the Swiss Federal Supreme Court and the European Court of Human Rights (hereinafter: «ECtHR») in international and domestic arbitration issued between 1 March 2018 and 31 December 2022. In the first part, the authors have selected the most important decisions. The summary of the factual background and the analysis of the Swiss Federal Supreme Court is followed by a brief commentary on the relevant decision. The second part contains a general presentation of the case law of the Swiss Federal Supreme Court rendered in international and domestic arbitration during the relevant period, following the order of the grievances of Articles 190(2) of the Federal Act on Private International Law (hereinafter: «PILA») and 393 of the Swiss Civil Procedure Code (hereinafter: «CPC»).

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