

Dr. iur. Nino Sievi, LL.M.

Position

Partner

Expertise

Nino Sievi represents clients in complex commercial disputes before arbitral tribunals (ICC, Swiss Rules, DIS, ad hoc) and Swiss courts, particularly in the fields of contracts, crypto/blockchain, technology, commodities, construction and banking. Further, he assists clients in commercial mediations and contentious negotiations. He also serves as arbitrator in international arbitration proceedings (previous appointments as Sole, Party-nominated and Emergency Arbitrator under Swiss, LCIA und ICC Rules, governed by Swiss, German, English and Ukrainian law).

Further business activities

Member of the expert group «Justitia 4.0» (tasked with leading the digitization of the Swiss justice system)

Professional experience

Admitted to the bar in Switzerland (2014), Germany (2019) and England & Wales (2019, Barrister, non-practising); Associate at CMS von Erlach Partners AG, Zurich (2012-2019); Partner at Lex Futura AG, Zurich (2019-2023); since 2023, Partner at Nater Dallafior Rechtsanwälte AG, Zurich

Languages

German, English, French, Spanish

Recognitions

Recognized by Who's Who Legal (Arbitration, Future Leader, 2022): «Nino is a very talented lawyer with a particularly deep expertise in crypto arbitrations», «He is collaborative, clever, responsive and very easy to work with», «He is able to quickly address complex issues with unique solutions».

Education

Studies at the University of Fribourg (MLaw, 2012; Dr. iur., 2017) and the Center for Transnational Legal Studies, London (2010-2011); transfer test for admission to the German bar (2017); accredited commercial mediator (CEDR, London, 2017); postgraduate studies at the University of Cambridge (LL.M. in International Law, 2018); Bar Transfer Test, BPP Law School, London (2018)

Professional affiliations

Swiss Arbitration Association (ASA), German Arbitration Institute (DIS), Zurich Bar Association (ZAV), Swiss Bar Association (SAV), Hanseatic Chambers of Attorneys Hamburg; The



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Honourable Society of the Inner Temple; Blockchain Lawyers Forum

Publications

- Commentary on Arts. 129-146 of the Federal Act on International Private Law, Handkommentar zum Schweizer Privatrecht, 2023.
- Dispute Resolution in the Blockchain Ecosystem, Blockchain Lawyers Forum Yearbook 2022, p. 12-13.
- Prozessuale Aspekte der Verantwortlichkeitsklage [Procedural aspects of director liability's claims], HAVE 3/2022.
- Kommentierung von Art. 88-91 und 98-105 SchKG, in Basler Kommentar SchKG, 2021.
- Die praktischen Auswirkungen des Brexits auf die Anwendung des Lugano-Übereinkommens [Practical effects of Brexit for the application of the Lugano Convention], ZZZ 2021.
- Pre-Appointment communications with prospective arbitrators - limits, disclosure and documentation, German Arbitration Journal (SchiedsVZ) 2021, p. 1-6.
- Commentary on Art. 7 of the Federal Act on Anti-Money Laundering, Basler Kommentar GwG, 2021 (co-author).
- Video Conferencing in International Arbitration - the Seoul Protocol on Video Conferencing in International Arbitrations as a Guide to Vest Practice, Young Arbitration Review 2020(1).
- Report on International Instruments and Principles Relevant to the Tourism Project as well as Possible Grounds of Jurisdiction for Matters Relating to International Tourists, Report submitted as consultant to the Hague Conference on Private International Law (HCCH), March 2020 (<https://assets.hcch.net/docs/09c716a6-9073-4a41-aa71-9d7eb1ba8c4e.pdf>).
- BGer 5A_723/2017: Das 1992 ISDA Master Agreement vor Schweizer Gerichten [Case note on BGer 5A_723/2017: The 1992 ISDA Master Agreement before Swiss Courts], AJP 2020, p. 133-137.
- Report on Main Features of Declarations in Switzerland, in: Gessel-Kalinowska, The Legal, Real and Converged Interest in Declaratory Relief, Kluwer International, The Hague 2019.
- Bewilligungspflicht als Emissionshaus [Authorisation requirement for issuing houses], GesKR 2018, p. 379-389 (co-author).
- Auswirkungen des Brexit auf die Vollstreckung von ausländischen Urteilen [Implications of Brexit for the enforcement of foreign judgments], AJP 9/2018, p. 1096-1104.
- Die negativen Feststellungsklagen des schweizerischen Rechts im Anwendungsbereich des Lugano Übereinkommens [The negative declaratory actions of Swiss law under the Lugano Convention], AISUF 367, Zurich 2017.
- The Scope of Application of the 2005 Hague Convention on Choice of Court Agreements: Attempting to assess the potential impact of the Convention, in: Buruiana (ed.), Recent Developments in Private International Law, Moldova 2016.
- Facing Defaulting Respondent: a Challenge for the Arbitrators as well as Claimant, Latin American Journal of International Trade Law, 2015(1), p. 100-112.
- Arbitrability of Tenancy Disputes in Switzerland, Quid? Fribourg Law Review 2014(1), p. 26-28.
- Waiving the Action for Annulment - Pro-Arbitration Taken a Bridge too far?, Vindobona

Journal of International Commercial Law and Arbitration 2012(2), p. 113-122.

- Enforceability of International Choice of Court Agreements: Impact of the Hague Convention on the US and EU Legal System, The Hague Yearbook of International Law 2011, S. 95-117.

- Waiver of the Right to Request Revision of Arbitral Awards in Switzerland, Young Arbitration Review 2011(3), S. 25-26.

- The Availability of Damages in the European Union for Breach of the Arbitration Agreement, Dispute Resolution Journal 2011(1), S. 57-63.

Speaking Engagements

- Streitbeilegung in der Blockchain [Dispute resolution on the blockchain], Podcast #Zukunft (<https://open.spotify.com/episode/5dlGZVyRkXRYCsbYzal5E6?si=4bc3b6ea28cc4f83>).

- Challenges of litigating crypto / blockchain disputes, International Biennial Conference of the Law Faculty of the Universitatea de Vest din Timisoara, 20 October 2022, Timisoara, Romania.

- BACK TO THE FUTURE - Old problems, new solutions?, ASA below 40 fall conference, Zurich, 22 October 2021 (moderator: "Fireside chat with special guests").

- Interim measures ordered by Arbitral Tribunal and Emergency Arbitrators, University of Würzburg, Germany, 16 October 2021.

- Switzerland, Digital Justice in the Era of Covid-19: a Pan-European Perspective, Webinar organized by Cooke, Young & Keidan LLP, London, 24 June 2020.

- The impact of Brexit on Dispute Resolution - a Swiss Perspective, AIDA Annual Conference, 3 October 2019, Lisbon.

- Toolbox for your first year in practice, ELSA Arbitration Summer School, 16 July 2019, Geneva.

- Separate Deposits in International Arbitration, AIJA Annual Arbitration Conference, 29 June 2019, Zurich.

- Legal Framework for Counsel's Conduct in International Arbitration, DIS 40 Conference, 27 May 2019, Geneva.

- Anatomy of an Arbitration Hearing, Vis Pre-Moot Conference, 1 March 2019, Riga, Latvia.

- Panel discussion about the digitization of the Swiss justice system, Justitia 4.0 Kick-Off Event, 14 February 2019, Lucerne, Switzerland.

- The Rise of International Commercial Courts in Europe and Asia, 2nd International Biennial Conference of the Law Faculty of the Universitatea de Vest din Timisoara, 2 November 2018, Timisoara, Romania.

- The Legal Framework of Consultancy Agreements in Switzerland, AIJA Seminar, Property developers, architects, civil engineers - contractual questions, environmental challenges and current trends, 19 October 2018, Limassol, Cyprus.

- The Arbitration Award, Recognition and Enforcement, Vis Moot School Switzerland, 3 October 2018, Zurich.

- Workshop on Cross-Examination in International Arbitration, Young ICCA - 10 November 2017, Stockholm.

- Conflict of Laws Issues with International Securities, AIJA Half-Year Conference, Securities - Enabling & Securing International Business, 24 November 2016, Verona, Italy.

- The Scope of Application of the Hague Convention on Choice of Court Agreements: Assessing the Convention's Potential Impact, Recent Developments in International Private Law, 20 October 2016, Chisinau, Moldova.
- Negotiating Dispute Resolution Clauses in International Contracts, International Legal Practice and Legal Education Conference, 5. July 2016, Lucerne, Switzerland.
- Dispute Resolution and Choice of Law Clauses in International Franchising Agreements, AIJA Seminar - The Art of Franchising, 2 October 2015, Frankfurt.
- The 2005 Hague Convention on Choice of Court Agreements: last words before the entering into force in the EU, 9th International Private Law-Seminar, 22 May 2015, Madrid.

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