

## The Bulletin in Brief

This issue of the Bulletin contains **two articles** and ten arbitration-related court decisions, including five challenges of CAS/TAS awards.

The first article by *Philipp Habegger* sets out in a very comprehensive article the key changes to the **revised Swiss Rules of International Arbitration** that came into force on 1 June 2012 accompanied by a comparative table of articles.

*Ulrich Haas* and *Anne Hossfeld* then analyse the changes in the **new law on Swiss domestic arbitration** embedded in Art 353 *et seq* of the Swiss Code of Civil Procedure that are **relevant to sports arbitration**.

A summary of the decisions published in this issue is set out in the Introduction to the **Case Law** Section (p. 349), including:

- Three Supreme Court decisions addressing the **validity of exclusion agreements under Art. 192 PIL Act**, one dealing also with the **extension of the arbitration agreement to non-signatories**;
- Several Supreme Court decisions, in particular in setting aside proceedings against CAS/TAS awards, recalling existing case law, including that **internal contradictions in the reasoning of the award** is not ground for challenge under Art 190 PIL Act; that there is **no right to an oral hearing**; that **notification of the award by fax** was not sufficient for 30 day time limit to challenge the award to be triggered (here under the CAS Code); **public policy** does not require **two instances of jurisdiction to examine the case de novo**; and
- The decision of the Court of Appeal of Paris of 17 November 2011 **setting aside an arbitral award rendered in a case where a company which was being liquidated could not pay the advance on cost** and accordingly had its counterclaims withdrawn from the proceedings (*Société LICENSING PROJECTS S.L contre Société PIRELLI & C. SPA et al*); the decision is commented by *Carine Dupeyron* and *Flore Poloni*.

Also included in this issue are the ASA local groups' activities and contact details, as well as the bibliography.

As always, if you have critical remarks or suggestions as to how the Bulletin could be further improved, or wish to provide materials for possible publication, please do not hesitate to contact us.

For the Editorial Board

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