

NIEDERER KRAFT FREY

Market Access:
Legal Parameters in
Europe and Beyond

26 October 2018, Bern, Switzerland

Commercial Law Issues in Cross-Border Transactions

Legal Due Diligence of Commercial Contracts

- Choice of law
- Change-of-control
- Non-competition
- Exclusivity
- Contractual penalties
- Minimum purchasing / delivery quantities
- Price fixing, especially regarding resale prices
- Fixed contract duration > 3 years
- Unfavorable notice periods (very short / very long, > 12 months)
- Unusual place of jurisdiction or choice of law
- Restrictions or limitations on disposal

Niederer Kraft Frey Ltd

Top Tier



“The team is highly pragmatic: the lawyers look at what the client needs to achieve and understand the business behind. They're calm and never get overexcited or aggressive.”

“makes it easy for foreign counterparties in cross-border deals to understand the Swiss market”

“... an excellent choice for all truly important matters”

“They [NKF] provide clear and precise advice on Swiss law matters, are commercial and imaginative in solving issues”

NKF is named “European Law firm of the Year” and “Law firm of the Year: Switzerland” at The Lawyer European Awards 2017

The American Lawyer named Niederer Kraft Frey “Transatlantic M&A Team of the Year (Large Deal)” at the Transatlantic Legal Awards 2018

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Moritz Maurer is a corporate law specialist with a focus on M&A transactions (in particular as buyer's advisor of privately held companies in the retail industry). In addition, he has extensive experience in negotiating and drafting commercial contracts and advising on cross-border trade and distribution law issues.

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