

**Organizer:** Department of Civil Law, Faculty of Law and Administration, University of Gdańsk with co-operation of ELI Polish Hub.

**Patronage:** Rector of the University of Gdańsk, the Ambassador of the Swiss Confederation in Poland

**Venue:** Faculty of Law and Administration, University of Gdańsk  
ul. Bażyńskiego 6, 80-309 Gdańsk, Auditorium C

## POLSKO-SZWAJCARSKIE FORUM PRAWA PRYWATNEGO

## POLISH-SWISS PRIVATE LAW FORUM

26  
03  
2024

### PROGRAM:

**9.30-10:30 Registration and coffee**

**10:30-11:00 Welcome and opening remarks:**

- Welcome by **Prof. Wojciech Zalewski** - Dean of the Faculty of Law and Administration, University of Gdansk,
- Remarks by His Excellency **Fabrice Filliez** - the Ambassador of the Swiss Confederation
- Introduction by **Prof. Ewa Bagińska**, Chair Department of Civil Law, Co-chair of ELI Polish Hub

**11.00-12.00 Panel I: The Swiss legal tradition**

**Chair:** prof. Ewa Bagińska, University of Gdansk

- **Prof. Pascal Pichonnaz**, University of Fribourg, President of European Law Institute (ELI): *Pragmatic pluralist methodology: The Swiss way of interpreting statute and its impact of the diversity of cultures*
- **Prof. Bénédict Winiger**, Professeur honoraire, Université de Genève: *Swiss Code of Obligations and Swiss Civil Code: a historical outline*
- Discussion

**12:00-14:00 Panel II: Contract law**

**Chair:** Prof. Ewa Bagińska, University of Gdansk

- **Prof. Piotr Stec**, University of Opole: *Auction Sales in the Polish Civil Code. A Case study of an (Un)successful Legal Transplant from the Swiss Code of Obligations*
- **Dr Magdalena Bławat**, Warsaw University: *Swiss law of obligations as an inspiration for Polish legal regulations regarding performance of an obligation*
- **Prof. Piotr Machnikowski**, University of Wrocław: *Impact of Swiss law of obligations on Polish law on remedies for non-performance*
- **Dr Elwira Macierzyńska-Franaszczyk**, Kozminski University/Osnabrueck University: *Transformative Potential of EU-Digital Content and Services Directive and its Impact on Swiss Contract Law*
- **Dr Michał P. Ziemiak**, Nicholas Copernicus University: *Compulsory civil liability insurance in Switzerland and Poland. How can we benefit from each other experience?*
- Discussion

**14.00-14.45 Lunch and coffee**

**14:45-17:00 Panel III: Delicts and the law of damages**

**Chair:** Prof. Sylwia Majkowska, University of Gdansk

- **Prof. Ewa Bagińska**, University of Gdańsk: *Swiss tort law as an inspiration and guidance for the Polish lawmaker and courts – the past, the present and the future*
- **Prof. Monika Wałachowska**, Nicholas Copernicus University: *Compensation for non-pecuniary loss caused by the death of a close person - the impact of Swiss law on Polish civil law*
- **Dr Katarzyna Krupa-Lipińska**, Nicholas Copernicus University: *Causation and the scope of liability – some remarks on legal theories of causation*
- **Dr Mariusz Zelek**, Adam Mickiewicz University: *Is the occurrence of damage necessary to award lump-sum compensation? - considerations in the context of regulation regarding infringement of copyright*
- Discussion

**17.00-17:15 Short coffee break**

**17:15-18:30 Panel IV: Property law issues**

**Chair:** Prof. Arkadiusz Wowerka, University of Gdansk

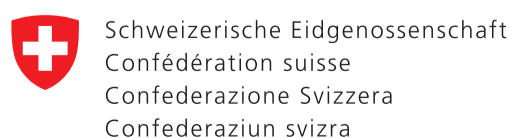
- **Prof. Bartłomiej Swaczyna**, Jagiellonian University: *(Non-) Accessoriness of mortgage rights on real estate in Poland and Switzerland*
- **Prof. Iwona Szymczak**, University of Szczecin: *The impact of Swiss legal concepts on the common core of property law in European countries in example of Swiss concept of condominium.*
- **Dr Kacper Górniak**, Jagiellonian University: *Family Foundation: regulatory models and basic constructions in Switzerland and Poland*
- Discussion

**18:30 Closing**

**19:00 Speakers' Dinner**

Participation in the conference is free of charge to all registered participants.  
Participants are invited and required to register at:  
[konferencje.cywil@ug.edu.pl](mailto:konferencje.cywil@ug.edu.pl)

**Registration deadline:**  
**19 March 2024; 20:00 hrs**



Embassy of Switzerland in Poland

