



# PROF. ALEXANDRE RICHA

## PARTNER

Attorney at law admitted to the Geneva bar  
 Associate Professor at the University of Lausanne  
 Languages : French, English, German

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## EXPERTISE

Prof. Alexandre Richa advises clients (banks, other companies, individuals) mainly in banking and finance, as well as in corporate law matters (including mergers and acquisitions). He has a vast experience in complex international disputes, especially in the financial field, and represents clients before courts, FINMA and other authorities. He is ranked in the leading lawyers' directories Chambers Global 2022 (Banking & Finance, Switzerland), Chambers Europe 2022 (Banking & Finance, Switzerland) and Best Lawyers 2022 (Banking & Finance, Corporate Law and Regulatory Practice, Switzerland).

Prof. Alexandre Richa is also an associate Professor at the University of Lausanne, HEC Lausanne, where he notably teaches financial markets law and corporate law. He is also a member of the board of the Geneva Law and Legislation Society and a member of several committees within non-profit organizations in the legal field: scientific committee of the AEDBF Europe (European Society for Banking and Financial Law), committee of the AEDBF Switzerland, Foundation Board of CEDIDAC, advisory board of the Capital Markets and Technology Association and academic committee of the Bank Innovation Competence Center.

## EDUCATION

- 2007** Harvard Law School, Cambridge, Master of Laws (LL.M.), Concentration in international finance
- 2006** University of Geneva, Law School, Dr. iur.  
 Honors: *Summa cum laude*; Professor Walther Hug Prize; François Bellot Prize
- 2004** University of Geneva, Law School, Diploma of Advanced Studies  
 Honors: *Summa cum laude*; Arditì Prize (Best Paper); Etienne Gide Prize (Best Paper in private law)
- 2002** Geneva bar admission: admitted to practice before all Swiss Courts
- 1999** University of Geneva, Law School, Lic. iur.  
 Honors: Geneva law and Legislation Society Prize (Best 1st year results)

## EXPERIENCE

- 2014 - PRESENT** Aegis Partners LLC (formerly ABR Attorneys at Law LLC), Geneva: Founding Partner
- 2011 - PRESENT** University of Lausanne, HEC, Lausanne: Associate Professor
- 2007 - 2014** Lenz & Staehelin, Geneva: Associate / Senior Associate
- 2002 - 2006** University of Geneva: Research & Teaching Assistant
- 2001 - 2002** University of Geneva, Law School, Department of Civil & Commercial Law: Research & Teaching Assistant
- 2000 - 2001** Python Schifferli Peter & Associés, Geneva: Junior Associate

## AFFILIATIONS

Geneva Law and Legislation Society: Member of the Board, previously Chairman (2019-2021)

Capital Markets and Technology Association: Member of the Advisory Board

Bank Innovation Competence Center: Member of the Academic Committee

CEDIDAC: Member of the Foundation Board

European Society for Banking and Financial Law: Member of the Scientific Committee

Swiss Society for Banking and Financial Law: Member of the Board

Swiss Bar Association (FSA), Geneva Bar Association (ODAGE), Geneva Society for Business Law (AGDA), Harvard Club of Switzerland

## RECOGNITIONS

Best Lawyers 2022 (Banking & Finance, Corporate Law, Regulatory Practice, Switzerland)

Chambers Global 2022 (ranked individual, Banking & Finance, Switzerland)

Chambers Europe 2022 (ranked individual, Banking & Finance, Switzerland)

## PUBLICATIONS

## BOOKS

*Commentaire romand, Loi sur les services financiers*, Basel (Helbing & Lichtenhahn) 2021 (co-editor with Philipp Fischer)

*Les instruments financiers : Aspects juridiques et fiscaux*, Basel (Helbing & Lichtenhahn) 2021 (co-author with Joseph Merhai and Nicolas Béguin)

*Droit et économie numérique*, Bern (Stämpfli) 2021 (co-editor with Damiano Canapa)

*US pretrial discovery on Swiss soil*, Bibliothek zur Zeitschrift für Schweizerisches Recht, Band 49, Basel (Helbing & Lichtenhahn) 2010 (co-author with Philipp Fischer)

*Pensions de titres (repos) et autres cessions temporaires*, Geneva/Zurich/Basel (Schulthess) 2008

## OTHER ACADEMIC PUBLICATIONS

*Commentaire des articles 10, 11 et 12 LSFIn*, in: Alexandre Richa/Philipp Fischer (ed.), *Commentaire romand, Loi sur les services financiers*, Basel (Helbing & Lichtenhahn) 2021 (co-author with Pascal Favrod-Coune)

*Commentaire des articles 13 et 14 LSFIn*, in: Alexandre Richa/Philipp Fischer (ed.), *Commentaire romand, Loi sur les services financiers*, Basel (Helbing & Lichtenhahn) 2021 (co-author with Philipp Fischer and Pascal Favrod-Coune)

*Commentaire des articles 305 à 318 CO (Du prêt)*, in: Luc Thévenoz/Franz Werro (ed.), *Commentaire romand du Code des obligations, Partie I*, 3rd ed., Basel (Helbing & Lichtenhahn) 2021 (co-author with Christian Bovet)

*Gouvernance et dirigeants bancaires: pratique et jurisprudence récente*, in: Flavio-Gabriel Chabot/Tristan Gianora (ed.), *Développements récents en droit commercial IV*, Lausanne (CEDIDAC) 2018 (p. 73-97)

*L'interdiction d'exercer prononcée par la FINMA*, Bulletin CEDIDAC nr. 71, Lausanne (CEDIDAC) 2018

*La description du contrat*, in: Alessandro Bizzozero/André Falletti/Samantha Meregalli (ed.), *Le mandat de gestion de fortune*, Zurich (Schulthess) 2017, p. 1-37 (co-author with Nicolas Béguin)

*La qualification juridique du contrat*, in: Alessandro Bizzozero/André Falletti/Samantha Meregalli (ed.), *Le mandat de gestion de fortune*, Zurich (Schulthess) 2017, p. 38-57 (co-author with Alessandro Bizzozero and Marine Haldy)

*Protection des données et nouvelles procédures de communication aux autorités fiscales et de surveillance étrangères*, in: RSDA 2/2017, p. 144-162 (co-author with Christian Bovet)

**OTHER ACADEMIC PUBLICATIONS**

*Commentaire de l'article 162 CP*, in: Alain Macaluso/Laurent Moreillon/Nicolas Queloz (ed.), *Commentaire romand du Code pénal, Partie II*, Basel (Helbing & Lichtenhahn) 2017 (co-author with David Raedler and Philipp Fischer)

*Commentaire des articles 271 à 273 CP*, in: Alain Macaluso/Laurent Moreillon/Nicolas Queloz (ed.), *Commentaire romand du Code pénal, Partie II*, Basel (Helbing & Lichtenhahn) 2017 (co-author with Philipp Fischer)

*Commentaire de l'article 6 LCD*, in: Vincent Martenet/Pascal Pichonnaz (ed.), *Commentaire romand de la Loi sur la concurrence déloyale*, Basel (Helbing & Lichtenhahn) 2017 (co-author with Philipp Fischer)

*La qualification du bonus pour les très hauts revenus: suite et fin?*, GesKR Gesellschafts- und Kapitalmarktrecht 2015/4, p. 561-569 (co-author with David Raedler)

*Gestion des risques transfrontières: la Circulaire de la FINMA qui ne dit pas son nom*, in: Ordre des Avocats de Genève, *Regards de marathoniens sur le droit suisse*, Geneva (Slatkine) 2015, p. 235-244

*La contestation des décisions en droit de la SA*, in: *Travaux de la Journée CEDIDAC 2013 de droit de l'entreprise*, Lausanne (CEDIDAC) 2014, p. 1-69 (co-author with David Raedler)

*Le caractère accessoire du bonus*, GesKR Gesellschafts- und Kapitalmarktrecht 2013/4, p. 409-415 (co-author with David Raedler)

*Le «bonus» soumis à une condition objective*, GesKR Gesellschafts- und Kapitalmarktrecht 2012/4, p. 524-538 (co-author with David Raedler)

*Commentaire des articles 305 à 318 CO (Du prêt)*, in: Luc Thévenoz/Franz Werro (ed.), *Commentaire romand du Code des obligations, Partie I*, 2nd ed., Basel (Helbing & Lichtenhahn) 2012 (co-author with Christian Bovet)

*Droits de vote et cessions temporaires de titres*, in: Herman Cousy/Luc Thévenoz/Bernard Tilleman/Alain Verbeke (ed.), *Droit des contrats: France, Suisse, Belgique*, Brussels (Larcier) 2006, p. 201-220

*Chronique de jurisprudence civile*, in: Luc Thévenoz/Christian Bovet (ed.), *Journée 2009 de droit bancaire et financier*, p. 171-196, Geneva/Zurich/Basel (Schulthess) 2010

*Credit Derivatives: Settlement and Other Operational Issues*, Select Papers from the Harvard Law School Seminar in International Finance, 2007

[available at: <http://www.law.harvard.edu/programs/about/pifs/education/llm/select-papers-folder/index.html>]

*Règles de conduite, audit, entraide et autres développements de la surveillance bancaire et financière*, in: Luc Thévenoz/Christian Bovet, *Journée 2005 de droit bancaire et financier*, Geneva/Zurich/Basel (Schulthess) 2006, p. 135-186 (co-author with Christian Bovet)

*Chronique de la réglementation bancaire et financière*, in: Luc Thévenoz/Christian Bovet (ed.), *Journée 2004 de droit bancaire et financier*, Geneva/Zurich/Basel (Schulthess) 2005, p. 121-163 (co-author with Luc Thévenoz)

*Note sur la notion de garantie dans la convention TIR*, legal opinion established for the benefit of the International Road Transport Union, remitted to and published by the Inland Transport Committee of the United Nations Commission for Europe, 28 décembre 2004 (co-author with Luc Thévenoz) [available at: [www.unece.org/trans/bcf/wp30/documents/TRANS-WP30-2005-06f.pdf](http://www.unece.org/trans/bcf/wp30/documents/TRANS-WP30-2005-06f.pdf)]

## OTHER PUBLICATIONS

*Stronger judicial control of general terms and conditions by Swiss courts*, in: International Law Office, *Litigation Newsletter*, 14 décembre 2010

*Banking Regulation 2009 – Switzerland*, in: *Getting the Deal Through*, Law Business Research, London 2009, p. 131-135 (co-author with Patrick Hünerwadel, Shelby R. du Pasquier and Cristina Theus Sigismondi)

## RECENT CONFERENCES

*Demandes d'autorités étrangères en matière de données*, *Journée droit et économie numérique: la cybersécurité*, University of Lausanne, Lausanne, 8 June 2021

*Les procédures d'enforcement de la FINMA du point de vue de la défense*, Association romande des intermédiaire financiers, 30 September 2020 and 12 November 2020

*Stablecoins and central bank digital currency – A Swiss viewpoint*, Geneva Blockchain Congress, Geneva, 20 January 2020

*Assurances pour les institutions financières, Erreurs d'exécution : aspects juridiques*, BCDT, Geneva, 6 February 2018

*Sûretés sur les avoirs en espèces et les métaux précieux*, Geneva Society for Business Law, Geneva, 4 October 2017

*Jurisprudence et pratique récente en droit bancaire*, *Journée CEDIDAC de droit de l'entreprise*, University of Lausanne, Lausanne, 23 March 2017

*Communication aux autorités fiscales et de surveillance étrangères : Protection des données versus procédure administrative?*, *Journée de droit bancaire et financier*, University of Geneva, Geneva, 6 October 2016

*Gouvernance des sociétés cotées ou réglementées, Marathon de formation continue de l'Ordre des avocats de Genève (Geneva Bar Association), University of Geneva, Geneva, 30 April 2016*

*Réorganisations et acquisitions dans le secteur financier, Ordre des avocats de Genève (Geneva Bar Association), Banque Pictet & Cie SA, Geneva, 7 April 2016*

*Moyens légaux de protection de l'actionnaire (minoritaire), Journée CEDIDAC de droit de l'entreprise, University of Lausanne, Lausanne, 18 March 2016*

*Cross-border Banking and Legal Risks, Club HEC Lausanne and Swissnex, Federal Reserve Bank of New York, New York, 7 May 2015*

*Gouvernance des sociétés cotées ou réglementées, Marathon de formation continue de l'Ordre des avocats de Genève (Geneva Bar Association), University of Geneva, Geneva, 25 April 2015*

*Accès au marché intérieur et MIFID 2, Groupes de travail: Activités bancaires & Gestion de fortune, law firm Jacquemoud & Stanislas, Geneva, 16 and 23 October 2014*

*The 2004 Merger Act: where do we stand one Decade after, University of Neuchâtel, Neuchâtel, 7 May 2014*

*La contestation des décisions en droit de la SA, Journée CEDIDAC de droit de l'entreprise, University of Lausanne, Lausanne, 5 February 2013*