



Yves Gogniat

M.A. HSG, M.LL. in Information Technology
Attorney-at-Law, Advisor

yves.gogniat@lauxlawyers.ch
www.lauxlawyers.ch

EDUCATION, ADMISSION TO THE BAR

International Association of Privacy Professionals (IAPP) Certified Information Privacy Professional (CIPP/A)	02/2020
University of Edinburgh , Edinburgh LL.M in Information Technology Law	08/2019
International Association of Privacy Professionals (IAPP) Certified Information Privacy Professional (CIPP/E)	05/2018
Swiss Distance University of Applied Sciences CAS eDidactics, Module 1 – 3	12/2016
Bar of the Canton Aargau , Aarau Admission to the bar	12/2014
University of St.Gallen , St. Gallen Master of Arts HSG in Law (M.A. HSG) degree	04/2011
Bachelor of Arts HSG in Law (B.A. HSG) degree	07/2010
Lyceum Alpinum Zuoz , Zuoz Matura degree	06/2005

PROFESSIONAL BACKGROUND

LAUX LAWYERS AG, Zurich
Advisor since 12/2021

- **IT Law:** Drafts, reviews, and negotiates software development contracts, agile software development agreements, SaaS contracts, cloud agreement, SLA agreements, outsourcing agreements, and licensing contracts (supplier and purchaser site). Legal project support in IT procurement processes. Supporting clients on digitization efforts, for instance electronic signatures, paperless business processes or cloud projects.
- **E-Commerce:** Advises clients on digital platform models, freelance platforms, online shops, or Apps by assessing the business models and advising on regulatory questions which also includes the drafting of Terms and Conditions, Terms of Use, and Privacy Policies.
- **Data Protection:** advises in the field of data protection law, in particular questions regarding implementation and continuing support of data protection compliance frameworks (FADP and GDPR), international data transfer, support with access requests, access to data in the cloud including bank client secrecy questions, and drafts and reviews of protection impact assessments and/or privacy policies in the context of product and service development. Furthermore, he acts as an external DPO for companies.
- **Corporate Law:** Advises on corporate structures, supports, and executes the incorporation of companies (mostly Ltd. and LLC), provides guidance and support with financing rounds, capital increase and shareholder agreements, general corporate housekeeping, and on M&A topics. Furthermore, he supports companies as an outside inside counsel.
- **Fintech Law:** In particular, consulting in the field of blockchain projects. For instance, regulatory assessment and token classification or advising start-ups, financial intermediaries and banks on tokenization, securities law, and questions regarding custody of tokens.

Wicki Partners AG, Zurich
Attorney at Law, Partner 06/2019 – 11/2021

- **IT Law:** Drafts, reviews, and negotiates software development contracts, agile software development agreements, SaaS contracts, cloud agreement, SLA agreements, outsourcing agreements, and licensing contracts (supplier and purchaser site). Legal project support in IT procurement processes. Supporting clients on digitization efforts, for instance electronic signatures, paperless business processes or cloud projects.

- Trademark law: examination and registration of trademarks (national and international via WIPO), as well as trademark administration and assistance in trademark disputes.
- E-Commerce: Advises clients on digital platform models, freelance platforms, online shops, or Apps by assessing the business models and advising on regulatory questions which also includes the drafting of Terms and Conditions, Terms of Use, and Privacy Policies.
- Data Protection: advises in the field of data protection law, in particular questions regarding implementation and continuing support of data protection compliance frameworks (FADP and GDPR), international data transfer, support with access requests, access to data in the cloud including bank client secrecy questions, and drafting and reviewing of data protection impact assessments and/or privacy policies in the context of product and service development. Furthermore, he acts as an external DPO for companies.
- Corporate Law: Advises on corporate structures, supports and executes the incorporation of companies (mostly Ltd. and LLC), provides guidance and support with financing rounds, capital increase and shareholder agreements, general corporate housekeeping, and on M&A topics.
- Financial Market Law: In particular, consulting in the field of fintech and blockchain projects. For instance, regulatory assessment and token classification or advising startups, financial intermediaries and banks on tokenization, securities law, and questions regarding custody of tokens. In addition, he supported the Head of Legal of a private bank as a secondee for eleven months in the reorganization and expansion of the Swiss branch.

SIB Swiss Institute for Business Economics, Zurich
Lecturer for IT-, IP-, and Data Protection Law

since 03/2020

- Lectures in the dipl. Chief Digital Officer NDS HF and in the course Dipl. Betriebswirtschaftler/innen HF.

GoLaw, Zurich
Attorney at Law

06/2017 – 05/2019

- Attorney-at-Law as solo practitioner focussing on data protection/data law, external DPO, IT law,, employment law, fintech (blockchain) law, contract, and corporate law.

ZHAW University of Applied Sciences, Winterthur
Lecturer for IT-, IP-, and Data Protection Law

08/2015 – 07/2017

Die Advokatur Sury AG, Lucerne
Attorney at Law

04/2015 – 05/2017

- Attorney-at-Law focussing on data protection/data law, IT law, trademark law, public procurement law, employment law, contract, and corporate law.

LKS AG, Neuenhof
Member of the board of directors
Deputy managing director

07/2014 – 20/2020
 07/2014 – 03/2015

- Support in the daily business and especially in the implementation of a new IT system and the responsibility for HR functions.

DFP&Z, Advokatur Baden, Baden
Junior Associate

10/2012 – 09/2013

- Practice areas: Employment, Family, Tort, Insurance and Criminal law.

General Secretariat of the Department of Finance and Resources of the Canton Aargau, Aarau
Law clerk (internship)

10/2011 – 05/2012

- Practice areas: Administrative law, gambling law, government Liability law, agriculture law, IT-Law, and public procurement.

PUBLICATIONS AND PUBLIC PRESENTATIONS

- **Articles and blog articles** on various topics in data protection law, IT law and competition law as well as media and telecommunications law (in German or English).
- **Public Presentations/Lectures** on various topics in data protection/data law, IT law, IP law and Blockchain (in German or English) at conferences/universities.

INTERNATIONAL EXPERIENCE

- **Edinburgh** (Scotland)

09/2017 – 09/2019

LANGUAGES

- **German** (native proficiency)
- **English** (full professional proficiency)
- **French** (written and oral knowledge)