The scope of review of a Swiss court, when its jurisdiction is objected to in favor of arbitration, depends on the location of the place of arbitration. If the place of arbitration is to be in Switzerland, the court will only perform a summary review of the prima facie existence of the arbitration agreement. The court must deny jurisdiction unless such limited review establishes that the arbitration agreement is obviously null and void, inoperative or incapable of being performed. However, if the place of arbitration is to be outside Switzerland, the Swiss court must decide the objection to jurisdiction based on a full review of the case.


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