

CURRICULUM VITAE

Prof. Dr. Christa TOBLER, LL.M.

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Education

Schools: Schaffhausen (1969-1970), Berne (1970-1977) and Winterthur (1977-1980), all in Switzerland. Highschool diploma (*Matura Typus B*) from the Gymnasium Rychenberg, Winterthur.

University: 1980-1985, Zurich University, Switzerland: law degree (*Lizenziat*).
1986-1988, Zurich University, Switzerland: PhD in law. Thesis on Swiss trademark law (*Tauglichkeitsanalyse der Unterscheidungskriterien im Markenrecht*, i.e. Analysis of the Effectiveness of Distinguishing Criteria in Trademark Law).
1993/1994, The Leiden LL.M. Programme in EC Law, Leiden University, The Netherlands: LL.M. degree in European Community Law (best student of class).
2004, University of Basel, Switzerland: *Habilitation*. Written thesis (*Habilitationsschrift*) on the legal concept of indirect discrimination in EC law and in Swiss constitutional law; oral presentation (*Habitationskolloquium*) on third party access to electricity grids under Swiss law; *venia legendi* for Swiss public law, European law and gender law.

Bar: 1992, admission to the Zurich Bar, Switzerland.

Language proficiency

- (Swiss) German: mother tongue
- English: fluent
- Dutch: fluent
- French: fluent
- Italian: good
- Spanish: fair
- Japanese: basic knowledge

Professional experience

Employment

As of March 2009	Academic director of the Adv. Studies Programme in European and International Business Law, Law Faculty of Leiden University, The Netherlands.
As of April 2007	Ordinary Professor of European Law at the Law Faculty of Leiden University (part-time). Main teaching at present: The Legal Foundations of the European Union, The Internal Market and Regulation, Regulating EU External Trade.
As of October 2005	Ordinary Professor of European Law at the <i>Europainstitut</i> / Institute of European Global Studies of Basel University, Switzerland (part-time). Main teaching at present: Introduction to EU Law, EU Association Law, EU Equality Law, EU-Swiss relations.
Oct. 2000 – Sept. 2005	Associate Professor for European law at the <i>Europainstitut</i> of Basel University, Switzerland.
Aug. 2000 – March 2007	Lecturer in 'The Leiden LL.M. Programme in EC Law' (as of Sept. 2005 for the restructured programme, then called 'Master of Advanced Studies in European Business Law'.
Oct. 1998 – Sept. 2000	Assistant Professor for Gender Law at Basel University, Switzerland.
Aug. 1995 – July 2000	Academic coordinator of The Leiden LL.M. Programme in EC Law. As of 1998 on a part-time basis.
Jan. 1995 – July 1995	Participation in the European Forum 1994/1995 on 'Gender and the Use of Time', European University Institute, Florence, Italy.
May 1992 – Sept. 1993	Attorney-at-law with the law firm Kundert, Schiller, Denzler & Dubs, Winterthur, Switzerland.
May 1989 – Febr. 1991	Clerk at the District Court of Winterthur, Switzerland.
Oct. 1988 – April 1989	Researcher at the Kyoto Comparative Law Center, Kyoto, Japan. Involved in a comparative project on the protection of trade secrets.
Febr. 1986 – Sept. 1988	Researcher and teaching assistant with Prof. Dr. R. Hauser (Criminal Law and Criminal Procedure) and Prof. Dr. C. Soliva (Private Law and Legal History), both Zurich University, Switzerland.

Other experience

Selected additional positions and teaching

Spring 2023	Teaching non-discrimination law at Lucerne University, Switzerland.
2017 – 2019	Teaching European Union law at the Swiss <i>Fernuniversität</i> (Distance Learning University).
31 March – 2 April 2016	Visiting professor at CEU, San Pablo University, Madrid, Spain: teaching EU social law in the framework of a Master Programme on European Union Law.

April – May 2011	Visiting professor at Kyoto Sangyo University, Kyoto, Japan: research work on the integration techniques employed in the legal relationship between the EU and Japan.
May 2009	Visiting professor at the University of Saarland, Germany: teaching EU law in the framework of the International Business Administration programme.
2005 – 2006	Teaching 'Gender law' (in German) at the University of Lucerne, Switzerland (course on equality theory).
2005 – 2022	Teaching 'Case Studies European Law' (in English) in the framework of the tri-national study programme on International Business Management at the University of Applied Sciences of Northwestern Switzerland, Basel, Switzerland.
2004 – 2005	Teaching 'European Law' (in English) at the University of Lucerne, Switzerland.
2000 and 2002	Teaching 'Gender and economic, social and cultural rights' in the framework of the 'Gender Day' of the Summer University of Human Rights and the Right to Education, United Nations, Geneva, Switzerland.
2001 – 2019	Teaching 'Introduction to EU Law': a two-day course of general introduction into EU law against the background of international tax law, in the framework of the Leiden Adv. LL.M. Programme in International Taxation.
Regularly, as of 2005	Teaching on various aspects of EU non-discrimination law at the European Law Academy (<i>Europäische Rechtsakademie</i> , ERA), Trier, Germany.

Participation in research projects and opinions

January 2010	Briefing paper for the European Parliament on the participation of Switzerland in the internal market of the EU.
As of 2005	Member of the Executive Committee of Senior Experts of the European Equality Law Network / European Network of legal experts in gender equality and non-discrimination, i.e. one of the expert networks of the European Commission, http://www.equalitylaw.eu/ (formerly European Network of Legal Experts in the Non-Discrimination Field) which in particular includes the task of supervising research projects. Particular portfolio: EU law and expertise on sex, gender identity and gender expression in relation to trans and intersex people. (With respect to research done within this network, see below under "As of 2004").
As of 2005	Occasionally, legal opinions/counselling for commercial clients or pro bono on various issues, e.g. cross-border purchase of holiday homes, cross-border trade in electricity, customs issues in relation to cross-border trade in wood, airline passenger rights, discrimination on grounds of sex (insurance law, religious political parties), discrimination against Roma people (trade in services), discrimination against LGBTI people (Lesbian, Gays, Transsexuals and Intersexuals), mutual recognition of professional qualifications under EU-Swiss law, EU-

- Liechtenstein legal relations.
- As of 2004 Research projects for the European Commission:
- Thematic study on remedies and sanctions in EC non-discrimination law (2004/5, writing of the report).
 - Mapping study on existing national legislative measures tackling discrimination outside the field of employment and occupation on the grounds of sex, religion or belief, disability, age and sexual orientation (2006, acting as expert on sex discrimination).
 - Thematic study on the potential and limits of the concept of indirect discrimination (2008, writing of the report).
 - Transgender and intersexual discrimination (2012, co-writing).
 - Indirect discrimination under Directives 2000/43 and 2000/78.
- 1995 – 1997 Swiss National Research Project no. 35 on 'Women in Law and Society' (*Frauen in Recht und Gesellschaft - Wege zur Gleichstellung*), especially the subpart on quotas. Cooperation with the programme director, Prof. Dr. Th.-H. Ballmer-Cao, in writing the legal chapter of the final report.

Work concerning PhD and habilitation theses

- 2011 Participation in a habilitation panel at Salzburg University, Austria (Dr. Günther Herzig).
- As of 2008 Supervision of PhD theses at Leiden University, the Netherlands.
- As of 2005 Supervision of PhD theses at Basel University, Switzerland.
- As of 2000 Regular participation in PhD and reading committees and defence panels, in particular at Leiden University but also of other European Universities.

Special honours

- 2013 Award of the Europe Prize of the *Neue Europäische Bewegung Schweiz* (New European Movement Switzerland). The reason given for the nomination was the well-informed and unemotional contribution of Christa Tobler to the public debate in Switzerland on European issues (i.e. on the relationship between the EU and Switzerland).
- 2012 Honorary promotor for Walter Van Gerven, former Advocate-General at the Court of Justice of the European Union, professor emeritus of the Katholieke Universiteit Leuven, Belgium.
- 1993/1994 Winning Advocate General in the European Law Moot Court Competition (see <http://www.europeanlawmootcourt.eu/>) in the final round before the European Court of Justice in Luxembourg (prize: *stage* at the Court, November 1994).

Judge at the European Law Moot Court Competition

2009 Writing of the case (problem) for the competition in 2009/2010.
As of 2000 Judge at the European Law Moot Court Competition's Regional Finals (2000 Leiden, 2001 Tallinn, 2002 Basel and Lisbon, 2003 Helsinki, 2004 Paris, 2005 Göteborg, 2006 Dublin, 2007 Kiev, 2008 Valencia, 2010 Florence, 2011 Heidelberg, 2012 Lucerne, 2013 Brussels, 2014 Bratislava, 2015 Bremen, 2016 Fribourg, 2017 Naples, 2018 Belgrade, 2019 Florence, 2020 Leiden, 2021 online), 2023 Barcelona; see www.elmc.org.<http://www.europeanlawmootcourt.eu/>

Conferences, round table discussions and the like

Regularly Organising and co-organising conferences and seminars on various subject matters of European law, including e.g.:

- The Bilateral EC-Swiss Agreement on Air Transport (2002);
- Swiss and European Trade Mark Law (2003);
- Swiss and European Competition Law (2004);
- European Private International Law: Choice of Court Agreements (2005);
- Swiss and European Pharmaceutical Law (2005 and 2008).
- Differentiated Integration in EC Private Law (2006);
- The Societas Europaea (2008);
- Sex Equality in a Time of Crisis (2009);
- EU Law and EU-Swiss Bilateral Law Following the Lisbon Revision, in particular in contract law, competition law and taxation law (2010);
- Switzerland – Europe: what future? (2011);
- Switzerland, the EU and the reform of the bilateral path (2013);
- After the popular vote of mass immigration: how important is Switzerland for the EU? (2014);
- The role of Eurojust in fighting serious crimes in the EU and in Switzerland (2014);
- The European Public Prosecutor's Office and the Prosecutor General in Federal States: What lessons can the EU learn from the Swiss and German models? (2014);
- Migration between steering and limitation (2014);
- Central Asia and Russia (2015);
- Relationship Switzerland–EU – finding solutions outside the spotlight (2015);
- Preference for residents ("Inländervorrang") against the background of the free movement of persons (2016);
- From formal equality to transformative equality: the road to "other law" according to Holtmaat? (2016);
- Schengen and Dublin: a European challenge (2016);
- Joining and leaving the EU (2018);
- Horizontal direct effect of EU law (2019);

- Questions and answers relating to the Swiss “limitation initiative” (2020);
- COVID, Switzerland and the EU: Is Switzerland legally a COVID island? (2021);
- The Portuguese EU Presidency: the Porto Social Summit (2021);
- Crypto Valley Switzerland and future EU rules (2021);
- The European options of Switzerland (2023);
- Book launch event “Switzerland and the European Union: A Challenging Relationship” (2023).

Regularly

Chairing of, and participation in, discussion meetings on various subject matters, such as:

- Quoting Nora. Norwegian and Swiss Perspectives on Gender Balance (2006, Zurich, Switzerland).;
- Les quotas à l’université (Qotas at universities) (2006, Geneva, Switzerland);
- The Lisbon Treaty (2008, Geneva; 2010, Zurich, Switzerland);
- Existiert die gläserne Decke? (Does the glass ceiling exist?) (2008, Berne, Switzerland);
- Frauen in Verwaltungsräten (Women on company boards) (2011, Ittigen, Switzerland);
- Dispute resolution by supranational courts in Europe (2011, Luxembourg, Luxembourg);
- Setzt das bilaterale Recht dem schweizerischen Steuerrecht Grenzen? (Does the EU-Swiss bilateral law set limits to Swiss tax law?) (2012, Berne, Switzerland);
- Europeans meet Swiss Democracy (2012, Zurich, Switzerland);
- EFTA Seminar on the EEA: The role of the EEA in a multi-speed Europe (2013, Brussels, Belgium);
- Discrimination as experienced by Europe’s LGBTs: implications of the 2013 Fundamental Rights Agency survey for laws protecting against gender identity discrimination (2013, The Hague, Netherlands);
- Quel avenir européen pour la Suisse? Après le vote du 9 fevrier, comment sortir de l’impasse?’ (What future for Switzerland? After the vote of 9 February 2014, how do we get out of the blockage?) (2014, Geneva, Switzerland);
- Attitudes in Switzerland on European issues (2015, Basel, Switzerland);
- Migration’ (2016, Basel, Switzerland);
- Wie weiter mit der Europäischen Union? (How to go on with the European Union; with German Finance Minister Dr. Wolfgang Schäuble) (2016, Basel, Switzerland);
- Endlich! 50 Jahre Frauenstimmrecht Basel-City (Finally! 50 years of voting rights for women in the Canton of Basel City) (2016, Basel, Switzerland);
- Autonomie im Recht – geschlechtertheoretisch vermessen (Autonomy in law from the perspective of the theory of sexes) (2016, Frankfurt a.M., Germany);

- EU membership and Swiss direct democracy (2016, Basel, Switzerland);
- Courting Europa no longer: The Jurisdiction of the Court of Justice of the European Union - Brexit round table (2017, London);
- Welche Zukunft für die Schweiz? (What future for Switzerland?); 2018, Basel, Switzerland;
- The Swiss-EU relations (2019, 2020, 2021, various places);
- Fit for the future: What role for the EU at home and in the world? (2021, The Hague, the Netherlands);
- Interdependence, cooperation and strategic autonomy: A (legal) view from the EU – gas and cyber (2022, Leiden, the Netherlands).

Appearances in the (Swiss) media

Regular appearances on the Swiss public radio (e.g. *Heute Morgen*, *Echo der Zeit*, *Rendez-vous am Mittag*, *Mittagsgespräch*, *Kontext*), television (e.g. *Tagesschau*, *10vor10*, *Arena*, *Rundschau*) and in newspapers (in particular in the dailies *Neue Zürcher Zeitung*, *Tages-Anzeiger*, *Handelszeitung* and *Der Landbote*). – Less frequently also in the Dutch media.

Information for Parliaments and Swiss Cantons

Presentations and answering of questions in working groups and committees of the Swiss Federal Parliament and the European Parliament (EU) and of Swiss Cantons, on issues related to the bilateral law between Switzerland and the EU. – Less frequently in the Dutch Parliament and one in the House of Lords (European Union Committee, on dispute resolution, in the context of Brexit).

Publications: see separate list.

Presentations: see separate list.

Membership of selected associations and working groups

As of 2011	Member of the “Curatorium” for the Chair in Comparative Sexual Orientation Law at the Law Faculty of Leiden University (http://law.leiden.edu/research/news/kees-waaldijk-professor-of-comparative-sexual-orientation-law.html).
As of 2007	President of the Judicial Council of the Central and Southern European Central Conference of the United Methodist Church (church arbitration court) (http://www.umc-europe.org/central_conference_e.php).
As of 2007	Member of the <i>Nederlandse vereniging voor europees recht</i> (NVER) (www.nver.nl).
As of 2004	Member of the editorial board of the Swiss Review of International and European Law (www.sriel.ch).
As of 2003	Member of the Swiss Association for European Law (www.asde.ch).

- As of 2001 Member of *Juristinnen Schweiz – Femmes Juristes Suisse – Donne giuriste Svizzera – Swiss Women Lawyers* (www.lawandwomen.ch), 2005 – 2011 board member.
- As of 2000 Member of the European Women’s Lawyers Association (www.ewla.org).
- 2003 – 2019 Member of the Scientific Committee of the Swiss Association for European Law (www.asde.ch).
- 2008 – 2019 Member of the Board of Trustees of the European Law Academy (Europäische Rechtsakademie, ERA), Trier, Germany (www.era.int).
- 2016 Member of the “Internal Advisory Board European Campus” (*Interne European Campus-Begleitgruppe*) of Basel University (European Campus: <http://www.eucor-uni.org/de/eucor-european-campus>).
- 2008 – 2010 Member of the academic directorate of the interdisciplinary Swiss National Research Project no 60 on sustainable equality policy in the field of gender (*NFP 60 – Gleichstellung der Geschlechter*). Note: I withdrew from the position because of the lack of any legal projects in the programme, which, in my opinion, was contrary to the task of the project.
- 2006 – 2010 Member of the Equality Commission of the Canton of Zurich, Switzerland.
- 2004 – 2005 Member of the working group of the Working group of Christian Churches (*Arbeitsgemeinschaft christlicher Kirchen*), on the legal relationship between religious communities and the Swiss State.
- 2003 – 2007 Member of ‘Basel Committee’ of the Zaeslin Program on Law and Economics, Basel University, Switzerland.
- 2000 – 2005 Member of the University Committee (*Regenzkommission*) ‘Gender Studies’ at Basel University.