

information for clients



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The information enclosed in this brochure is provided pursuant to article 22 of the Spanish Act 17/2009 of 23 November 2009.

Provider

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Registered commercial name

Leywerk

Registered trademark

Leywerk

professional titles | professional regulation

Abogado / Advocat

The professional title 'Abogado' (in catalan 'Advocat') has been granted in Spain.

As such Andreas Fuss is member of the Barcelona Bar Association, Spain, member no. 30.035.

The bar association is the responsible supervisory body of its members. Contact: Il·lustre Col·legi

de l'Advocacia de Barcelona (ICAB), C/ Mallorca, 283, 08037 Barcelona, Spain, email icab@icab.cat.

The applicable professional regulation includes the *Estatuto de la Abogacía Española*, the *Código Deontológico*, the *Reglamento de Procedimiento Disciplinario* as well as the *Normativa de la Abogacía Catalana*. For more information and the complete professional regulation, please see the website of the Barcelona Bar Association www.icab.cat under 'The Bar' -> 'Professional Rules'.

Rechtsanwalt

The professional title 'Rechtsanwalt' has been granted in Germany.

As such Andreas Fuss is member of the Frankfurt am Main Bar Association, Germany, member no.

135.275. The bar association is the responsible supervisory body of its members. Contact:

Bockenheimer Anlage 36, 60322 Frankfurt am Main, Germany, email: info@rak-ffm.de.

The applicable professional regulation includes the *Bundesrechtsanwaltsordnung*, the *Berufsordnung*, the *Fachanwaltsordnung* and the *Rechtsanwaltsvergütungsgesetz*. For more information and the complete professional regulation please see the website of the Federal Bar Association (*Bundesrechtsanwaltskammer*) www.brak.de/fuer-anwaelte/berufsrecht/.

Andreas Fuss is as Abogado and Rechtsanwalt also subject to the professional regulation of the lawyers of the European Union (CCBE). For more information please see the CCBE Code of Conduct published on the website of the Council Bar and Laws Societies www.ccbe.eu.

professional indemnity insurance

DUAL Ibérica Riesgos Profesionales, S.A.U., Plaza de la Lealtad, 2-2º, 28014 Madrid, Spain along with Allianz Compañía de Seguros Reaseguros, S.A., C/ Ramirez de Arellano, 35, 28043 Madrid, Spain.

The insurance complements the basic coverage of the collective insurance contracted by the Barcelona Bar Association through Caser, de Seguros Reunidos,

Cía. de Seguros y Reaseguros, S.A. (Caser), Avenida de Burgos, 109, 28050 Madrid, Spain.

Territorial scope: Member states of the European Union and the European Economic Area including Andorra.

conflict of interest

The lawyer may not represent a client where a conflict of interests may be present (Spain: article 22 Regulation of the Catalan Advocacy, Germany: § 43a para. 4 BRAO). Before accepting a retainer and during its execution, we control whether it exists or not such conflict of interest.

extrajudicial dispute resolution

In case of disputes between the lawyer and its client exists upon application the possibility of an extrajudicial dispute resolution.

Spain

It is competent the *Tribunal Arbitral del Ilustre Colegio de Abogados de Barcelona* (TACAB), C/ Mallorca, 283, 08037 Barcelona, Spain. Website: www.icab.cat.

Germany

It exists the possibility of an extrajudicial dispute resolution either applying to the Frankfurt am Main Bar Association (pursuant to § 73 Abs. 2 Nr. 3 in conjunction with § 73 Abs. 5 BRAO), to be found on the internet on the website www.rak-ffm.de, or applying to the *Schlichtungsstelle der Rechtsanwaltschaft* (Arbitration Board of the Advocacy, § 191 f BRAO) at the *Bundesrechtsanwaltskammer* (Federal Bar Association), to be found on the internet on the website of the Arbitration Board www.s-d-r.org, email: schlichtungsstelle@s-d-r.org.

alternative dispute resolution for consumers

Spain (Art. 40 Act 7/2017 of 2 november)

The responsible alternative dispute resolution entity for economic consumer disputes (ADR entity) is the *Tribunal Arbitral del Ilustre Colegio de Abogados de Barcelona* (TACAB), C/ Mallorca, 283, 08037

Barcelona, Spain, website: www.icab.cat.

Andreas Fuss does not commit to use those entities to resolve disputes with consumers.

Germany (§ 36 VSBG)

The responsible alternative dispute resolution entity for economic consumer disputes (ADR entity) is the *Schlichtungsstelle der Rechtsanwaltschaft* (arbitration board of the advocacy), Neue Grünstrasse 17, 10179 Berlin, Internet: www.s-d-r.org. Andreas Fuss does not commit to use those entities to resolve disputes with consumers.

online dispute resolution platform (ODR platform)

The European Commission provides a platform regarding online dispute resolution (ODR platform) for online contracts with consumers that is accessible on the link website <http://ec.europa.eu/consumers/odr>.

official complaint forms

The lawyer provides for clients who are consumers official query and complaint forms issued by the Agència Catalana del Consum de la Generalitat de Catalunya (catalan consumer authority). For more information please call the citizen service: 012 or 902.400.012 (for calls from outside Catalonia).

pre-contractual information

Cost estimates and pre-contractual information on our services may be requested sending us an enquiry to the above mentioned contact details.

contractual languages

If you want to commission our services the retainer may be signed in Spanish, Catalan, German or English if this was not the language you received the pre-contractual information.

applicable law

In case of non residents we usually agree upon Spanish law to be applicable to the retainer

to the exclusion of Spanish International Private Law and applicable foral law, as the case may be.

In case of consumer contracts this election applies unlimited only where the services are to be supplied to the customer exclusively in a country other than that in which he has his habitual residence. Otherwise such a choice may not, however, have the result of depriving the consumer of the protection afforded to him by provisions that cannot be derogated from by agreement by virtue of the law in absence of choice.

applicable jurisdiction

In order to settle any dispute which has arisen or which may arise from the interpretation or performance in connection with the retainer and mandate relationship executed by a person for a purpose which can be regarded as being inside his trade or profession, and except when otherwise stipulated, the jurisdiction shall have exclusively the courts in law of the city of Barcelona, Spain. The lawyer is allowed to bring the lawsuit to the courts of law of the domicile of the client.

last up-date

This information is updated per 20 December 2018.