What is Civil Liability?

The Person who causes a damage shall compensate it!
Illustrations from Switzerland

- Contained use of organisms
- Experimental Release of genetically modified organisms (field trials)
- Release of organisms into the environment
- Marketed genetically modified organisms (seeds, commodities)

Illustrations from Switzerland

- Contained use of organisms
- Release for experimental purposes with genetically modified organisms (field trials)
- Marketed genetically modified organisms (seeds)
Illustrations from Switzerland

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Chanelling of the liability

- Marketed genetically modified organisms (seeds) causing a damage
- GMO-farmer
- seedproducer
- No liability
- No compensation
Illustrations from Switzerland

Bare Mare Goldmine in Romania in January 2000

A spill of cyanide of a tailing dam caused a transboundary Pollution:
• Tons of cyanide went into the rivers Theiza and Danube
• Causing a transboundary waterpollution in Hungary and in Yugoslavia
• These damages to individuals and to the environment have not been compensated

Illustrations from Switzerland

No liability → Lack of a regime on international Civil Liability

Agreements on International Private Law
Allowing to enforce Domestic Law in a transboundary context

Member countries → Non member countries

Illustrations from Switzerland