Safe Standard® – Country Annex: Switzerland / Schweizerische Eidgenossenschaft (2025.1 Public Template)

Valid only for rentals occurring within Switzerland.

ENGLISH VERSION

1. National Legal Basis Relevant Swiss laws: • Swiss Code of Obligations (CO) – contracts, obligations, liability • Federal Act on Product Safety (PrSG) • Federal Act on Data Protection (FADP / nDSG) • Federal Act on Electronic Signatures (ZertES) • Civil Procedure Code (ZPO) Jurisdiction: court at the place of rental unless both parties agree otherwise. Private rental agreements are valid under Swiss civil-law principles.
2. Tax and Reporting Rental income is taxable. VAT (MWST): • Standard VAT rate: 8.1% (2024+) Record keeping: minimum 10 years (Federal Tax Administration).
3. Liability and Insurance Liability requires: • negligence or breach of duty • actual provable damage • causation Gross negligence or intent cannot be excluded. Template limits: • USD 270 per rental • USD 900 for Mobility (valid unless overridden by mandatory Swiss law) Recommended insurance: • Privathaftpflicht (private liability insurance) • Business/equipment insurance
4. Consumer Rights & Withdrawal Swiss law does NOT provide a general 14-day withdrawal right for rentals. Refund rules: • Before handover: by agreement • After handover: only if defective, unsafe, or unusable
5. Data Protection Applicable law: • Federal Act on Data Protection (FADP / nDSG) • No GDPR unless the renter is in the EU Safe Standard® stores no personal data; Stripe handles payments externally.
6. Enforcement & Cross-Border Cases Handled by cantonal civil courts. Foreign judgments may be recognized under the Federal Act on Private International Law (PILA). Arbitration allowed via written agreement.
7. Use of Templates in Switzerland Annex is internal reference only. Steps: 1. Rental Agreement (Country: Switzerland) 2. Focus Checklist at handover 3. Photo Rule — No notes = No damage = No photos 4. Issue Damage Invoice if needed 5. Annex is NOT given to the renter.

DEUTSCHE VERSION

1. Nationale Rechtsgrundlage Relevante Gesetze: • Obligationenrecht (OR) • Produktsicherheitsgesetz (PrSG) • Datenschutzgesetz (DSG) • ZertES (elektronische Signaturen) • Zivilprozessordnung (ZPO)
2. Steuern und Aufbewahrung MWST: 8.1 % Aufbewahrungspflicht: 10 Jahre.
3. Haftung und Versicherung Erfordert Fahrlässigkeit, Schaden und Kausalität. Limiten: • 270 USD pro Vermietung • 900 USD Mobility
4. Konsumentenrechte Kein 14-tägiges Widerrufsrecht für terminierte Dienstleistungen.
5. Datenschutz DSG gilt.
6. Vollstreckung Anerkennung ausländischer Urteile gemäss IPRG.
7. Verwendung in der Schweiz Anhang wird NICHT an den Mieter gegeben.