

Case law

Case Details

National ID: VSL I Cp 4405/2010

Member State: Slovenia

Common Name:link

Decision type: Other

Decision date: 30/03/2011

Court: Višje sodišče v Ljubljani (First instance and/or appellate court, Ljubljana)

Subject:

Plaintiff:

Defendant:

Keywords:

Directive Articles

Package Travel Directive, [Article 1](#)

Headnote

The consumer has to prove, that an optional excursion was an essential part of the pack-age travel contract.

Facts

The first instance court upheld a claim for execution of payment against the defendant (consumer). The Appellate court confirmed.

Legal issue

Defendant and claimant (tour organiser) have concluded a contract for a package tour to Iceland. They have also agreed on an optional excursion to Greenland against payment. Later, the claimant has cancelled the optional excursion. Ten days prior to departure the claimant has informed the defendant that the optional excursion is >doubtful< and five days later, that it is cancelled. The defendant has cancelled the entire trip. In the proceedings, the defendant failed to prove that the optional excursion (to Greenland) was the essential part of the package travel contract.

Decision

Full text: [Full text](#)

Related Cases

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Legal Literature

No results available

Result