

## EU Consumer Law Acquis Compendium

### Legislation

Estonia (EE) Nr. 6 EN

---

**Full name and/or number of the statute (in original language):**

Majandus- ja kommunikatsiooniministri 10. mai 2004. a määrus nr 130

**Translation of the name:**

Regulation No. 130 of 10.05.2004

**Reference in Official Journal (if appropriate):**

Riigi Teataja 2004, No. 63, p. 1052

**Date of coming into force:**

**Subsequent amendments:**

---

**Text:**

Establishing the list of Directives under which orders are made for the cessation of a cross-border activity harmful to the collective interests of consumers and designating the bodies and organisations competent to do so

Regulation No 130 of the Ministry for Economic Affairs and Communications of 10 May 2004

This Regulation is enacted under Section 42(2) and (4) of the Consumer Protection Act (RT I 2004, 13, 86).

§ 1. Scope

(1) This Regulation shall apply where:

1) the activity of a trader operating in a Member State of the European Union is contrary to the provisions of certain Directives as enacted in legal instruments applying in that Member State, and the consequences of the infringement become apparent in Estonia;

2) the activity of a trader operating in Estonia is contrary to the provisions of certain directives as enacted in legal instruments applying in Estonia, and the consequences of the

infringement become apparent in another Member State.

(2) In this Regulation 'infringement' shall mean any action that is contrary to provisions of the Directives listed in section 2, as transposed into the national legal order, and is harmful to the collective interests of consumers.

### § 2. List of Directives

The Directives referred to in Section 1 are the following:

- 1) Council Directive 84/450/EEC relating to the approximation of the laws, regulations and administrative provisions of the Member States concerning misleading advertising (OJ L 250, 19.9.1984, p. 17);
- 2) Council Directive 85/577/EEC to protect the consumer in respect of contracts negotiated away from business premises (OJ L 372, 31.12.1985, p. 31);
- 3) Council Directive 87/102/EEC for the approximation of the laws, regulations and administrative provisions of the Member States concerning consumer credit (OJ L 42, 12.2.1987, p. 48), as last amended by Directive 98/7/EC (OJ L 101, 1.4.1998, p. 17);
- 4) Council Directive 89/552/EEC on the coordination of certain provisions laid down by law, regulation or administrative action in Member States concerning the pursuit of television broadcasting activities: Articles 10 to 21 (OJ L 298, 17.10.1989, p. 23), as amended by Directive 97/36/EC (OJ L 202, 30.7.1997, p. 60).
- 5) Council Directive 90/314/EEC on package travel, package holidays and package tours (OJ L 158, 23.6.1990, p. 59);
- 6) Directive 2001/83/EC of the European Parliament and of the Council on the Community code relating to medicinal products for human use (OJ L 311, 28.11.2001, p. 67);
- 7) Council Directive 93/13/EEC on unfair terms in consumer contracts (OJ L 95, 21.4.1993, p. 29);
- 8) Directive 94/47/EC of the European Parliament and of the Council on the protection of purchasers in respect of certain aspects of contracts relating to the purchase of the right to use immovable properties on a timeshare basis (OJ L 280, 29.10.1994, p. 83);
- 9) Directive 97/7/EC of the European Parliament and of the Council on the protection of consumers in respect of distance contracts (OJ L 144, 4.6.1997, p. 19);
- 10) Directive 1999/44/EC of the European Parliament and of the Council on certain aspects of the sale of consumer goods and associated guarantees (OJ L 171, 7.07.1999, p. 12);
- 11) Directive 2000/31/EC of the European Parliament and of the Council on certain legal aspects of information society services, in particular electronic commerce, in the Internal Market (OJ L 178, 17.07.2000, p. 19);

12) Directive 2002/65/EC of the European Parliament and of the Council concerning the distance marketing of consumer financial services and amending Directive 90/619/EEC and Directives 97/7/EC and 98/27/EC (OJ L 271, 9.10.2002, p. 16).

§ 3. Bodies and organisations competent to bring proceedings for the termination of an infringement

(1) For the Directives referred to in paragraphs 1–5 and 7–12 of Section 2, the Consumer Protection Board shall be competent to bring proceedings for the termination of an infringement.

(2) For the Directive referred to in paragraph 6 of Section 2, the State Medicines Agency shall be competent to bring proceedings for the termination of an infringement.

(3) The bodies referred to in paragraphs 1 and 2 of this Section shall be notified to the European Commission.

(4) The bodies and organisations in the Member States included in the list published in the Official Journal of the European Union shall be entitled to approach the bodies referred to in paragraphs 1 and 2 of this Section with an application for the termination of an infringement.

Minister Meelis ATONEN

Permanent Under-Secretary Marika PRISKE