

Õiguskirjandus

Õiguskirjanduse üksikasjad

Liikmesriik: Eesti

Pealkiri: Protection of consumers in order for payment proceedings in the light of the jurisprudence of the European Court of Justice

Alapealkiri:

Liik: Article

URL: https://www.juridica.ee/article.php?uri=2019_8_tarbija_

Autor: KALAMEES, P.

Viide: Juridica. pp 613-624.

Ilumisaasta: 2019

Võtmesõnad: consumers protection, payment proceedings, unfair tems, consumer rights, standard terms, artificial intelligence

Direktiivi artiklid

Unfair Contract Terms Directive, [Article 3, 1](#). Unfair Contract Terms Directive, [Article 6](#)

Põhimärkus

Tarbija õiguste kaitse maksekäsu kiirmenetluses Euroopa Kohtu praktika valguses.

The article analyses whether the Estonian regulation governing the expedited procedure of a payment order conforms to the Unfair Terms Directive in the light of European Court of Justice case law and whether consumer rights are protected in this procedure to the required extent. At that, it is assessed whether consumer rights can be sufficiently protected regarding the regulation governing unfair standard terms if the court does not have the opportunity to get access to the contractual terms that are the basis for the claim. In addition, the article shows that the resolution of claims originating from consumer contracts concluded upon standard terms cannot be fully assigned to artificial intelligence.

Üldmärkus

Seotud juhtumid

Tulemused puuduvad