

Legal Literature

Legal Literature Details

Member State	Netherlands
Title	E-commerce, collective injunctions and choice-of-law provisions in consumer contracts: refining of European conflict law
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Directive Articles

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

Headnote

The author analyses the discrepancies between the opinion of the advocate-general and the European Court of Justice for the use of Rome I and Rome II in the view of collective injunctions and the use of unreasonably onerous provisions in consumer contracts. The author focusses the discussion around the decision of the European Court of Justice (Verein für Konsumenteninformation/Amazon EU Sárl, ECLI:EU:C:2016:612).

The author analyses the courts' decision and in his view the the Court is obliged to align with Rome I when judging the lawfulness of a specific provision.

General Note

Related Cases

No results available