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EU Consumer Law

Hans-W. Micklitz

Norbert Reich

Peter Rott

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Understanding Eu Consumer Law

Paolisa Nebbia, Tony Askham



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practices and contract law In particular the manuscript demonstrates that the Directive 2005 29 EC on unfair commercial practices UCPD has had a major impact on contract law despite the declaration concerning the formal independence between the two branches of law established by Article 3 2 UCPD The insights and conclusions identified in the book contribute to a better understanding of European private law and the general process of Europeanisation of private law in the European Union and in particular of contract law European Consumer Protection James Devenney, Mel Kenny, 2012-04-05 This volume analyses the theory and practice of European consumer protection in the context of consolidation initiatives seen inter alia in the revision of the Consumer Acquis the Draft Common Frame of Reference and the proposal for an EU Consumer Rights Directive The issues addressed are all the more significant given the revisions to the proposed Directive the appointment of an Expert Group on a Common Frame of Reference and the Commission's 2010 Green Paper on progress towards a European Contract Law The contributions to this volume point to the arrival of a contested moment in EU consumer protection questioning the arrival of the empowered consumer and uncovering the fault lines between consumer protection and other goals What emerges is a model of poly contextual EU consumer protection law a model that challenges the assumptions in both the 2010 Green Paper and the revised proposed Consumer Rights Directive

Understanding EU Law Erika M. Szyszczak, Adam Jan Cygan, 2005 The Understanding Law Series is a collection of introductions designed particularly with the new law student in mind **Research Handbook on EU Consumer and Contract Law** Christian Twigg-Flesner, 2016-09-30 The Research Handbook on EU Consumer and Contract Law takes stock of the evolution of this fascinating area of private law to date and identifies key themes for the future development of the law and research agendas This major Handbook brings together contributions by leading academics from across the EU on the latest developments and controversies in these important areas of law The Handbook is divided into three distinct and thematic parts firstly authors examine a range of cross cutting issues relevant to both consumer and contract law The second part discusses specific topics on EU consumer law including the consumer image within EU law information duties and unfair contract terms The final part focuses on a number of important subjects which remain current in the development of EU contract law and presents a number of innovative solutions to the challenges presented in parts one and two This timely and insightful Handbook will provide both a comprehensive survey of this area of law for the novice researcher and fresh food for thought for scholars who have been researching this area of law for many years Contributors include E A Amayuelas H Beale J M Bech Serrat C Busch R Canavan P Cartwright O O Cherednychenko G Comparato G Cordero Moss A Cygan L Gillies M Graziadei M W Hesselink G Howells C Mak V Mak H W Micklitz B Pozzo P Rott J Rutgers J M Smits Y Svetiev E T T Tai C Twigg Flesner W H van Boom J Watson F Zoll **A Guide to the Consumer Protection Act** Evert Philippus Van Eeden, 2009 **European Consumer Law** Norbert Reich, Hans-W Micklitz, Peter Rott, Klaus Tonner, 2014 The book provides a concise and up to date overview of European Consumer Law Jan Schurnbrand in RabelsZ 74 2010 891 certainly an

important accomplishment Marco B M Loos in 2011 ZEuP 447 **Rethinking EU Consumer Law** Geraint Howells, Christian Twigg-Flesner, Thomas Wilhelmsson, 2017-07-28 In *Rethinking EU Consumer Law* the authors analyse the development of EU consumer law on the basis of a number of clear themes which are then traced through specific areas. Recurring themes include the artificiality of the EU's consumer image, the problems created by the drive towards maximum harmonisation and the unexpected effects EU Consumer Law has had on national law. The book argues that EU Consumer Law has the potential of enhancing the protecting of consumers throughout the EU and could offer a model for consumer law elsewhere in the world but in order to unlock this potential there needs to be a rethink with regard to the EU's approach to consumer law and policy.

The Yearbook of Consumer Law 2009 Annette Nordhausen, Geraint Howells, 2008 The Yearbook of Consumer Law 2009 presents a range of peer reviewed scholarly articles analytical in approach and focusing on specific areas of consumer law such as credit consumer redress and the impact of the European Union on consumer law. The book also includes a section dedicated to significant developments during the period covered such as key legislative developments and important court decisions.

A Cross-Border-Only Regulation for Consumer Transactions in the EU Christian Twigg-Flesner, 2011-11-16 For almost three decades the European Union EU has adopted measures to regulate consumer transactions within the internal market created by the EU Treaties. Existing legislation is largely based on directives harmonizing aspects of national consumer laws. This Brief argues that a more appropriate approach for EU consumer law would be legislation in the form of a regulation which is applicable to cross border transactions only. The author considers the constitutional constraints of the EU Treaties before examining the case for a cross border only measure. He argues that the cross border approach is preferable because it would provide clearer benefits for consumers seeking to buy goods and services across borders while not upsetting domestic law unnecessarily in particular in the context of e-commerce with implications for industry policymaking and regional development. The Brief concludes by suggesting that a successful EU measure on cross border consumer transactions could create a template for global initiatives for transnational consumer law.

New Frontiers of Consumer Protection Fabrizio Cafaggi, 2009 Collective redress has gained momentum in Europe and North America. Legal reforms are driven by different institutional conditions but show a limited degree of convergence. In this book seventeen contributions from the US, Canada and the Member States of the European Union put the interplay of public enforcement and private collective judicial enforcement into perspective. The parameters of analysis are the constitutional dimension i.e. three multi level systems compared US, EC and Canada; vertically allocation of powers between levels and distinction between regulation and private law and administrative control versus judicial control; horizontally degree of harmonization; trans border litigation; choice of law; the institutional dimension: the players regulatory and judges; private organization and lawyers; and the substantive dimension: regulation through administrative law versus regulation through tort or contract law; standard setting: strict liability versus negligence; remedies: injunctions and damages.

These three parameters are then broken down into five sections general comparison the public private enforcement divide remedies concerning the distinction between injunction and damages as well as between class actions and group actions negotiation and adjudication trans border litigation and international private law The final chapter develops prospects to indicate the way ahead

Consumer Law and Policy Iain Ramsay, 2007-09-30 This revised edition takes into account the development in consumer law and policy while maintaining much of the structure of the earlier edition

EU Consumer Law Paolisa Nebbia, Tony Askham, 2004 EU Consumer Law charts the development of consumer protection law and policy in the context of legislation and case law and provides a uniquely comprehensive analysis of all EU legislative measures affecting consumers It derives from a section in the looseleaf Law of the EU Vaughan Robertson eds and is made available here for the benefit of those who don t subscribe to the looseleaf

EU Consumer Law and Human Rights Iris Benöhr, 2013-12-19 Traditionally consumer law has played an instrumental role in the EU as a tool for market integration There are now signs in the new EU legal framework and jurisprudence that this may be changing The Lisbon Treaty contains provisions affecting consumer law and at the same time it grants binding legal force to the EU Charter which in turn adds a fundamental rights dimension to consumer protection This evolution however is still at an early stage and may be thwarted by conflicting trends Moreover it may generate tensions between social objectives and economic goals This book provides the first comprehensive analysis of these developments and examines new avenues that may be opening for consumer law focusing on three key areas financial services electronic communication and access to justice Through a systematic analysis of relevant cases the book traces the development of a human rights dimension in consumer law and details the ramifications that the post Lisbon legal framework may have on consumer protection and policy This book concludes by proposing new directions in consumer law striking a compromise between social and economic demands

European Legal Book Index, 1994

European Private Law: Foreword Mauro Bussani, Franz Werro, 2009

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