

EFTA COURT

Action brought on 30 November 2012 by the EFTA Surveillance Authority against Iceland

(Case E 12/12)

An action against Iceland was brought before the EFTA Court on 30 November 2012 by the EFTA Surveillance Authority, represented by Markus Schneider and Clémence Perrin, acting as Agents, Rue Belliard 35, B-1040 Brussels.

The EFTA Surveillance Authority requests the EFTA Court to:

- 1. Declare that by failing to adopt, or to notify the Authority of, the measures necessary to implement the Act referred to at point 7h of Annex XIX to the Agreement on the European Economic Area (Directive 2008/48/EC of the European Parliament and of the Council of 23 April 2008 on credit agreements for consumers and repealing Council Directive 87/102/EEC), as adapted to the Agreement by way of Protocol 1 thereto, within the time limit prescribed, Iceland has failed to fulfil its obligations under the Act and under Article 7 of the EEA Agreement;**

and

- 2. Order Iceland to bear the costs of the proceedings.**

Legal and factual background and pleas in law adduced in support:

- The EFTA Surveillance Authority submits that Iceland is required, under Article 27 of Directive 2008/48/EC of the European Parliament and of the Council of 23 April 2008 (the Directive), and Article 7 of the EEA Agreement, to take, and to inform the EFTA Surveillance Authority of, the measures it has taken in order to implement the Directive.
- The EFTA Surveillance Authority submits that it has received no such information from the Icelandic Government, nor is it in possession of any other information which would enable it to conclude that the measures necessary to implement the Directive have been taken.
- The EFTA Surveillance Authority submits that Iceland has failed to fulfil its obligations under Article 27 of the Directive and under Article 7 of the EEA Agreement by failing to adopt, or to notify the Authority of, the measures necessary to implement the Directive within the time prescribed.