

## EFTA COURT

### **Action brought on 21 April 2015 by the EFTA Surveillance Authority against the Principality of Liechtenstein**

**(Case E-12/15)**

An action against the Principality of Liechtenstein was brought before the EFTA Court on 21 April 2015 by the EFTA Surveillance Authority, represented by Markus Schneider and Marlene Lie Hakkebo, acting as Agents of the EFTA Surveillance Authority, 35 Rue Belliard, B-1040 Brussels.

The EFTA Surveillance Authority requests the EFTA Court to:

- 1. Declare that the Principality of Liechtenstein has failed to fulfil its obligations under the Act referred to at points 7a, 7e and 7i of Annex XIX to the Agreement on the European Economic Area, (Directive 2011/83/EU of the European Parliament and of the Council of 25 October 2011 on consumer rights, amending Council Directive 93/13/EEC and Directive 1999/44/EC of the European Parliament and of the Council and repealing Council Directive 85/577/EEC and Directive 97/7/EC of the European Parliament and of the Council), as adapted to the Agreement by way of Protocol 1 thereto, and under Article 7 of the Agreement, by failing to adopt the measures necessary to implement the Act within the time prescribed.**
- 2. Order Liechtenstein to bear the costs of these proceedings.**

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

- The application addresses the failure by the Principality of Liechtenstein to comply, no later than on 24 November 2014, with a reasoned opinion delivered by the EFTA Surveillance Authority on 24 September 2014 regarding that State's failure to implement into its national legal order *Directive 2011/83/EU of the European Parliament and of the Council of 25 October 2011 on consumer rights, amending Council Directive 93/13/EEC and Directive 1999/44/EC of the European Parliament and of the Council and repealing Council Directive 85/577/EEC and Directive 97/7/EC of the European Parliament and of the Council*, as referred to at points 7a, 7e and 7i of Annex XIX to the Agreement on the European Economic Area, and as adapted to that Agreement by way of Protocol 1 thereto ("the Act").

- The EFTA Surveillance Authority submits that Liechtenstein has failed to fulfil its obligations under the Act and under Article 7 of the EEA Agreement by failing to adopt the measures necessary to implement the Act within the time prescribed.