

## **EFTA COURT**

### **Request for an Advisory Opinion from the EFTA Court by Héraðsdómur Reykjavíkur dated 19 February 2024 in the case of Margrét Rósa Kristjánsdóttir v the Icelandic State**

**(Case E-3/24)**

A request has been made to the EFTA Court, dated 19 February 2024, from Héraðsdómur Reykjavíkur (Reykjavik District Court), which was received at the Court Registry on 20 February 2024, for an Advisory Opinion in the case of Margrét Rósa Kristjánsdóttir v the Icelandic State, on the following questions:

- 1. Can board members of a legal entity that operates in the public interest fall within the concept of ‘worker’ within the meaning of Council Directive 98/59/EC, for deciding the number of workers deemed to be employed by such a legal entity, for the purpose of calculating the minimum for collective redundancy (10% or 30 workers), as stated in point (i)(a) of paragraph 1 of Article 1 of the Directive?**
- 2. Does Article 6 of Directive 98/59/EC, regarding that EEA States shall ensure that representatives of workers and/or workers themselves can have at their disposal administrative and/or judicial procedures in order to ensure that the obligations laid down in this Directive are fulfilled, entail other or further requirements than those that EEA States prescribe in general for liability for damages resulting from infringements of the rules inherent in the Directive?**