



## **ORDER OF THE ACTING PRESIDENT OF THE COURT**

27 February 1995

*(Request for an advisory opinion from Marknadsdomstolen, Sweden)*

*(Withdrawal of a request for an advisory opinion)*

In Case E-4/94

### **Konsumentombudsmannen v. De Agostini (Svenska) Förlag AB**

Request for an advisory opinion by Marknadsdomstolen by order of that court of 30 August 1994 in the case of Konsumentombudsmannen against De Agostini (Svenska) Förlag AB.

THE ACTING PRESIDENT OF THE COURT

makes the following

### **ORDER**

A request has been made to the EFTA Court by an order of 30 August 1994 of Marknadsdomstolen (the Market Court), Sweden, which was received at the Court Registry on 12 September 1994, for an advisory opinion in the case of Konsumentombudsmannen (the Consumer Ombudsman) against De Agostini (Svenska) Förlag AB, on the following questions:

1. Does Article 2(2) of Council Directive 89/552/EEC (the TV Directive) or the transmitting State principle contained therein prevent a receiving State from taking action against an advertisement which is distributed by an advertiser by means of television broadcasts from other EEA States?
2. Is the application of the provision in Section 11(1) of Radiolagen (the Swedish Radio Act), which prohibits advertising aimed at children, compatible with Article 11 of the EEA Agreement?

On 8 February 1995 the Market Court decided to withdraw its earlier request for an advisory opinion from the EFTA Court in Case E-4/94.

The Market Court has withdrawn its request and costs have not been claimed or incurred before the EFTA Court.

On those grounds,

THE ACTING PRESIDENT OF THE COURT

hereby orders:

**Case E-4/94 is removed from the Register.**

Geneva, 27 February 1995

Karin Hökberg  
Registrar

Bjørn Haug  
Acting President