

## **GENERAL INFORMATION**

<b>Course:</b>	<b>Consumer Protection in the European Union</b> <b>[Lecture and classes]</b>
<b>Field of study:</b>	<b>BBA, third year</b>
<b>Semester:</b>	<b>Summer 2024/2025</b>
<b>Teacher:</b>	<b>Agnieszka Guzewicz PhD</b>
<b>Unit:</b>	<b>Department of Civil Law and Private International Law</b>

## **PROGRAMME**

1. Development of consumer protection policy in the European Union.
2. Sources of consumer protection law in the European Union.
3. Notion of consumer in the European Union.
4. B2C contracts and the protection of selected consumer rights.
5. Consumer protection in contracts for the sale of goods and the provision of digital services. E-commerce. the protection of consumers in respect of distance contracts. New technologies and consumer protection.
6. Consumer protection against unfair market practices and abusive clauses.
7. Consumer protection on the tourist services market.
8. Consumer protection in the financial services market.
9. Online dispute resolution for consumer. Alternative dispute resolution.
10. New Deal for consumers. Redress for consumers. Institutions of consumer protection in EU.

## **REQUIREMENTS TO COMPLETE THE COURSE**

### **LECTURE**

#### **I. WRITTEN TASK**

##### **Written task during the lecture.**

All necessary details concerning the written task will be sent to Students by the teacher via email.

### **CLASSES**

#### **I. ORAL ANALYSIS**

Each Student should read in advance a given judgment of the Court of Justice of the European Union and then present it during the classes. It will be assessed by the teacher.

Steps of an analysis and criteria of evaluation will be sent to Students by the teacher via email.

## **II. ATTENDANCE**

Attendance is obligatory.

In regard to attendance, one unexcused absence is allowed.

Each subsequent absence should be made up for in the form of an oral answer during the office hours within two weeks of the absence or the cause of the absence - otherwise the final grade will be reduced by half a degree.

## **III. ACTIVITY**

Outstanding activity in the area covered by the subject matter of classes, confirmed by "pluses" (obtained during at least half of the classes), results in an increase of the final grade by half a degree. Please check your additional points ("pluses") after each class.

## **RECOMMENDED LITERATURE / LEGAL ACTS / LINKS**

J. Gordley, H. Jiang, A. T. von Mehren, *An Introduction to the Comparative Study of Private Law. Readings, Cases, Materials*, Cambridge University Press 2021.

H.-W. Micklitz, *European Consumer Law*, in: E. Jones (ed.) et al., *The Oxford Handbook of the European Union*, Oxford 2013, p. 526-531.

J. Devenney, M. Kenny (eds.), *European Consumer Protection. Theory and Practice*, Cambridge University Press 2012.

S. Smyczek, *Consumer rights protection: threats and opportunities for enhancing consumer awareness*, Uniwersytet Ekonomiczny w Katowicach. Katowice 2020.

E. Rutkowska-Tomaszewska, *FinTech: conceptual and regulatory problems: some introductory remarks*, in: E. Bani, B. Pachuca-Smulska, E. Rutkowska-Tomaszewska (eds.), *Public and private law and the challenges of new technologies and digital markets. vol. 2, Legal aspects of Fintech*, Warszawa 2020. p. 3-33.

B. Pachuca-Smulska (ed.), *Consumer protection law in Poland from the perspective of EU law*, Warszawa 2017.

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 Text with EEA relevance (OJ L 304, 22.11.2011, p. 64–88), <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=celex%3A32011L0083>

Directive (EU) 2015/2302 of the European Parliament and of the Council of 25 November 2015 on package travel and linked travel arrangements, amending Regulation (EC) No 2006/2004 and Directive 2011/83/EU of the European Parliament and of the Council and repealing Council Directive 90/314/EEC (OJ L 326, 11.12.2015, p. 1–33), <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A32015L2302>

Council Directive 93/13/EEC of 5 April 1993 on unfair terms in consumer contracts (OJ 1993, L 95/29), <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A31993L0013>

Directive 2005/29/EC of the European Parliament and of the Council of 11 May 2005 concerning unfair business-to-consumer commercial practices in the internal market and amending Council Directive 84/450/EEC, Directives 97/7/EC, 98/27/EC and 2002/65/EC of the European Parliament and of the Council and Regulation (EC) No 2006/2004 of the European Parliament and of the Council ('Unfair Commercial Practices Directive') (Text with EEA relevance) (OJ L 149, 11.6.2005, p. 22–39), <https://eur-lex.europa.eu/eli/dir/2005/29/oj>

Council Directive 85/374/EEC of 25 July 1985 on the approximation of the laws, regulations and administrative provisions of the Member States concerning liability for defective products (OJ L 210, 7.8.1985, p. 29–33), <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=celex%3A31985L0374>

Directive (EU) 2024/2853 of the European Parliament and of the Council of 23 October 2024 on liability for defective products and repealing Council Directive 85/374/EEC (OJ L, 2024/2853) 18.11.2024, <https://eur-lex.europa.eu/eli/dir/2024/2853/oj/eng>

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 (OJ L 133, 22.5.2008, p. 66–92), <https://eur-lex.europa.eu/legal-content/EN/ALL/?uri=CELEX%3A32008L0048>

Case law of the Court of Justice of the European Union in Luxembourg, <https://curia.europa.eu/jcms/jcms/index.html>