Ref. Ares(2014)1472614 – 07/05/2014

Kingdom of the Netherlands

CF: Just
Inf: SG.C$_3$

Secretariat General of the European Commission
Wetstraat 200
1049 Brussels

Kortenberglaan 4-10
1040 Brussels
Belgium
www.minbuza.nl

Contact
Petra Gevels
T +32 2 679 15 31
petra.gevels@minbuza.nl

Our reference
BRE-JUS-14/804

Annex(es)
1

Date 25 April 2014
Subject Notification of legislation implementing the Consumer Rights Directive 2011/83/EU

The act implementing Consumer Rights Directive 2011/83/EU was adopted on 12 March of this year. The act has since appeared in the Bulletin of Acts and Decrees and, in accordance with Article 28(2) of the directive, will enter into force on 13 June next. A copy of the act is annexed.
The directive gives the Member States the opportunity to make a number of regulatory choices. Article 29(1) of the directive provides that, where a Member State makes use of any of these regulatory choices, it is to inform the European Commission thereof.

The Netherlands accordingly wishes to inform the European Commission of the following.
The Netherlands has decided to make use of the possibility:

- to exclude from regulation off-premises contracts up to a maximum of EUR 50 (choice provided in Article 3(4) of the directive);
- not to apply the amended information regime to off-premises contracts for repairs and maintenance up to EUR 200 in Article 7(4) (choice provided in Article 7(4) of the directive);
- to specify that, where a services contract or a contract for the supply of gas, water or electricity is concluded by telephone,
  a) the trader must confirm the offer to the consumer, and

b) the consumer is bound by the contract only once he has signed the offer or has sent his written consent to the contract to the trader (choice provided in Article 8(6) of the directive).

The Netherlands has not made use of the regulatory choices in Articles 6(7) and 9(3).

Yours etc.

The Permanent Representative of the
Kingdom of the Netherlands to the European Union,

pp.

[Signature]

Geran Kaai
Head of Security and Justice

Date
25 April 2014

Our reference
BRE-JUS-14/804