

UNOFFICIAL TRANSLATION

Information for the European Commission on Luxembourg's regulatory choices under Article 29 of Directive 2011/83/EU of the European Parliament and of the Council on consumer rights (short title)

Luxembourg has implemented the following regulatory choices, in accordance with Article 29 of the Directive referred to above, by enacting the Law of 2 April 2014 which

1. amends
 - the Consumer Code;
 - the amended Law of 14 August 2000 on e-commerce;
 - the amended Law of 30 May 2005 on specific provisions on the protection of individuals with regard to the processing of personal data in electronic communications and amending Articles 88(2) and 88(4) of the Code of Criminal Procedure;
 - the amended Law of 8 April 2011 establishing a Consumer Code;
2. repeals the amended Law of 16 July 1987 on canvassing, street vending, displaying goods and seeking orders.

(Mémorial A - No 64, 22 April 2014)

Article 3(4)

Luxembourg has exercised the option given to Member States not to apply Chapter III of the Directive on pre-contractual information requirements and the right of withdrawal to off-premises contracts for which the payment to be made by the consumer does not exceed EUR 50, with the sole exception of contracts concluded by doorstep selling. Luxembourg has, however, decided to apply (i) Chapter IV on other consumer rights and (ii) Article 27 on inertia selling to off-premises contracts of less than EUR 50.

Article 6(7)

Luxembourg has not exercised the option given to Member States to maintain or introduce in their national law language requirements regarding the contractual information.

Article 6(8)

Luxembourg does not impose additional information requirements in accordance with Directives 2000/31/EC and 2006/123/EC.

Article 7(4)

Luxembourg has exercised the option given to Member States to specify less onerous pre-contractual information requirements for off-premises contracts for repairs or maintenance performed immediately for an amount not exceeding EUR 200.

Article 8(6)

For distance contracts concluded by telephone, Luxembourg has stipulated that the trader must confirm the offer on a durable medium and that the consumer is bound by the offer only

once he has signed it or sent his written consent.

Article 9(3)

In the case of the contracts referred to in the Directive, Luxembourg law does not prohibit the trader from collecting payment from the consumer during a given period after the conclusion of the contract. Luxembourg has therefore not exercised the option given to Member States to maintain such legislation.

Luxembourg, 25 April 2014