

Unofficial English translation

Denmark

Notification Art. 33 CRD

National provisions going beyond Art. 5(1) to (3) and Art. 7(1) of Directive 1999/44/EC on certain aspects of the sale of consumer goods and associated guarantees

The Danish Sale of Goods Act (consolidated Act no. 140 of 17 February 2014). The directive was originally implemented through Act. No. 213 of 22 April 2002.

Section 81

Notice of Lack of Conformity

81. If he intends to rely on a lack of conformity, the buyer shall give the seller notice thereof within a reasonable time after he has discovered the lack of conformity. If he fails to do so, the buyer will lose the right to rely on the lack of conformity. Any notice given within a period of two months after the buyer discovered the lack of conformity shall be a timely notice.

82. The provisions of section 81 of this Act do not apply if the seller has acted contrary to the requirement of good faith or has been grossly negligent.

83.-(1) In any event, the buyer loses the right to rely on a lack of conformity of the goods if he does not give the seller notice thereof within a period of two years from the date on which the goods were handed over to the buyer, unless the seller has guaranteed for the goods for a longer period or has acted contrary to the requirement of good faith.

(2) The provisions of subsection (1) above shall not apply if a public authority has ordered the recall or destruction of the goods because they are dangerous. Subsection (1) shall not apply to a contract for the sale of building materials.