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1. Consumer policy institutions

1.1. **MINISTRY RESPONSIBLE FOR CONSUMER POLICY**

In Netherlands there is not a single Ministry whose main task is consumer policy, consumer protection and consumer affairs. However, Mr Henk Kamp of the Ministry of Economic Affairs is responsible for the general consumer policy as well as some specific sectors as energy and telecommunications. Other aspects are dealt with by the Ministry of Security and Justice, the Ministry of Health, Welfare and Sport and the Ministry of Finance.

- **Ministry of Economic Affairs, Agriculture and Innovation**
  
  *Minister Name:* Mr Henk Kamp  
  *Visitors Address:* Bezuidenhoutseweg 73, 2594 AC Den Haag  
  *Postal Address:* Postbus 20401, 2500 EK Den Haag  
  *Tel:* (+31) (0)70 379 89 11  
  *Website:* https://www.rijksoverheid.nl/ministeries/ministerie-van-economische-zaken

- **Ministry of Security and Justice**
  
  *Visitors Address:* Turfmarkt 147, 2511 DP Den Haag  
  *Postal address:* Postbus 20301, 2500 EH Den Haag  
  *Tel:* (+31) (0)70 370 79 11  
  *Website:* https://www.rijksoverheid.nl/ministeries/ministerie-van-veiligheid-en-justitie

- **Ministry of Finance**
  
  *Visitors address:* Korte Voorhout 7  
  *Postal address:* Postbus 20201, 2500 EE Den Haag  
  *Tel:* (+31) (0)70 342 80 00  
  *Website:* https://www.rijksoverheid.nl/ministeries/ministerie-van-financien

- **Ministry of Infrastructure and the Environment**
  
  *Visitors address:* Plesmanweg 1-6, 2597 JG Den Haag  
  *Postal address:* Postbus 20901, 2500 EX Den Haag  
  *Tel:* (+31) (0)70 456 00 00  
  *Website:* https://www.rijksoverheid.nl/ministeries/ministerie-van-infrastructuur-en-milieu

- **Ministry of Health, Welfare and Sport**
  
  *Visitors address:* Parnassusplein 5  
  *Postal address:* Postbus 20350, 2500 EJ Den Haag  
  *Tel:* (+31) (0)70 340 79 11  
  *Fax:* (+31) (0)70 340 78 34  
  *Website:* https://www.rijksoverheid.nl/ministeries/ministerie-van-volksgezondheid-welzijn-en-sport
1.2. **PUBLIC AGENCIES**

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<td>The Dutch Authority for Consumers &amp; Markets (ACM)</td>
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<tr>
<td>Directive 98/6/EC</td>
<td>ACM (investigation) / Public Prosecution Service (enforcement)</td>
</tr>
</tbody>
</table>

1.3. **NATIONAL CONSUMER ORGANISATIONS**

There is no official list of consumer organisations. The organisations that are *de facto* considered as consumer organisations are:

- **‘Consumentenbond’**
  
  *Postal Address:* Postbus 1000, 2500 BA Den Haag  
  *Address:* Enthovenplein 1, 2521 DA Den Haag  
  *Tel:* +31 (0)70 445 45 45  
  *Website:* http://www.consumentenbond.nl/

  It is the biggest (486,000 members) and more general consumer organisation. The bond gives information about consumer law and product/services tests, publishes several magazines and gives opinions to new consumer policy, on national and European level.

Other (sector specific) consumer organisations are (a few out of a long list):

- **Stichting de Ombudsman (holds the Government to account over its conduct towards citizens)**
  
  *Address:* Postbus 93122, 2509 AC Den Haag  
  *Tel:* +31 (0)70 356 35 63  
  *E-mail:* info@stichtingdeombudsman.nl  
  *Website:* https://www.nationaleombudsman.nl/
• **Goede Waar en CO (human, animal and environmental aspects of consuming)**  
  *Address*: Postbus 40, 2050 AA Overveen  
  *E-mail*: info@goedewaar.nl  
  *Website*: http://www.goedewaar.nl/

• **ANWB (cars, travelling)**  
  *Website*: [http://www.anwb.nl](http://www.anwb.nl)

• **ROVER (public transport)**  
  *Address*: Utrechtseweg 59, 3818 EA Amersfoort  
  *Tel*: (+31) (0)33 422 04 50  
  *Website*: [www.rover.nl](http://www.rover.nl)

• **NPCF (patient organisation)**  
  *Postal Address*: Postbus 1539, 3500 BM Utrecht  
  *Visitors Address*: Van Dommelenhuis, Churchillaan 11, 6th floor, 3527 GV Utrecht  
  *Tel*: +31 (0)30 297 03 03  
  *E-mail*: npcf@npcf.nl

• **Vereniging eigen Huis (houses, living)**  
  *Postal Address*: Postbus 735, 3800 AS, Amersfoort  
  *Tel*: +31 (0)33 450 77 50  
  *Website*: [https://www.eigenhuis.nl](https://www.eigenhuis.nl)

1.4. **NATIONAL COUNCILS/ASSEMBLIES OF CONSUMER ORGANISATIONS AND OTHER STAKEHOLDERS**

• **SER**  
  *Address*: Bezuidenhoutseweg 60, 2594 AW Den Haag  
  *Postal Address*: Post Box 90405, 2509 LK Den Haag  
  *Tel.*: +31 (0)70 349 94 99  
  *Fax*: +31 (0)70 383 25 35  
  *E-mail*: ser.info@ser.nl  

The Sociaal Economische Raad (SER, Social Economic Council), with a special commission for consumer affairs, is the main advisory body to the Dutch government and the parliament on national and international social and economic policy. The SER is financed by industry and is wholly independent from the government. It represents the interests of trade unions and industry, advising the government (upon request or at its own initiative) on all major social and economic issues.

However the SER also has an administrative role. In addition, the SER helps the government to enforce the Works Councils Act (Wet op de ondernemingsraden). One of the SER’s statutory tasks is to promote desirable trends in business and industry. To achieve this, the SER encourages business and consumer organisations to consult each other about mutually satisfactory general terms and conditions (General Terms and Conditions make up the ‘fine print’ that applies when consumers purchase goods or services from businesses). This type of self-regulation ideally leads to the establishment of
Consumer Complaints Boards made up of members representing both business and consumers. The SER has provided the basis for many such boards in many different sectors of the economy, and the number of Consumer Complaints Boards in the Netherlands is growing.

1.5. CONSUMER MEDIA

- **Consumer websites**
  - [www.rijksoverheid.nl/onderwerpen/bescherming-van-consumenten](http://www.rijksoverheid.nl/onderwerpen/bescherming-van-consumenten)
  - [www.consuwijzer.nl](http://www.consuwijzer.nl)
  - [www.hetjl.nl](http://www.hetjl.nl)
  - [www.eccnl.eu](http://www.eccnl.eu)
  - [www.consumentenbond.nl](http://www.consumentenbond.nl)

- **Print**
  The consumer organisation “Consumentenbond” publishes magazines on several topics.

- **Television**
  - Programme: Vara; Website: [http://kassa.vara.nl/](http://kassa.vara.nl/)
  - Programme: TROS; Website: [http://radar.avrotros.nl/](http://radar.avrotros.nl/)
  - Programme: NCRV; Website: [http://keuringsdienstvanwaarde.kro.nl/](http://keuringsdienstvanwaarde.kro.nl/)

1.6. REDRESS BODIES: COURTS AND ADRS

- **Foundation for Consumer Complaints Board**
  *Postal address:* Postbus 90600, 2509 LP Den Haag
  *Visitors address:* Bordewijklaan 46, 2591 XR Den Haag
  *Tel:* +31 (0)70 310 53 10
  *Website:* [https://www.degeschillencommissie.nl/consumenten/](https://www.degeschillencommissie.nl/consumenten/)

- **Financial Services Complaints Institute (Klachteninstituut Financiële Dienstverlening)**
  *Postal address:* Postbus 93257, 2509 AG Den Haag
  *Visitors address:* Julianaplein 10, 2595 AA Den Haag
  *Tel:* +31 (0)70 333 89 99
  *Website:* [https://www.kifid.nl/](https://www.kifid.nl/)

1.7. EUROPEAN CONSUMER CENTRE

Europees Consumenten Centrum (European Consumer Centre)
*Postal Address:* Postbus 487, 3500 AL Utrecht
*Tel:* +31 (0) 30-2326440
*E-mail:* info@eccnederland.nl
1.8. SELF OR CO-REGULATION

The SER encourages business and consumer organisations to consult each other about mutually satisfactory general terms and conditions (General Terms and Conditions make up the ‘fine print’ that applies when consumers purchase goods or services from businesses). This type of self-regulation ideally leads to the establishment of Consumer Complaints Boards made up of members representing both business and consumers. The SER has provided the basis for many such boards.

A different example is the Thuiswinkel Waarborg, a trustmark which is issued bij Thuiswinkel.org, an organisation which represents the interests of online shops. This trustmark, which online shops can only receive after finishing a certification process, stands for safe and trustworthy online shopping. The shops comply with 35 criteria on legislation, safety and financial stability.

2. Consumer policies

2.1. CONSUMER PROTECTION LEGISLATION

• All the texts (in Dutch) on Consumer Protection Legislation can be found at http://wetten.overheid.nl/zoecken. Most general consumer law is laid down in the Dutch Civil Code (Burgerlijk Wetboek).

• In Book 7 of the Dutch Civil Code one can find specific legislation on i.e.:
  o sale of goods and the legal guarantee;
  o timeshare;
  o package travel;
  o some specific financial services.

• In Book 6 of the Dutch Civil Code one can find legislation on i.e.:
  o unfair commercial practices;
  o misleading advertising;
  o some information obligations in the case of e-commerce;
  o distance sales;
  o terms and conditions.

• In Book 3 of the Dutch Civil Code one can find legislation on i.e. some information obligations in the case of e-commerce.

• The legislation on e-privacy can be found in the Telecommunication Act (Telecommunicatiewet).

• The legislation after the adoption of the Services Directive can be found various sectorial acts and decrees. The Services Act (Dienstenwet) was introduced as well.

• The sector specific legislation on energy can be found in the Electricity Act (Elektriciteitswet 1998) and Gas Act (Gaswet)

  • In the Electricity Act one can find legislation on i.e.:
    o Complaints procedure (art. 19d);
o Freedom of choice of supplier (art. 86g);
o Supplier permit (art. 95a, 95d-f);
o Obligations of the supplier (art. 95b);
o Redelivery (art. 95c);
o Collection of measurement data (art. 95ca);
o Supply model – one communication channel through suppliers (art. 95cb);
o Labelling (art. 95j&K);
o Choice for energy source (art. 95l);
o Functionalities of smart meters (95la);
o Estimating costs and billing (95lb);
o Contracts (95lc, 95m, 95n, 95na);
o Complaint handling supplier (art. 95o).

• In the Gas Act one can find legislation on i.e.:
o Estimating costs and billing (art. 42b);
o Supplier permit (art. 43-47);
o Obligations of the supplier (art. 44 and 44a);
o Supply model – one communication channel through suppliers (art. 44b);
o Contracts (art. 52b, 52c, 52ca);
o Complaint handling supplier (art. 52d);
o Freedom of choice of supplier (art. 66f).

2.2. CONSUMER ORGANISATIONS

There is no official list of consumer organisations. However there are some organisations that are de facto considered as consumer organisations. See point 1.3

There is no form of public funding of consumer organisations.

2.3. ENFORCEMENT/REDRESS

• Foundation for Consumer Complaints Board / Stichting Geschillen Commissies (SGC)
The aim of the SGC is the resolution of disputes resulting from complaints by consumers concerning goods and services purchased from suppliers. This object is achieved by setting up and maintaining Complaints Boards. The competence of a Complaints Board is based in the terms and conditions of supply employed by the members of the trade associations participating in the Complaints Board. Such terms and conditions include the stipulation that consumers can submit a dispute with a supplier to a Complaints Board instead of to an ordinary court. Besides, suppliers have the possibility to be registered in order to solve disputes through a Complaints Board.

In general, there are only two important categories of disputes that cannot be dealt with by a Complaints Board:
o disputes regarding the non-payment of an invoice that are not based on a substantive complaint;
o disputes that pertain to death, physical injury or illness.
Financial Services Complaints Institute Klachteninstituut Financiële Dienstverlening (Kifid)

Consumers can turn to Kifid with complaints about financial services. Kifid mediates in disputes between consumers with banks, insurers, brokers and other financial services. Kifid is established by all market parties by self-regulation, within the framework of legal requirements in the Financial Services Act. Kifid is mandatory for all license holding financial institutes.

The aim of Kifid is to help solve problems between consumers and their financial service provider. This is achieved through mediation by the Ombudsman or a (usually) binding advice of the Disputes Committee or the Appeals Committee.

2.4. INFORMATION AND EDUCATION

The Dutch Authority for Consumers & Markets (ACM) operates a website called ConsuWijzer. ConsuWijzer informs consumers and businesses on their rights and obligations by means of the web, E-mail and telephone.

Website: www.consuwijzer.nl

2.5. INFORMATION GATHERING/RESEARCH

There currently are no ongoing research projects.