



European Consumer Protection

Theory and Practice

Edited by James Devenney and Mel Kenny

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European Consumer Protection Theory And Practice

Kathleen Gutman



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Rethinking EU Consumer Law Geraint Howells, Christian Twigg-Flesner, Thomas Wilhelmsson, 2017-07-28 In *Rethinking EU Consumer Law* the authors analyse the development of EU consumer law on the basis of a number of clear themes which are then traced through specific areas Recurring themes include the artificiality of the EU's consumer image the problems created by the drive towards maximum harmonisation and the unexpected effects EU Consumer Law has had on national law The book argues that EU Consumer Law has the potential of enhancing the protecting of consumers throughout the EU and could offer a model for consumer law elsewhere in the world but in order to unlock this potential there needs to be a rethink with regard to the EU's approach to consumer law and policy

EU Consumer Law and Policy Stephen Weatherill, 2013-01-01 Acclaim for the first edition As a whole Stephen Weatherill crafts a detailed and wonderfully rich consideration of this dynamic issue and is a resource which practitioners in this area could ill do without Weatherill's thorough and thoughtful insights with regard to these issues provide an important basis for understanding the complexities and vagaries of market integration in the EU Community Peter G Fitzgerald Canadian Law Library Review Steve Weatherill provides an excellent thought provoking account of EU consumer law and policy It will be required reading for all those interested in this important subject Paul Craig St Johns College Oxford UK This is a characteristically excellent book by Steve Weatherill combining incisive legal analysis of an important policy field with an authoritative and up to date account of the underlying legal and constitutional framework Grainne de Burca European University Institute Italy This new edition of Stephen Weatherill's acclaimed book provides a comprehensive introduction to all facets of the EU's involvement in consumer law and policy Consumers are expected to benefit from the EU's project of economic integration enjoying wider choice and improved quality and yet they need protection from the dangers that flow from malfunctioning and unfair markets The EU's consumer law and policy is an attempt to have the best of both worlds a liberalised yet properly regulated trading space for Europe This highly esteemed book now in a brand new edition provides a comprehensive and up to date introduction to the subject explaining the evolution of consumer law and policy in the EU in terms of both legislative and judicial activity The book also situates EU consumer law and policy within its broader social political and economic context providing a window to a range of wider issues and tensions relating to Union regulatory strategies and their effect on the member states It concludes with a newly written examination of the relationship between

EU and national initiatives of market regulation symbiosis or disruption A readable yet critically sound textbook this fully updated edition will be indispensable for both postgraduate and undergraduate students of EU law It will also appeal strongly to all academics regulators and practising lawyers with an interest in EU trade law or indeed European law more generally

Algorithmic Marketing and EU Law on Unfair Commercial Practices Federico Galli, 2022-08-30 Artificial Intelligence AI systems are increasingly being deployed by marketing entities in connection with consumers interactions Thanks to machine learning ML and cognitive computing technologies businesses can now analyse vast amounts of data on consumers generate new knowledge use it to optimize certain processes and undertake tasks that were previously impossible Against this background this book analyses new algorithmic commercial practices discusses their challenges for consumers and measures such developments against the current EU legislative framework on consumer protection The book adopts an interdisciplinary approach building on empirical findings from AI applications in marketing and theoretical insights from marketing studies and combining them with normative analysis of privacy and consumer protection in the EU The content is divided into three parts The first part analyses the phenomenon of algorithmic marketing practices and reviews the main AI and AI related technologies used in marketing e g Big data ML and NLP The second part describes new commercial practices including the massive monitoring and profiling of consumers the personalization of advertising and offers the exploitation of psychological and emotional insights and the use of human like interfaces to trigger emotional responses The third part provides a comprehensive analysis of current EU consumer protection laws and policies in the field of commercial practices It focuses on two main legal concepts their shortcomings and potential refinements vulnerability understood as the conceptual benchmark for protecting consumers from unfair algorithmic practices manipulation the substantive legal measure for drawing the line between fair and unfair practices

Consumer Protection and Online Travel Platforms Agnieszka Jabłonowska, 2025-04-26 Online platforms have transformed the travel sector by enhancing the availability of travel services and lowering transaction costs however they have also posed new challenges for consumer protection The book studies this transformation assesses the relevant EU acquis and explores how the legal framework could be improved to better protect consumer interests in a platform driven market The book examines the private governance mechanisms employed by leading platform operators and identifies their strengths and weaknesses Building upon these insights it then delves into the EU legal framework including the Digital Services Act and the Package Travel Directive It identifies gaps in the protection of consumers concluding contracts through online travel platforms and proposes strategies for addressing these gaps through horizontal and sectoral rules In this context the book reflects on key notions of consumer law such as information safety and performance as well as the associated role of platform providers Focusing on stand alone contracts for individual travel services this study offers new perspectives on consumer protection the digital economy and EU law It will appeal to both legal researchers and practitioners seeking to navigate digital markets and the complexities of their

regulation By showing how EU law can better protect consumers in connection with online travel platforms the book offers a valuable resource for legal interpretation and future policy evolution *European Consumer Access to Justice Revisited* Stefan Wrba, 2015 This book asks what is European consumer access to justice and how we can improve it by means of procedural and substantive laws

Consumer Protection and Online Auction Platforms Christine Riefa, 2016-03-03 Online auctions have undergone many transformations and continue to attract millions of customers worldwide However these popular platforms remain understudied by legal scholars and misunderstood by legislators This book explores the legal classification of online auction sites across a range of countries in Europe Including empirical studies conducted on 28 online auction websites in the UK the research focusses on the protection of consumers economic rights and highlights the shortcomings that the law struggles to control With examinations into important developments including the Consumer Rights Directive and the latest case law from the CJEU on the liability of intermediaries Riefa anticipates changes in the law and points out further changes that are needed to create a safe legal environment for consumers whilst preserving the varied business model adopted by online auction sites The study provides insights into how technical measures as well as a tighter legislative framework or enforcement pattern could provide consumers with better protection in turn reinforcing trust and ultimately benefiting the online auction platforms themselves

The Constitutional Foundations of European Contract Law Kathleen Gutman, 2014-03 Examining the constitutional foundations of European contract law this book provides a thorough assessment of the extent of the European Union's competence to regulate contracts and offers a comprehensive comparative study of the contract law framework in the United States *European Company and Financial Law* Klaus J. Hopt, E. Wymeersch, 1991

Consumer Theories of Harm Paolo Siciliani, Christine Riefa, Harriet Gamper, 2019-09-19 It has long been thought that fairness in European Consumer Law would be achieved by relying on information as a remedy and expecting the average consumer to keep businesses in check by voting with their feet This monograph argues that the way consumer law operates today promises a lot but does not deliver enough It struggles to avoid harm being caused to consumers and it struggles to repair the harm after the event To achieve fairness solutions need to be found elsewhere Consumer Theories of Harm offers an alternative model to assess where and how consumer detriment may occur and solutions to prevent it It shows that a more confident use of economic theory will allow practitioners to demonstrate how a poor standard of professional diligence lies at the heart of consumer harm The book provides both theoretical and practical examples of how to combine existing law with economic theory to improve case outcomes The book shows how public enforcers can move beyond the dominant transparency paradigm to an approach where firms have a positive duty to treat consumers fairly and shape their commercial offers in a way that prevents consumers from making mistakes Over time this fairness by design approach will emerge as the only acceptable way to compete *Bowker's Law Books and Serials in Print*, 1998

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and consumer law in the EU this book provides the first comprehensive analysis of the joint implications of the Lisbon Treaty and the Charter of Fundamental Rights It examines the potential tensions that may emerge between consumer protection objectives and economic market oriented goals *Swedish Studies in European Law* ,2006 The Yearbook of Consumer Law 2007 Geraint Howells,2007 The Yearbook of Consumer Law provides a valuable outlet for high quality scholarly work which tracks developments in the consumer law field with a domestic regional and international dimension **Graduate Studies** ,1994 Which Degree? ,1978 **Consumer Law and Policy** Iain Ramsay,2007-09-30 This revised edition takes into account the development in consumer law and policy while maintaining much of the structure of the earlier edition **A Bibliography on Foreign and Comparative Law** ,1955 **Index to Legal Periodicals & Books** ,2006

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