

Court cases:

Text:

In Case *Commission v Spain* the Court decided that¹

The freedom of services also entails the freedom of the receiver of the service.²

Footnote:

¹Judgement of 15 June 2010, *Commission v Spain*, C-211/08, EU:C:2010:340, para. 52.

Subsequent footnotes: (N.B. Thus, the same as in first footnote)

²Judgment of 15 June 2010, *Commission v Spain*, C-211/08, EU:C:2010:340, para. 58.

Reference list (if appropriate, subdivide reference list by relevant court):

EU judgments, etc.

ECJ judgment of 7 July 2005, *Commission v Austria (University access)*, C-147/03, EU:C:2005:427.

ECJ judgment of 15 November 2005, *Commission v Austria (Sectoral transit ban)*, C-320/03, EU:C:2005:684.

ECJ judgment of 15 June 2010, *Commission v Spain*, C-211/08, EU:C:2010:340.

ECJ judgment of 17 October 2013, *Council v Access Info Europe*, C-280/11 P, EU:C:2013:671.

ECJ judgment of 28 July 2016, *Verein für Konsumenteninformation*, C-191/15, EU:C:2016:612.

GC judgment of 22 March 2011, *Access Info Europe v Council*, T-233/09, EU:T:2011:105.

Opinion of AG Cruz Villalón of 16 May 2013 in *Council v Access Info Europe*, C-280/11 P, EU:C:2013:325.

Opinion of AG Saugmandsgaard Øe of 2 June 2016, *Verein für Konsumenteninformation*, C-191/15, EU:C:2016:388.

National judgments

OGH judgment of 14 December 2017, *Amazon*, 2 Ob 155/16g.

VfGH judgment of 12 October 2017, *Fern- und Auswärtsgeschäfte-Gesetz*, G 52/2016.

VwGH judgment of 11 September 2013, *Transparenzgebot KSchG*, 2012/04/0162.

Secondary EU law:

Text:

According to both Art. 2 para. 2 lit. f and 22nd recital, health is excluded from the scope of the Services Directive¹, ...

The Service Directive also provides ... **[N.B. no subsequent footnote needed]**

According to Art. 3 Services Directive ... **[N.B. no subsequent footnote needed]**

OR:

According to both Art. 2 para. 2 lit. f and 22nd recital, health is excluded from the scope of Directive 2006/123/EC¹, ...

Directive 2006/123/EC also provides ... **[N.B. no subsequent footnote needed]**

According to Art. 3 Directive 2006/123/EC ... **[N.B. no subsequent footnote needed]**

Only (!) first footnote (i.e. you do not have to mention it in subsequent footnotes):

¹ Directive 2006/123/EC on services in the internal market, OJ 2006 L 376, p. 36.

Reference list (if appropriate, subdivide reference list by non- / legally binding acts):

Commission Green paper Damages actions for breach of the EC antitrust rules, COM(2005) 672 final of 19 December 2005.

Commission White paper on Artificial Intelligence. A European approach to excellence and trust, COM(2020) 65 final of 19 February 2020.

Commission Implementing Directive 2012/52/EU of 20 December 2012 laying down measures to facilitate the recognition of medical prescriptions issued in another Member State, OJ 2012 L 356, p. 68.

Commission Proposal for a for a Council Regulation (EC) on coordination of social security systems, COM(1998) 779 final of 21 December 1998.

Commission Proposal for a Directive of the European Parliament and of the Council on certain rules governing actions for damages under national law for infringements of the competition law provisions of the Member States and of the European Union, COM(2013) 404 final of 11 June 2013.

Commission, Austria and Belgium given more time to justify quotas, IP/12/1388 of 18 December 2012.

Commission, September infringements package: main decisions, MEMO/14/537 of 25 September 2014.

Council Directive 85/374/EEC of 25 July 1985 on the approximation of the laws, regulations and administrative provisions of the Member States concerning liability for defective products, OJ 1985 L 210, p. 29, as amended by OJ 1999 L 141, p. 20.

Directive 2006/123/EC of the European Parliament and of the Council of 12 December 2006 on services in the internal market, OJ 2006 L 376, p. 36.

Directive 2011/24/EU of the European Parliament and of the Council of 9 March 2011 on the application of patients' rights in cross-border healthcare, OJ 2011 L 88, p. 45, as amended by OJ 2013 L 353, p. 8.

Regulation (EC) No 883/2004 of the European Parliament and of the Council of 29 April 2004 on the coordination of social security systems, OJ 2004 L 166, p. 1, as amended by OJ 2019 L 186/21.

Primary EU law:

Text:

According to Art. 56 TFEU¹ "restrictions on freedom to provide services within the Union shall be prohibited". According to Art. 4 para. 3 TEU²,

When comparing Art. 2 TEU and Art. 36 TFEU ...

[N.B. no subsequent footnote needed]

Only (!) first footnote / reference list:

¹Consolidated version of the Treaty on the Functioning of the European Union, OJ 2016 C 202, p. 47, as corrected by OJ 2017 C 59, p. 1 and OJ 2017 C 400, p. 1.

²Consolidated version of the Treaty on European Union, OJ 2016 C 202, p. 13, as corrected by OJ 2017 C 59, p. 1 and OJ 2017 C 400, p. 1.

National laws etc.:

Text:

According to § 3 of the Austrian Federal Act Governing Provisions to Protect Consumers (Konsumentenschutzgesetz, “the KSchG”)¹ ...

OR: According to § 3 Konsumentenschutzgesetz of 1979¹ ...

OR: According to § 3 Konsumentenschutzgesetz (1979)¹ ...

Only (!) first footnote:

¹ Austrian Federal Act Governing Provisions to Protect Consumers, BGBl. 140/1979 as amended by BGBl. I. 58/2018.

Reference list:

Austrian Federal Act Governing Provisions to Protect Consumers (Konsumentenschutzgesetz, “the KSchG”), BGBl. 140/1979 as amended by BGBl. I. 50/2017.

Law on air pollution (Immissionsschutzgesetz-Luft, “the IG-L”), BGBl. I 115/1997.

Verordnung des Landeshauptmannes vom 18. Mai 2016, mit der auf einem Abschnitt der A 12 Inntal Autobahn der Transport bestimmter Güter im Fernverkehr verboten wird (Sektorales Fahrverbot-Verordnung); Regulation prohibiting the carrying of certain goods on the A 12 motorway in the Inn valley, LGBl. Nr. 44/2016, as amended by LGBl.Nr. 81/2019.

Government bills etc.:

Only (!) first footnote / reference list:

Government bills (Regierungsvorlagen): ErläutRV 2356 BlgNR. 24. GP, p. 11.

Committee reports (Ausschussberichte): AB 823 BlgNR. 22. GP 6.

Draft bills (Begutachtungsentwürfe): ME FamRÄG 2008, 198/ME 23. GP.