



Air Passenger Rights

TEN YEARS ON

*Edited by Michal Bobek
and Jeremias Prassl*

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Regulation 261/2004 on Air Passengers' Rights has been amongst the most high-profile pieces of EU secondary legislation of the past years, generating controversial judgments of the Court of Justice, from *ex parte* IATA to *Sturgeon*. The Regulation has led to equally challenging decisions across the Member States, ranging from judicial enthusiasm for passenger rights to domestic courts holding that a Regulation could not be relied upon by an individual claimant or even threatening outright to refuse to apply its provisions. The economic stakes are significant for passengers and airlines alike, and despite the European Commission's recent publication of reform proposals, controversies appear far from settled.

At the same time the Regulation should, according to the Treaty, have uniform, direct and general application in all the Member States of the Union. How, then, can this diversity be explained? What implications do the diverging national interpretations have for the EU's regulatory strategy at large? This book brings together leading experts in the field to present a series of case studies from 15 different Member States as well as the extra-territorial application of Regulation 261, combined with high-level analysis from the perspectives of Aviation law and EU law.

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CONTENTS

1. Welcome Aboard: Revisiting Regulation 261/2004
Jeremias Prassl and Michal Bobek

Part I: EU-Level Perspectives

2. Regulation 261: Three Major Issues in the Case
Law of the Court of Justice of the EU
Jiří Malenovský

3. Regulation 261: The Passenger Rights Framework
Frank Benyon

4. EU Law and the Montreal Convention of 1999
David McClean

5. *Luxembourg v Montreal*: Time for
The Hague to Intervene
John Balfour

6. EU Regulations in the Member States:
Incorporating International Norms
Silvia Ferreri

Part II: Member States' Perspectives

7. Austria and Germany: Well-Informed
Passengers, Extensive Case Law and a
Strong Demand for Legal Certainty
Irena Gogl-Hassanin

8. The Benelux: Small is not Less
Pablo Mendes de Leon and Wouter Oude Alink

9. Bulgaria: Blurred Lines
Alexander Kornezov

10. A Pair of Wings: Air Passenger Rights in the Czech
Republic and Slovakia
Kristián Csach

11. Estonia: All Well or is there Something in the Air?
Tatjana Evas and Silvia Ustav

12. France: Air Passengers Facing Long-Haul
Judicial Journeys
Fabien Le Bot

13. The Italian Experience and Trend
Laura Pierallini

14. Poland: Do Not Adjust Your Seat, Passengers'
Rights are Assured
Krystyna Kowalik-Bańczyk

15. Spain: Defeating Air Passengers' Rights Through
Procedural Rules
Mireia Artigot i Golobardes

16. United Kingdom and Ireland: Passenger
Protection Turns a Corner
Benjamin Jones

17. Extraterritorial Application: Exporting European
Consumer Protection Standards
Brian F Havel and John C Mulligan

Part III: Broader Horizontal Perspectives

18. The Turbulent Life of Regulation 261: Continuing
Controversies Surrounding EU Air Passenger Rights
Sacha Garben

19. European Private Law: Up in the Air?
Joasia Luzak

20. Tackling Diversity Through Uniformity?
Revisiting the Reform of Regulation 261/2004
Jeremias Prassl

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