

Abstract

E – contracts : The new rights and obligations of the Consumers according to the recent European and Greek framework

By

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According to the recent Directive 2011/83/EU, distance contract means any contract concluded between the Trader and the Consumer under an organised distance sales or service-provision scheme without the simultaneous physical presence of the Trader and the Consumer, with the exclusive use of one or more means of distance communication up to and including the time at which the contract is concluded.

As it is well - known, nowadays, the distance contracts are concluded via internet, which is developed with rapid rhythms, having as a result the growth of the dangers for the Consumers personal data, because of which occurs the imperative need of fortification of a higher level of their protection.

For the reasons above, the Directive 2011/83/EU was adopted, the implementation of which took place in the Greek legal system with the JMD Z1 – 891/2013.

Before current regulation, there were the Directive 97/7/EC and the article 4 of the Law 2251/1994, as it had been modified by the JMD Z1 – 496/2000 and JMD Z1 – 629/2005 and the article 4 of the Law 3587/2007.

This study aims to present the new regulations and to exam, on one side, if the implementation of the Directive above took place successfully, and, on the other side, if, both the European, and the national law, have been adapted and corresponded to the

modern technological developments, correcting and covering, the imperfections of the law and the legislative gaps, respectively.