

SUMMARY

# **ECJ 30 May 2024, case C-665/22 (Amazon Service Europe), other forms of free movement**

## ***Amazon Service Europe Sàrl – v – Autorità per le Garanzie nelle Comunicazioni, Italian case***

### **Summary**

A Member State may not impose additional obligations on an online service provider established in another Member State. The ECJ's summary can be found [here](#).

### **Question**

Must Article 56 TFEU, Article 16 of Directive 2006/123 or Article 3 of Directive 2000/31 must be interpreted as precluding measures adopted by a Member State, with the stated aim of ensuring the adequate and effective enforcement of Regulation 2019/1150, under which, on pain of penalties, providers of online intermediation services established in another Member State are subject, with a view to providing their services in the first Member State, to the obligation to send periodically to an authority of that Member State a document relating to their economic situation, in which it is necessary to set out a large amount of information relating, in particular, to the revenues of the service provider?

### **Ruling**

Article 3 of Directive 2000/31 must be interpreted as precluding measures adopted by a Member State, with the stated aim of ensuring the adequate and effective enforcement of Regulation (EU) 2019/1150 of the European Parliament and of the Council of 20 June 2019 on promoting fairness and transparency for business users of online intermediation services, under which, on pain of penalties, providers of online intermediation services established in another Member State are subject, with a view to providing their services in the first Member

State, to the obligation to send periodically to an authority of that Member State a document relating to their economic situation, in which it is necessary to set out a large amount of information relating, in particular, to the revenues of the service provider.

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**Creator:** European Court of Justice (ECJ)

**Verdict at:** 2024-05-30

**Case number:** C-665/22