



Reykjavík, 13 August 2025

## **To the President and Members of the EFTA Court**

### **Statement of Defence**

submitted pursuant to Article 107 of the Rules of Procedure of the EFTA Court by

### **the Government of Iceland**

represented by

Mr. Hendrik Daði Jónsson, Legal Adviser, Ministry for Foreign Affairs,  
and Mr. Arnar Halldórsson, Special Adviser, Ministry of Industries, acting as Agents in

### **Case E-11/25**

***EFTA Surveillance Authority***

**v**

***Iceland***

in which the EFTA Surveillance Authority seeks a declaration that Iceland has failed its obligations under the Act referred to at points 1a, 7a, 7g and 7i of Annex XIX to the EEA Agreement, as adapted by Protocol 1 thereto, and under Article 7 of the EEA Agreement, by failing to adopt the measures necessary to implement the Act within the time prescribed, or in any event, by failing to inform the EFTA Surveillance Authority thereof.

The Government of Iceland has the honour of lodging the following Statement of Defence.



## **I. Introduction**

1. By a letter dated 13 June 2025, the Registrar of the EFTA Court served the Government of Iceland with the Application of the EFTA Surveillance Authority (“the Authority”), dated 11 June 2025, which the Court had received electronically on that day.
2. The Authority seeks a declaration from the EFTA Court that Iceland has failed to fulfil its obligations under Directive (EU) 2019/2161 of the European Parliament and of the Council of 27 November 2019 amending Council Directive 93/13/EEC and Directives 98/6/EC, 2005/29/EC and 2011/83/EU of the European Parliament and of the Council as regards the better enforcement and modernisation of Union consumer protection rules<sup>1</sup>, referred to in points 1a, 7a, 7g and 7i of Annex XIX to the EEA Agreement (“the Agreement”), as adapted by Protocol 1 to the Agreement, (“the Act”), and under Article 7 of the Agreement, by failing to adopt the measures necessary to implement the Act within the time prescribed, or in any event, by failing to inform the Authority thereof.
3. In the Court’s letter of 13 June 2025, the Government of Iceland was invited, with reference to Article 107 of the Rules of Procedure of the EFTA Court, to lodge a defence within two months from the date of the notification, that is by Wednesday 13 August 2025.

## **II. Submissions**

4. The Government of Iceland does not dispute the facts of the case, as presented in Section 2 of the Application. Namely, the Government acknowledges that the measures necessary to implement the Act had not been adopted by the deadline set out in the Authority’s Reasoned Opinion, that is by 4 February 2025, and the Authority had furthermore not been informed thereof, in accordance with Article 7(2) of the Act.
5. The Government of Iceland will therefore not contest the declaration sought by the Authority under Section 5 of the Application.

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<sup>1</sup> OJ L 328, 18.12.2019, pp. 7.



### **III. Conclusion**

6. The Government of Iceland does not contest the declaration sought by the Authority under Section 5 of the Application.

For the Government of Iceland,

Hendrik Daði Jónsson

Arnar Halldórsson

Agents