

## ENFORCING CONSUMER AND CAPITAL MARKETS LAW

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ENFORCING CONSUMER  
AND CAPITAL MARKET'S LAW

The Diesel Emissions Scandal

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## LIST OF ABBREVIATIONS

ABGB	Allgemeines bürgerliches Gesetzbuch ( <i>Austrian Civil Code</i> )
AC	Appeal Cases, Law Reports
ACCC	Australian Competition and Consumer Commission
ACM	Netherlands Authority for Consumers and Markets
ACPR	Autorité de contrôle prudentiel et de résolution ( <i>French Prudential Control Authority</i> )
ACSR	Australian Corporations and Securities Reports
ADR	Alternative Dispute Resolution
ADRs	American Depositary Receipts
AFM	Netherlands Authority for the Financial Markets
AG	Aktiengesellschaft ( <i>German stock corporation</i> )
AG	Die Aktiengesellschaft (Journal)
AGCM	Autorita' Garante della Concorrenza e del Mercato
AJA	Danish Administration of Justice Act (2018) ( <i>retsplejeloven</i> )
AJP	Aktuelle Juristische Praxis (Journal)
AK Wien	Arbeiterkammer Wien ( <i>Chambers of Labour Vienna</i> )
AktG	Aktiengesetz ( <i>Austrian/German Stock Corporation Act</i> )
ALJ	Australian Law Journal
ALR	Australian Law Reports
ALRC	Australian Law Reform Commission
AMAG	Automobil und Motoren AG
AMF	Financial Markets Regulator
AnwBl	Anwaltsblatt (Journal)
APRA	Australian Prudential Regulation Authority
ARCEP	Autorité de régulation des communications électroniques et des postes ( <i>French Regulatory Authority for Electronic Communications</i> )
art/arts	article/articles

ASADIP	Asociación Americana de Derecho Internacional Privado ( <i>American Association for International Private Law</i> )
ASIC	Australian Securities and Investments Commission
ATM	Automated Teller Machine
AVIFA	Association of International Victims of Motor Vehicle Fraud
B2B	Business-to-Business
B2C	Business-to-Consumer
BaFin	Bundesanstalt für Finanzdienstleistungsaufsicht ( <i>German Federal Financial Supervisory Authority</i> )
BB	Betriebs-Berater (Journal)
BeckRS	beck-online.RECHTSPRECHUNG
BGB	Bürgerliches Gesetzbuch ( <i>German Civil Code</i> )
BGBI	Bundesgesetzblatt ( <i>Austrian/German Federal Law Gazette</i> )
BGer	Bundesgericht ( <i>Swiss Federal Court</i> )
BGH	Bundesgerichtshof ( <i>German Federal Court of Justice</i> )
BGHZ	Entscheidungen des Bundesgerichtshofes in Zivilsachen ( <i>Case Reporter German Federal Court of Justice, Civil Section</i> )
BIICL	British Institute of International and Comparative Law
BImSchG	Bundesimmissionsschutzgesetz ( <i>German Federal Emission Protection Act</i> )
BL	Bannister Law
BörseG 2018	Börsegesetz 2018 ( <i>Austrian Stock Exchange Act 2018</i> )
BRS	Boston Retirement System
BT-Drucks	Bundestagsdrucksache ( <i>Official Document of the German Bundestag</i> )
BVerfG	Bundesverfassungsgericht ( <i>German Federal Constitutional Court</i> )
BVerfGE	Entscheidungen des Bundesverfassungsgerichts ( <i>Case Reporter German Federal Constitutional Court</i> )
C2C	Consumer-to-Consumer
CanLII	Canadian Legal Information Institute
CARB	California Air Resources Board
CASA	Centro de Arbitragem do Sector Automóvel

CBP	Customs and Border Protection
CC	Danish Act on Consumer Complaints (2015)
CCA	China Consumers' Association
CDC	Consumer Defense Code
CEDEP	Centro de Estudios de Derecho, Economía y Política ( <i>Research Center for Law, Economy and Politics</i> )
CEO	Chief Executive Officer
CFI	Court of First Instance (EU)
CFPB	Consumer Financial Protection Bureau
CFR	Charter of Fundamental Rights of the European Union
Ch	Chancery Division
ch	chapter
ChD	Chancery Division, Law Reports
CJEU	Court of Justice of the European Union
CLCV	La Confédération du Logement et du Cadre de Vie
CLR	Commonwealth Law Reports
CMA	Capital Market Act (2018) ( <i>kapitalmarkedsloven</i> )
CMA	Competition and Markets Authority
CMC	Computer-mediated-communication
CMLR	Common Market Law Review
CN¥	Chinesischer Yuan
Colum L Rev	Columbia Law Review
COM	Danish Consumer Ombudsman ( <i>Forbrugerombudsmanden</i> )
CPC	Civil Procedure Code
CPC	Consumer Protection Cooperation
CPR	Canadian Patent Reporter
CPR	Civil Procedure Rules
CPS	Crown Prosecution Service
CRA	Credit Rating Agencies
DAR	Deutsches Autorecht (Journal)
DCC	Dutch Civil Code
DCCP	Dutch Code of Civil Procedure
DGCCRF	General Directorate for Competition Policy, Consumer Affairs and Fraud Control
DJT	Deutscher Juristentag

DPA	Deferred Prosecution Agreement
DPDC	Department of Consumer Protection and Defense
EBLR	European Business Law Review
EC	European Commission
ECFR	European Company and Financial Law Review
ECHR	European Convention on Human Rights
ECJ	European Court of Justice
ECR	European Court Reports
ECtHR	European Court of Human Rights
edn	edition
EEA	European Economic Area
EGR	Exhaust Gas Recirculation System
EGZPO	Einführungsgesetz zur Zivilprozessordnung
EP	European Parliament
EPA	United States Environmental Protection Agency
ERPL	European Review of Private Law
ESF	Ecologie Sans Frontière
ESMA	European Securities and Markets Authority
EU	European Union
EuR	Europarecht (Journal)
EvBl	Evidenzblatt
EWHC	England and Wales High Court
EWiR	Entscheidungen zum Wirtschaftsrecht (Journal)
EWS	Europäisches Wirtschafts- und Steuerrecht (Journal)
f/ff	et sequens/et sequentia
FAA	Federal Arbitration Act
FAW-Volkswagen	FAW-Volkswagen Automotive Co., Ltd.
FBI	Federal Bureau of Investigation
FCA	Federal Court of Australia
FCA	Fiat Chrysler Automobiles
FCA	Financial Conduct Authority
FCAFC	Federal Court of Australia Full Court
FCR	Federal Court Reports
FI	Il Foro Italiano
FLR	Federal Law Reports
FRCP	Federal Rules of Civil Procedure



FRD	Federal Rules Decisions Articles
FSA	Danish Financial Supervisory Authority ( <i>Finanstilsynet</i> )
FSMA	Financial Services and Markets Act
FTC	Federal Trade Commission
GDPR	General Data Protection Regulation
GesRZ	Zeitschrift für Gesellschafts- und Unternehmensrecht (Journal)
GG	Grundgesetz ( <i>German Basic Law</i> )
GLO	Group Litigation Order
GmbH	Gesellschaft mit beschränkter Haftung ( <i>Limited Liability Company</i> )
GRUR	Gewerblicher Rechtsschutz und Urheberrecht (Journal)
GVG	Gerichtsverfassungsgesetz ( <i>German Court Constitution Act</i> )
GWB	Gesetz gegen Wettbewerbsbeschränkungen ( <i>German Act Against Restraints of Competition</i> )
Harv L Rev	Harvard Law Review
HCA	High Court of Australia
HGB	Handelsgesetzbuch ( <i>German Commercial Code</i> )
IA	Danish Interest Act (2014) ( <i>renteloven</i> )
IBAMA	Instituto Brasileiro do Meio Ambiente e dos Recursos Naturais Renováveis ( <i>Brazilian Institute for the Environment and Natural Resources</i> )
ICCT	International Council on Clean Transportation
IFG	Gesetz zur Regelung des Zugangs zu Informationen des Bundes ( <i>German Freedom of Information Act</i> )
IGE	Intergovernmental Group of Experts
Ind LJ	Indiana Law Journal
INspiRE	Jean-Monnet Centre of Excellence ‘European Integration – Rule of Law and Enforcement’ at the University of Augsburg
IOSCO	International Organisation of Securities Commissions
JBl	Juristische Blätter (Journal)
JFin	Journal of Finance
JPML	Judicial Panel on Multidistrict Litigation

JZ	JuristenZeitung (Journal)
KapMuG	Kapitalanleger-Musterverfahrensgesetz ( <i>German Capital Markets Model Case Act</i> )
KartG	Kartellgesetz ( <i>Austrian Cartel Act</i> )
KB	King's Bench Division, Law Reports
KBA	Kraftfahrt-Bundesamt ( <i>German Federal Motor Transport Authority</i> )
KMG	Kapitalmarktgesetz ( <i>Austrian Capital Market Act</i> )
KSchG	Konsumentenschutzgesetz ( <i>Austrian Consumer Protection Act</i> )
L&Soc'y Rev	Law and Society Review
LA	Danish Limitation Act (2015) ( <i>forældelsesloven</i> )
LG	Landgericht ( <i>Austrian/German Regional Court</i> )
MA	Danish Marketing Practices Act (2017) ( <i>markedsføringsloven</i> )
MAR	Market Abuse Regulation (EU) No 596/2014 of the European Parliament and the Council of 16 April 2014
MB	Maurice Blackburn
mn	marginal number
n	number/footnote
NCA	National Competent Authorities
NEDC	New European Driving Cycle
NGO	Non-Governmental Organisation
NJW	Neue Juristische Wochenschrift (Journal)
No	number
NOx	nitrogen oxides
NSW	New South Wales
NSWCA	New South Wales Court of Appeal
NZV	Neue Zeitschrift für Verkehrsrecht (Journal)
ÖBl	Österreichische Blätter für Gewerblichen Rechtsschutz und Urheberrecht (Journal)
OCLAESP	Office Central de Lutte contre les Violations à l'Environnement et à la Santé Publique
ODR	Online Dispute Resolution
OeNB	Austrian National Bank
OGH	Oberster Gerichtshof ( <i>Supreme Court of Austria</i> )

OJ	Official Journal
OLG	Oberlandesgericht ( <i>Austrian/German Higher Regional Court</i> )
ONSC	Ontario Superior Court of Justice, Canada
OWiG	Gesetz über Ordnungswidrigkeiten ( <i>German Act on Regulatory Offences</i> )
OZW	Zeitschrift für Wirtschaftsrecht (Journal)
PR	Prospectus Regulation
PROCON	Proteção e Defesa do Consumidor
PSA	Peugeot Société Anonyme
Pty Ltd.	Proprietary Limited
QB	Queen's Bench Division, Law Reports
QCCS	Québec Superior Court, Canada
RDG	Rechtsdienstleistungsgesetz ( <i>German Act on Out-of-Court Legal Services</i> )
RDP	Revista di Diritto Processuale (Journal)
RdW	Österreichisches Recht der Wirtschaft (Journal)
RIW	Recht der Internationalen Wirtschaft (Journal)
RTR	Rundfunk und Telekom Regulierungs-GmbH ( <i>Austrian Regulatory Authority for Broadcasting and Telecommunications</i> )
s	section
SAIC Volkswagen	SAIC Volkswagen Automotive Co., Ltd.
SCR	Selective Catalytic Reduction
SEC	Securities & Exchange Commission
SENACON	Secretaria Nacional do Consumidor
SFO	Serious Fraud Office
SGA	Danish Sale of Goods Act (2014) ( <i>købeloven</i> )
Sim & St.	Simons & Stuart's Vice Chancellor's Reports
SINDEC	Sistema Nacional de Informações de Defesa do Consumidor
SNDC	National Consumer Defense System
SPSEIC	Danish State Prosecutor for Serious Economic and International Crime ( <i>Statsadvokaten for Særlig Økonomisk og International Kriminalitet</i> )
StGB	Strafgesetzbuch ( <i>Austrian/German Criminal Code</i> )
STJ	Brazilian Supreme Court of Justice

StPO	Strafprozeßordnung ( <i>Austrian/German Code of Criminal Procedure</i> )
TAR	technical assisted review
TD	Transparency Directive
TDI	Turbocharged direct injection
TEU	Treaty on European Union
TFEU	Treaty on the Functioning of the European Union
TGI	Public Health Unit of the Paris Court of First Instance
TKG	Telekommunikationsgesetz ( <i>Austrian Telecommunications Act</i> )
TPA	Trade Practices Act
TTIP	Transatlantic Trade and Investment Partnership
U.S.C.	United States Code
UCPD	Unfair Commercial Practices Directive
UFC Que Choisir	Union fédérale des consommateurs
UKlaG	Unterlassungsklagengesetz ( <i>German Injunctions Act</i> )
UKSC	United Kingdom Supreme Court
UN	United Nations
UNCITRAL	United Nations Commission on International Trade Law
UNCTAD	UN Conference on Trade and Development
UNGCP	UN Guidelines on Consumer Protection
US/USA	United States of America
UTAC	United Test and Assembly Center Ltd.
UWG	Gesetz gegen den unlauteren Wettbewerb ( <i>Austrian Act Against Unfair Competition</i> )
VbR	Zeitschrift für Verbraucherrecht (Journal)
VbVG	Verbandsverantwortlichkeitsgesetz ( <i>Austrian Associations Liability Act</i> )
VCA	Vehicle Certification Agency
VEB	Vereniging van Effectenbezitters ( <i>Association of Stockholders</i> )
VGI	Volkswagen Group Italia
VIP	very important person
VLRC	Victorian Law Reform Commission
VuR	Verbraucher und Recht (Journal)

VW	Volkswagen
VwGoA	Volkswagen Group of America, Inc.
vzbv	Verbraucherzentrale Bundesverband ( <i>Federation of German Consumer Organisations</i> )
WAMCA	Wet Afwikkeling Massaschade in Collectieve Actie ( <i>Collective Redress of Mass Damages Act</i> )
WASC	Western Australia Supreme Court
wbl	Wirtschaftsrechtliche Blätter (Journal)
WCAM	Wet Collectieve Afwikkeling Massaschade ( <i>Collective Settlement of Mass Damage Act</i> )
WLR	Weekly Law Reports
WM	Zeitschrift für Wirtschafts- und Bankrecht (Journal)
WpHG	Wertpapierhandelsgesetz ( <i>German Securities Trading Act</i> )
WuB	Entscheidungsanmerkungen zum Wirtschafts- und Bankrecht (Journal)
WuW	Wirtschaft und Wettbewerb (Journal)
ZBB	Zeitschrift für Bankrecht und Bankwirtschaft (Journal)
ZEuP	Zeitschrift für europäisches Privatrecht (Journal)
ZfPW	Zeitschrift für die gesamte Privatrechtswissenschaft (Journal)
ZGR	Zeitschrift für Unternehmens- und Gesellschaftsrecht (Journal)
ZHR	Zeitschrift für das gesamte Handelsrecht und Wirtschaftsrecht (Journal)
ZIP	Zeitschrift für Wirtschaftsrecht (Journal)
ZPO	Zivilprozessordnung ( <i>Austrian/German Code of Civil Procedure</i> )
ZVglRWiss	Zeitschrift für Vergleichende Rechtswissenschaft (Journal)
ZZP	Zeitschrift für Zivilprozess (Journal)
ZZPInt	Zeitschrift für Zivilprozess International (Journal)



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