

**Question for written answer E-005039/2021
to the Commission**

Rule 138

Miroslav Radačovský (NI)

Subject: Reminder proceedings

On 1 February 2017, the Act on Reminder Proceedings No. 307/2016 entered into force. According to this law, one court is responsible for issuing payment orders in summary proceedings.

146 697 payment orders were issued between 1 October 2019 and 31 July 2021.

92 000 payment orders have become final.

Article 7(1) of EU Directive 93/13 obliges Member States to ensure that adequate and effective means exist to prevent the continued use of unfair terms in contracts concluded with consumers.

Under Paragraph 15(6) of the Act on Reminder Proceedings, it is a senior judicial officer, not a judge, who decides on the merits of the case.

In judgment C-448/17 (paragraph 2), the Court held that:

Directive 93/13 is to be interpreted as meaning that it is not possible for a judicial officer to issue a decision, since that right belongs only to the judge.

If a breach of consumer rights is found, what action will the Commission take to ensure compliance with EU law?