

Review of the Air Passengers' Rights Regulation 261/2004/EC

1. Scope of application (Case Emirates/Schenkel [**Art 3**])
2. Definitions [**Art 2**]
3. Relation to the Montreal Convention (Cases Sturgeon ea; TUI Travel ea; Nelson/Lufthansa; Moré/KLM; McDonagh/Ryanair; Finnair/Lassooy)
4. Capacity to be made a defendant [Recital 6; **Art 4 Nr 5; Art 4 Nr 1 et seq; Art 5 Nr 1**]
5. Justifications (Cases Kramme; Wallentin-Hermann, Sturgeon ea; TUI Travel ea; Schulze ea/Lufthansa; Eglītis und Ratnieks/Air Baltic; McDonagh/Ryanair) [**Art 4 Nr 3**]
6. General areas of regulation:
 - a. Denied boarding / overbooking (Case Adams/German Wings) [**Art 4**]
 - b. Delay (Cases Sturgeon ea; Air France/Folkerts) [**Art 5**]
 - c. Cancellation (Rodríguez ea / Air France) [**Art 6**]
7. Connecting flights (BGH ZR 113/08 Xa) [**Art 3 Nr 2 lit a**]
8. Alternative transportation/re-routing [**Art 4 Nr 2, Art 8 Nr 1 lit b**]
9. Hotel Accommodation [**Art 9 para 1 lit b**]
10. Variation with great circle route method [**Art 6 f; Art 10 Nr 2**]
11. Time limits (Case Sturgeon ea; TUI Travel ea) [**Art 5 Nr 1 lit c, Art 6 Nr 1, Art 7 Nr 2**]
12. Compensation and further compensation (Nelson/Lufthansa) [**Art 7, 12**]
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14. Information requirements [**Art 5 Nr 1 lit c, Nr 2, 4, Art 14**]
15. Flights as part of package tours (Case Bienek/Condor) proposal for a new PTD) [**Art 2 lit d, Art 3 Nr 6, Art 8 Nr 2**]
16. Relation to other Passengers' Rights Regulations [1371/2007/EG; 181/2011/EU; 182/2011/EU)
17. Jurisdiction and applicable law (Cases Rehder/Air Baltic; joint Pammer and Alpenhof) [**Art 5 Nr 1 lit b, Art 5 Nr 2 Rome I Regulation**]
18. Limitation of claims (Case Moré/KLM; BGH Xa ZR 61/09)
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