



**PROCEDURA EWROPEA GHAL TALBIET
ZGHAR - GHAWDEX**

**GUDIKATUR DR.
MARIO SCERRI**

Seduta tas-7 ta' Frar, 2011

Talba Numru. 39/2010

Anthony Farrugia

vs

Buyitdirect.co.uk

The Tribunal,

Having seen plaintiff's claim filed on the 24th September 2010, requesting the Tribunal to condemn the defendant to pay the sum of six hundred and seventy nine Euros and eighty two cents (€679.82) which were paid to defendant company to cover the purchase price and delivery of two laptops, as well as the bank charges, the interest according to law, and legal costs incurred ;

Having seen that the claim has been made after the plaintiff had confirmation that the items were lost in transit, and the final desitination of the delivered items could not be tracked ;

Kopja Informali ta' Sentenza

Having seen the reply of the defendant company filed on the 26th October 2010, whereby it has admitted to pay the full credit of six hundred and three pounds sterling (Stg.603) upon receipt from the plaintiff of his bank account details ;

Having seen that the defendant company has accepted the claim unreservedly, and did not ask for an oral hearing to be held or claimed the costs of the proceedings ;

Having examined all the submitted documentation and the evidence ;

Having seen the Note of the 28th January 2011, whereby the plaintiff has declared that the claim had been settled save for the legal costs incurred, and has kept firm and unprejudiced his claim for the legal costs of the proceedings ;

Having seen the provisions of Regulation (EC) No. 861/2007 and the provisions of Chapter 380 of the Laws of Malta ;

Considers that the plaintiffs claim for the payment of the legal costs is fair and justified, and hereby condemns defendant company to pay all the judicial costs incurred in connection with these proceedings.

The Tribunal finally orders that this judgement be notified to the parties by the Registrar as provided in Regulation (EC) No. 861/2007.

< Sentenza Finali >

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