

## Group F

### Case 1

#### 1. Three-Level-Test

- **Discrimination?**
  - No, they are not excluding any producer. The import is allowed
- **Indistinct hindrance?**
  - No, the law forbids the usage of motortrailers by motors.
- **Another measure which hinders?**
  - No, there are no other hinders.

#### 2. Justifiable with mandatory requirements of the public interest

- To protect public safety because this law is brought to live to protect the motordrivers from getting into huge accidents.

#### 3. Is the restriction adequate/appropriate to achieve the public interest?

- Yes, because the cargo inside the trailers might be heavier and a motor is not as stable as a car for example. In a mountainy country like Italy with steep hills it might cause huge crashes.

#### 4. Is the restriction necessary to achieve the public interest?

- Yes, there are no other ways to achieve the same efficiency level as the active law.

Yes

---

## Group F

### Case 2

#### 1. Three-Level-Test

- **Discrimination?**
  - No, they are not excluding any producer.
- **Indistinct hindrance?**
  - No, the law doesn't forbid the sale of the product; it only forbids the usage non-packaged confectionary in vending machines.
- **Another measure which hinders?**
  - No, there are no other hinders.

#### 2. Justifiable with mandatory requirements of the public interest

- To protect public health because this law is brought to live to protect the consumers from diseases and allergies.

#### 3. Is the restriction adequate/appropriate to achieve the public interest?

- By telling them to wrap it up consumers won't get food that has been in touch with open air and consumers can see the main ingredients on the wrapping (for example nuts for people with a nut allergie)

#### 4. Is the restriction necessary to achieve the public interest?

- Yes, there are no other ways to achieve the same efficiency level as the active law.

Yes

---

## Group F

### Case 3

#### 1. Three-Level-Test

- **Discrimination?**
  - Yes, it is making a difference between webshops and physical shops. Webshops are being put out of business on this specific product.
- **Indistinct hindrance?**
  - Yes, it is forcing companies into a certain way of retailing and it is forcing the consumer not to shop online.
- **Another measure which hinders?**
  - No, there are no other hinders.

#### 2. Justifiable with mandatory requirements of the public interest

- To protect consumer health. This to help people with no experience on using contact lenses.

#### 3. Is the restriction adequate/appropriate to achieve the public interest?

- No, it is possible to add an instruction video or a ‘‘how to use guide’’ online when purchasing the product. Or perhaps a phone number or live chat to assist the consumer. There are more ways to help someone understand how to use a product or health advise.

#### 4. Is the restriction necessary to achieve the public interest?

- No, there are other ways to achieve the same efficiency level as the active law.

No

---