



PHILIPPE & PARTNERS

avocats - rechtsanwälte - law firm

PROCEDURE IN BELGIUM

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Fine art in legal practice

Bruxelles
Liège
Mons
Namur
Düsseldorf*
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1. Context

- NETHERLANDS
- WILL TO INTRODUCE THE SAME ACTION IN BELGIUM
- JUDICIAL POWER : THIRD POWER



2. Action

- No class action
- Action against the State and the three regions
- Basis
 - Tort law (bonus pater familias)
 - Precautionary principle
 - Human rights



3. On the merits

- Within approx. two years
- Every citizen can be associated to this action



3. In which language?

- French because Walloon Region lies in Brussels
- Opposition of the Flemish region
- First instance: rejected
- Appeal : rejected
- Flemish region now in cassation





Thank you for your attention!



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