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Título del trabajo:

“*El papel del Juez/a en la tutela del consumidor, una visión europea*”
“*The role of national courts for the protection of consumers: a European Union law perspective*”

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Summary

The effective enforcement of consumer rights defined by European Union law has been influenced to an important extent by the jurisprudence of the Court of Justice. There has been an extensive line of case-law associating the effectiveness of consumer law to the role of an active judge intervening *ex officio* in individual proceedings involving consumers to ensure the *effet utile* of mandatory consumer protection rules. In many occasions the principle of effectiveness had thus reshaped procedural autonomy of Member States on grounds of procedural equality. The procedural imbalance perspective advances the *ex officio* duty into a component of effective judicial protection in the context of individual consumer litigation. This paper delves into the active role that domestic courts assume for the effective enforcement of Union consumer rights under the influence of the case-law of the Court of Justice and explores the implications of that jurisprudence for the referring jurisdictions.