

Judgment of the Court (Third Chamber) of 20 October 2022 (request for a preliminary ruling from the Oberster Gerichtshof — Austria) — BT v Laudamotion GmbH

(Case C-111/21) ⁽¹⁾

(Reference for a preliminary ruling — Air transport — Montreal Convention — Article 17(1) — Liability of air carriers for death or bodily injuries sustained by passengers — Concept of ‘bodily injury’ — Post-traumatic stress disorder suffered by a passenger during the emergency evacuation of an aircraft)

(2022/C 472/12)

Language of the case: German

Referring court

Oberster Gerichtshof

Parties to the main proceedings

Applicant: BT

Defendant: Laudamotion GmbH

Operative part of the judgment

Article 17(1) of the Convention for the Unification of Certain Rules for International Carriage by Air, concluded at Montreal on 28 May 1999, signed by the European Community on 9 December 1999 and approved on its behalf by Council Decision 2001/539/EC of 5 April 2001,

must be interpreted as meaning that a psychological injury caused to a passenger by an ‘accident’, within the meaning of that provision, which is not linked to ‘bodily injury’, within the meaning of that provision, must be compensated in the same way as such a bodily injury, provided that the aggrieved passenger demonstrates the existence of an adverse effect on his or her psychological integrity of such gravity or intensity that it affects his or her general state of health and that it cannot be resolved without medical treatment.

⁽¹⁾ OJ C 228, 14.6.2021.

Judgment of the Court (Fourth Chamber) of 27 October 2022 (request for a preliminary ruling from the Hof van beroep te Brussel — Belgium) — Proximus NV v Gegevensbeschermingsautoriteit

(Case C-129/21) ⁽¹⁾

(Reference for a preliminary ruling — Processing of personal data and protection of privacy in the electronic communications sector — Directive 2002/58/EC — Article 12 — Public telephone directories and directory enquiry services — Subscriber’s consent — Obligations of the provider of directories and of directory enquiry services — Regulation (EU) 2016/679 — Article 17 — Right to erasure (‘right to be forgotten’) — Article 5(2) — Article 24 — Information obligations and responsibility of the controller)

(2022/C 472/13)

Language of the case: Dutch

Referring court

Hof van beroep te Brussel

Parties to the main proceedings

Applicant: Proximus NV

Defendant: Gegevensbeschermingsautoriteit