European Union

“Coty Germany II”

**Decision of the European Court of Justice (Fourth Chamber)
16 July 2015 – Case No. C-580/13**

Coty Germany GmbH v. Stadtsparkasse Magdeburg

Directive 2004/48/EC, Art. 8(3)(e)

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Keywords Sale of counterfeit goods · Banking secrecy · Right to information in the context of infringement of an intellectual property right

1. Article 8(3)(e) of Directive 2004/48/EC of the European Parliament and of the Council of 29 April 2004 on the enforcement of intellectual property rights must be interpreted as precluding a national provision, such as that at issue in the main proceedings, which allows, in an unlimited and unconditional manner, a banking institution to invoke banking secrecy in order to refuse to provide, pursuant to Article 8(1)(c) of that directive, information concerning the name and address of an account holder.