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Austria: UPC-Telekabel II/kino.to, Supreme Court of Justice of Austria, 4 Ob 71/14s, 24 June 2014

Dominik Goebel and Yasmin Fradinger (Gassauer-Fleissner) · Monday, March 9th, 2015

On June 24, 2014, the Austrian Supreme Court ruled that the Austrian internet service provider UPC Telekabel Wien GmbH must block access to copyright infringing websites. The Supreme Court noted that, in accordance with the ruling of the Court of Justice of the European Union in Case C-314/12, such an injunction leaves its addressee to determine the specific measures to be taken in order to achieve the result sought. This way the internet service provider can choose to put in place measures which are best adapted to the resources and abilities available to him and which are compatible with the other obligations and challenges which he will encounter in the exercise of his activity.

A full summary of this case has been published on Kluwer IP Law

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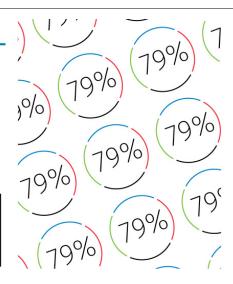
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