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United Kingdom: Football Association Premier League v Luxton, Court of Appeal of England and Wales, Civil Division, A3 2014 0759, 9 November 2016

Stavroula Karapapa (University of Reading) · Monday, April 24th, 2017

A full summary of this case has been published on [Kluwer IP Law](#)

The Court of Appeal agreed with the High Court's decision that the defence raised by a pub owner who had been showing football matches using a domestic satellite decoder from a foreign broadcaster was not valid, as there was not a sufficient nexus as a matter of law between the claimant's allegedly unlawful conduct and the publican's infringement of the claimant's copyright. The defendant had raised a defence under EU law (TFEU art.56 and art.101) claiming that FAPL was motivated in bringing the action by a desire to enforce strict territoriality in the reception of broadcasts of its live football matches and that his use of a domestic card was a consequence of unlawful agreements or concerted practices.

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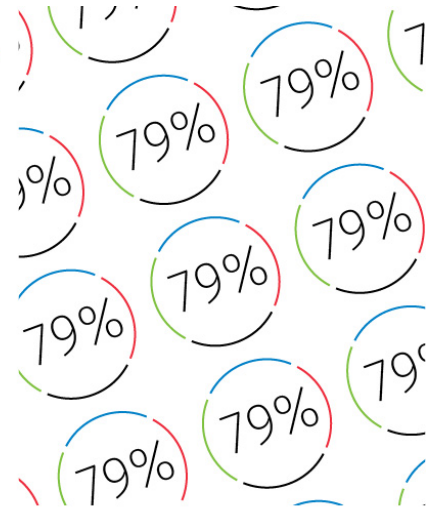
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