

## SUPERVISORY BOARD REPORT 2025

### 1. INTRODUCTION

1. Stichting Consumenten Competition Claims (“**CCC**” or “**Foundation**”) was incorporated on 10 March 2022. The objective of the Foundation is to represent the interests of victims who have suffered damages as a result of fraudulent, misleading or unfair commercial practices, including – but not limited to – violations of competition law or consumer law.
2. CCC has a board of directors (“**Management Board**”) and a supervisory board (“**Supervisory Board**”), each consisting of three members with relevant expertise and experience.
3. Pursuant to Article 11.6 of the Articles,<sup>1</sup> Section 3:305a par. 2(d) sub 3 Dutch Civil Code and Elaboration 8 of Principle VII of the Dutch Claim Code 2019 (“**Claim Code**”),<sup>2</sup> the Supervisory Board hereby draws up an annual supervisory board report, in which it accounts for its supervision during that year. This report covers the year 2025.
4. This report is made available on the website <https://nl.consumercompetitionclaims.com/>.

### 1.2 Composition and tasks of the Supervisory Board

5. On the date of publishing, CCC’s Supervisory Board consists of Giorgio Monti (chairman), Hans de Savornin Lohman and Suzanne Keijl. The profiles of the board members can be found on the Foundation’s website.<sup>3</sup>
6. In 2025, Inge-Lisa Toxopeus left as a member of the Supervisory Board and was replaced by Roelof Prins on 1 July 2025. Next, Mr. Prins left the Supervisory Board to become a member of the Management Board of CCC. Thereafter Ms. Keijl was appointed as a new member of the Supervisory Board on 26 February 2026.
7. The role of the Supervisory Board is, firstly, to oversee the policies and strategy of the Management Board and, secondly, to oversee the general affairs of the Foundation. This includes financial supervision and exercising the duties and powers assigned to the Supervisory Board in the Articles and the Claim Code. The Supervisory Board provides solicited and unsolicited advice to the Management Board on all important matters. In fulfilling its duties, it acts in accordance with the objectives of the Foundation, as defined by the Articles.

## 2. SUPERVISION IN 2025

### 2.1 Ongoing supervision and advice in 2025

8. The Supervisory Board has had continuous access to important documentation and has also received regular updates from the Management Board. The Management Board has adequately kept the Supervisory Board informed of all activities.
9. There were several meetings in 2025 with the Management Board. During these meetings with the Management Board, the Foundation’s strategy and policies were discussed. Approval of the financial statement took place by email. In addition, there has been frequent (informal) contact between the members of the Supervisory Board and the members of the

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<sup>1</sup> CCC’s articles of association (the “**Articles**”) can be found on the Foundation’s website: <https://www.consumercompetitionclaims.com/>

<sup>2</sup> A copy of the Claim Code can be found on the Foundation’s website. See <https://www.consumercompetitionclaims.com/documents>

<sup>3</sup> About the Supervisory Board: <https://www.consumercompetitionclaims.com/about-us>.

Management Board, to oversee ongoing and potential new matters, through e-mail, conference or telephone calls and physical meetings.

10. In 2025, inter alia, the following matters have been dealt with:

- (i) The Gambling Claim;
- (ii) The Booking Claim;
- (iii) The Dutch Television Claim;
- (iv) The Energy Claim;
- (v) The European Apple Claim;
- (vi) Possible new actions
- (vii) Other matters; and
- (viii) Financial statements.

11. These matters will be discussed in more detail below.

## **2.2 The Gambling Claim**

12. After investigating a possible collective action and litigation against (i) Toto Online B.V., (ii) Holland Casino N.V., (iii) Hillside (New Media Malta) PLC, (iv) Betent B.V., (v) JOI Gaming Limited and (vi) Optdeck Service Limited and/or group companies of such proposed defendants, the Management Board presented the “**Gambling Claim**” to the Supervisory Board. This matter concerns a collective action on behalf of consumers that have suffered losses due to inter alia the breach of a duty of care and unfair commercial practices by the defendants through their licensed online gambling sites since the legalization of the online gambling market as of 1 October 2021.

13. After considering the matter, and obtaining expert external advice, the Supervisory Board decided to approve the Gambling Claim. The Supervisory Board has continuously monitored the progress of the case and will continue to do so.

## **2.3 The Booking Claim**

14. The Management Board investigated a possible collective action and litigation against Booking.com Holdings B.V. and affiliated companies (“**Booking.com**”), on behalf of Dutch consumers, in response to Booking.com’s anticompetitive price parity clauses and usage of dark patterns (the “**Booking Claim**”).

15. The Supervisory Board received information and advice about this claim from the Management Board and after obtaining expert external advice, the Supervisory Board approved the launch of the collective action.

16. The Supervisory Board has noted that in a short amount of time, more than 260,000 persons in the affected group have registered their support for the Booking Claim. The Supervisory Board will continue to oversee developments and provide advice to the Management Board and is looking forward to the first hearing (which is expected in 2026).

## **2.4 The Dutch Television Claim**

17. The Supervisory Board has continued to oversee developments and provide advice to the Management Board in the “**Dutch Television Claim**”.

18. On 16 April 2025 the District Court decided that the LG and Samsung claims are so closely related that the court has jurisdiction with regard to both. Next, in August 2025 the Rotterdam District Court upheld the fine imposed on LG for anti-competitive practices of nearly 8 million

euros by the Dutch regulator, the Netherlands Authority for Consumers and Markets. The Supervisory Board notes that this decision provides good support for the collective action as initiated by the Foundation.

## **2.5 The Energy Claim**

19. The Management Board investigated a possible collective claim against six energy suppliers, Budget Thuis, Eneco, Energiedirect, Essent, Greenchoice and Vattenfall, on behalf of Dutch consumers. These energy suppliers have significantly increased energy tariffs on the basis of a modification clause in their general terms and conditions for variable contracts. Judges have already ruled that this modification clause is unfair (“**Energy Claim**”), and a case is now pending at the Supreme Court related to the legality of the modification clause.
20. The Supervisory Board approved the launch of the collective action after deliberation and receiving external expert advice. The Supervisory Board will continue to monitor the matter and provide advice and supervision where necessary.

## **2.6 The European Apple Claim**

21. On 14 March 2025, the Supreme Court did not overturn the earlier judgement of the Amsterdam District Court, which declared CCC’s claim inadmissible. This means that CCC will not return as party in the WAMCA-proceedings against Apple. The Management Board is determining how to best safeguard the interests of its constituents. The Supervisory Board will continue to provide the Management Board with advice and is supervising the matter.

## **2.7 Possible new actions**

22. The Management Board has investigated a possible further collective action and litigation against an undertaking on behalf of Dutch consumers, in response to anticompetitive practices. The Supervisory Board has approved this collective action after reviewing the case, providing advice and deliberation in a combined meeting. The case will become public in 2026.

## **2.8 Other matters**

23. The Supervisory Board is pleased to learn that in April 2025 CCC was designated by the Ministry of Justice and Security as a competent authority for bringing cross-border representative actions on behalf of consumers within the European Union. This designation serves as a recognition that CCC can be deemed a representative of Dutch and European consumers. The Supervisory Board congratulates the Management Board with this result.

## **2.9 Financial statements**

24. This Supervisory Board Report is adopted on a provisional basis and will be definitively adopted together with the annual financial statements of 2025 in June 2026.

## **2.10 Conclusion**

25. The Supervisory Board is satisfied with the activities of the Management Board and the developments within the Foundation. The Supervisory Board has approved the contents of this report on a provisional basis as mentioned and requested the Management Board to publish this report on the Foundation’s website.

Utrecht, 10 May 2026

Giorgio Monti (chairman)

Hans de Savornin Lohman

Suzanne Keijl