



DEJF Statement in response to England and Wales High Court Decision on VW Amsterdam, 7 April 2020

The DEJF Board supports Monday's decision of the High Court of England and Wales that VW defrauded consumers and the public generally by introducing a defeat device into its cars. The Court found as fact that these vehicles, produced by Volkswagen, Audi, SEAT, Škoda and Porsche in the period 2009 – until at least 2016, were equipped with software that systematically and fraudulently circumvented legal emissions standards. In real driving conditions, these cars emitted 10 to 40 times more NOx (nitrogen) than in test situations.

In other words, the engine was able to “cheat” and thereby pass the emissions test, compliance with which was vital to the ability of VW to sell vehicles with this engine. This is because it was a pre-condition to such vehicles being given EU “type-approval” or the equivalent in other jurisdictions by relevant authorities. Without that approval, such vehicles could not lawfully be sold. The Judge found this to be an ‘obvious truth’.

About 11 million such vehicles were sold unlawfully by VW globally using this cheat device, including 8,5 million across Europe producing excessive toxic NOx emissions.

Following many prior decisions, prosecutions and fines in the USA, Australia, France, and Germany, among others, the Judge found VW's defence to its fraudulent activity – claiming the device simply to be a ‘technical measure’ – to be ‘highly flawed’, ‘hopeless’ and ‘absurd’ and its attempt to relitigate the issue in England an abuse of process.

The DEJF sees this outcome as a further validation and another step in its ongoing fight to secure just compensation for all affected European car owners. The Court has exposed VW's disregard for EU emissions regulations and public health, in pursuit of profit and market dominance in extremely strong wording.

The findings of the High Court will reinforce the WAMCA proceedings DEJF has started against VW et al in Amsterdam to provide impacted car-owners with access to justice in order to receive financial compensation in response to VW's deliberate and fundamental subversion of tests designed to limit pollution and make our air safe to breath. Click [here](#) to see our press release from 16 March about the issuance of the start of WAMCA proceedings before Amsterdam District Court, or check our website's Progress section: <https://www.emissionsjustice.com/en/progress/>



Participation in the pan-European DEJF claim for compensation remains open to join for a further short period. You can join by going to www.emissionsjustice.com

About the Diesel Emissions Justice Foundation

The Diesel Emissions Justice Foundation is an independent non-profit organization, based in the Netherlands, representing the interests of current and former owners of European vehicles, affected by Dieselgate and produced and sold between 2009 and 2016.

For more information about the foundation, visit: <https://www.emissionsjustice.com>. This website contains information about, amongst other things, the governance structure, participant conditions and the fee that our financiers will charge in case of success.