

# COVID-19: Contingency and resumption plans for French courts (Ile-de-France & other regions)

Paris, 12 June 2020

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# 1. Useful information

## CARPA duty period<sup>1</sup>

- The CARPA has set up a duty office every Thursday from 10 am to 2 pm at the *Maison des Avocats*, 11 rue André Suarès 75017 Paris, to enable Parisian lawyers to deposit cheques to the order of the CARPA,
- There will be no physical reception, the envelopes will be deposited in a box provided for this purpose without possibility of acknowledgement of receipt.

## Resumption of public reception at the *Maison des avocats*<sup>2</sup>

- A physical reception is now provided on Mondays, Wednesdays and Fridays at the reception desk of the *Maison des avocats* (CARPA and SEP in particular),
- The library remains closed.

## Resumption of the Order's Services<sup>3</sup>

- A physical reception will now be provided on Mondays, Wednesdays and Fridays:
  - At the *palais de justice* and judicial tribunal cloakrooms (mail delivery resumes but the lending of robes is suspended),
  - At the *palais de justice* reception desk of the Order,
- The *palais de justice* library remains closed.

## Provision of masks<sup>4</sup>

- Provision of masks for on-duty lawyers from 22 April 2020,
- Withdrawal by the referring or on-duty lawyers, every day at the following times:
  - *Maison des Avocats* (17e): 9am to 10am,
  - *Maison du Barreau*: 8am to 9.30am and 1pm to 2.30pm,
- Any lawyer can also obtain masks on the PRAEFERENTIA platform.

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<sup>1</sup> Communication n°51 and 55 of the Paris Bar Association

<sup>2</sup> Flash info « Reprise d'activité » from the Paris Bar Association, 12 May 2020

<sup>3</sup> Flash info « Reprise d'activité » from the Paris Bar Association, 12 May 2020

<sup>4</sup> Communication n°57 of the Paris Bar Association

## Toque<sup>5</sup>

- *Toque* service is momentarily interrupted,
- The mail service of the courts is at a standstill, therefore:
  - No mail has been delivered to the *toque* since 17 March,
  - No mail may be submitted for dispatch.

## Emergency Mediation for Companies<sup>6</sup>

- Mediation group set up by the Paris Bar for companies, their partners and employees,
- Aim: to build, with the help of a mediating lawyer, a solution adapted to their conflicts, whether they are internal (social) or in relation with their partners, associates, co-contractors, managers, employees or landlords (sudden termination of commercial relationships, difficulties linked to subcontracting, discrimination, etc.),
- Only by videoconference on the digital platform of the Paris Bar Association dedicated to ADR:
  - Individual interview within 24/48 hours after referral to the mediator,
  - Recommendation of a lawyer's presence,
  - Solicitation of a maximum fixed lump sum fee of 300 euros per mediation meeting,
- Acceleration of the homologation process for agreements resulting from mediation where necessary.

## Resumption of activity in judicial courts<sup>7</sup>

- Lifting of contingency plans from 11 May,
- First 3 weeks after the lifting of contingency plans: processing of priority judicial activity and situation assessment,
- Resumption of activity in accordance with the principle of subsidiarity, and taking into account the regional health situation and the situation of jurisdictional staff,
- Implementation of health and physical distancing measures in the jurisdictions,
- Jurisdictional activity governed solely by rotation orders and memos issued by the courts, which must ensure priority treatment of the following litigations (civil activity):
  - Urgent proceedings and petitions before the President of the Judicial Tribunal and the litigation protection judge:
    - Urgent summary proceedings,
    - Funeral litigation,
    - Over-indebtedness claims,
  - Urgent petitions before the Judicial Tribunal:
    - Urgent proceedings on the merits,

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<sup>5</sup> *Vademecum of the Paris Bar Association*

<sup>6</sup> *Paris Bar Association Newsletter, 29 April 2020*

<sup>7</sup> *Note from the Ministry of Justice dated 5 May 2020*

- Urgent petitions before the civil enforcement judge,
- Petitions that are subject to a very short deadline or that are particularly sensitive and urgent, especially before the social division, or that require a quick response,
- Handling of oppositions regarding complete transmission of assets or reduction of capital,
- Liberty and detention judge: forced hospitalization and foreigners' litigation,
- Family judge and children's judge: family litigation when the family life or the interests of the child are directly affected,
- Protection litigation judge - major tutelage: urgent requests or those requiring a fast response,
- Enforcement judge: contestation of forced enforcement measures, urgent applications or applications with economic and social implications,
- Economic litigation: handling of petitions based on Book VI of the French Commercial Code: appointment of a *mandataire ad hoc*, conciliator, homologation or acknowledgement of conciliation agreements, opening of insolvency proceedings, business disposals in the event of social implications, amicable agricultural agreements,
- Employment law summary proceedings,
- Further details and information:  
[https://www.cnb.avocat.fr/sites/default/files/note\\_050520\\_reprise\\_dactivite.pdf](https://www.cnb.avocat.fr/sites/default/files/note_050520_reprise_dactivite.pdf)

### Resumption of activity of the Maisons de la justice et du droit (*justice and law service centers*)<sup>8</sup>

- Resumption of activity in the MJDs of Paris Nord-Est and Paris Sud,
  - Reception of phone calls and e-mails,
  - Initial legal information is provided,
  - Organization of appointments (by telephone) with legal professionals and lawyers of the associations,
- MJD Paris Nord-Ouest and Access Point to Paris Judicial Tribunal: closed until 1st June included.

### Announcements<sup>9</sup>

- 7 May 2020: The French council of physicians says it is in favour of resuming medical expertise, subject to the collection of consent and the implementation of the necessary protective measures. It recommends a postponement of the expertise in case of symptoms suspected of an infection by Covid-19.

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<sup>8</sup> "Reprise progressive de l'accueil dans les MJD Paris Nord-Est et Paris Sud" Note from the Judicial Tribunal of Paris, 7 May 2020

<sup>9</sup> « Guide pratique de la reprise d'activité » - Paris Bar Association

## 2. Jurisdictional Emergency Government Measures as of 13 May 2020

Pursuant to Article 11 (I) (2°) of Law No. 2020-290 dated 23 March 2020 relating to emergency measures to handle the covid-19 epidemic, the Government has been empowered to take, by ordinance, any measure to deal with the consequences, particularly of a jurisdictional nature, of the spread of this epidemic.

### **2.1. The extension of time limits/deadlines expiring during the health emergency period**

By Ordinance No. 2020-306 dated 25 March 2020 on the extension of time limits which expire during the period of public health emergency and the adaptation of procedures during the same period (hereinafter "**Ordinance 1**"), the Government took the following jurisdictional emergency measures: [https://www.legifrance.gouv.fr/affichTexte.do;jsessionid=13167077B521BF5D37ABAC4FFF9E8A4F.tpIgf34s\\_1?cidTexte=JORFTEXT000041755644&dateTexte=&oldAction=rechJO&categorieLien=id&idJO=JORFCONT000041755510](https://www.legifrance.gouv.fr/affichTexte.do;jsessionid=13167077B521BF5D37ABAC4FFF9E8A4F.tpIgf34s_1?cidTexte=JORFTEXT000041755644&dateTexte=&oldAction=rechJO&categorieLien=id&idJO=JORFCONT000041755510)

#### ➤ **The scope of the Ordinance (Articles 1 and 14 of Ordinance 1)**

- Temporal scope: Time limits and measures expiring between 12 March 2020 and the expiry of a period of one month from the end date of the health emergency (which would a priori be set for 24 May 2020) (hereinafter "**the Health Emergency Period**");

Modification of the temporal scope by Ordinance No. 2020-560 of 13 May 2020 setting the time limits applicable to various procedures during the period of health emergency ("**Ordinance 1 bis**"): **the time limits and measures which expired or are due to expire between 12 March 2020 and 23 June 2020 inclusive are now covered** (Article 1 of Ordinance 1a);

- Material scope: Time limits and measures expiring during the Health Emergency Period, including measures restricting freedom and those limiting a constitutionally guaranteed right or freedom, provided that they do not entail an extension beyond 30 June 2020;

Exclusion from the material scope: A certain number of deadlines and measures involving, in particular, criminal law, the electoral code, custodial measures, financial obligations and guarantees mentioned in Articles L. 211-36 of the monetary and financial code, as well as those that have been subject to other specific adaptations by the emergency law dated 23 March 2020 to deal with the Covid-19 epidemic or in application thereof;

- Territorial scope: In Metropolitan France, in the Wallis and Futuna Islands, in French Polynesia, except for certain provisions (see Article 14 paragraph 2 of the Ordinance) and in New Caledonia, except for certain provisions (see Article 14 paragraph 3 of the Ordinance);



➤ **Measures relating to legal time limits/deadlines**

✓ **Postponement of the term and expiry of statutory/legal deadlines provided for under penalty of nullity, foreclosure, being time barred, unenforceability etc. (Article 2 of Ordinance 1)**

- Covered acts: Any act, recourse, legal action, formality, registration, declaration, notification or publication prescribed by law or regulation under penalty of nullity, sanction, exceeding the statute of limitations, foreclosure, being time barred, unenforceability, inadmissibility, expiration of instance/discontinuation, automatic claim withdrawal, application of a special regime, voidability or forfeiture of any right whatsoever and which should have been carried out during the Health Emergency Period, as well as any payment prescribed by law for the acquisition or retention of a right;
- Measure taken by the Government: All the above-mentioned acts shall be **deemed to have been made on time** provided that they were made within a period which may not exceed, as from the end of the Health Emergency Period, the legally prescribed time limit for taking the said act and at the most within two months.

✓ **Automatic extension of certain administrative or jurisdictional measures (Article 3 of Ordinance1)**

- Covered administrative or jurisdictional measures and for which the term expires during the Health Emergency Period:
  - Interim measures, investigative, conciliatory or mediatory measures;
  - Prohibition or suspension measures which have not been pronounced as a sanction;
  - Authorisations, permits and accreditations;
  - Measures of assistance, accompanying or support for people in social difficulty;
  - Measures to assist in the management of the family budget.
- Measure taken by the Government: **Automatic extension until the end of a period of two months following the end of the Health Emergency Period**;
- Please note: The judge or competent authority may modify or terminate these measures if they were pronounced prior to 12 March 2020.
- Modification by Article 1 of Ordinance 1 bis: automatic extension until the expiry of a period of **three months following the end of the Health Emergency Period**

➤ **Measures relating to contractual time limits/deadlines**

✓ **Suspension of periodic penalty payments, penalty clauses/liquidated damages provisions, termination clauses and clauses providing for forfeiture (Article 4 of Ordinance 1)**

- Covered contractual clauses: Penalty payments, penalty clauses/liquidated damages provisions, termination clauses and clauses providing for forfeiture, when their purpose is to sanction the failure to perform an obligation within a specified period and which took effect or should have taken effect during the Health Emergency Period;
- Measures taken by the Government:
  - If the time limit for the penalty payment or fixed by the above-mentioned clauses expires during the Health Emergency Period: the clauses are deemed to not having taken effect;
  - The periodic penalty payments and the above-mentioned clauses **take effect after one month following the end of the Health Emergency Period** if the debtor has not fulfilled his obligation before that date;
  - If the periodic penalty payments and penalty clauses took effect prior to 12 March 2020: their course is **suspended** until the end of the Health Emergency Period, they will take effect the very next day.

✓ **Extension of termination notice periods (Article 5 of Ordinance 1)**

- Covered clauses: Clauses providing for termination of the agreement or providing for automatic renewal of the agreement in the absence of termination during the Health Emergency Period;
- Measure taken by the Government: The above-mentioned period or time limit shall be **extended for two months** after the end of the Health Emergency Period.

**2.2. The adaptation of the rules applicable to Courts of the judicial order ruling in non-criminal matters**

By Ordinance No. 2020-304 dated 25 March 2020 adapting the rules applicable to Courts ruling in non-criminal matters and to contracts of property-manager of the co-ownership community (hereinafter "**Ordinance 2**"), the Government took the following jurisdictional emergency measures:

[https://www.legifrance.gouv.fr/affichTexte.do;jsessionid=13167077B521BF5D37ABAC4FFF9E8A4F.tpJgfr34s\\_1?cidTexte=JORFTEXT000041755577&dateTexte=&oldAction=rechJO&categorieLien=id&idJO=JORFCONT000041755510](https://www.legifrance.gouv.fr/affichTexte.do;jsessionid=13167077B521BF5D37ABAC4FFF9E8A4F.tpJgfr34s_1?cidTexte=JORFTEXT000041755577&dateTexte=&oldAction=rechJO&categorieLien=id&idJO=JORFCONT000041755510)

➤ **The scope of the Ordinance (Articles 1 and 23 of Ordinance 2)**

- Material scope: The Courts of the judicial order ruling on non-criminal matters;
  - Temporal scope: The above-mentioned Courts ruling during the Health Emergency Period (as a reminder, between 12 March 2020 and the expiry of a period of one month from the end date of the health emergency);
  - Territorial scope: In Metropolitan France, in the Wallis and Futuna Islands (Article 23 of Ordinance 2).
- **Postponement of the term and expiry of statutory/legal periods in proceedings before the Courts of the judicial order ruling in non-criminal matters (Article 2 of Ordinance 1 and Ordinance 2)**
- Covered acts: Reference to Article 2 of Ordinance 1;
  - Measure taken by the Government: Reference to Article 2 of Ordinance 1 – all the above-mentioned acts shall be **deemed to have been made on time** provided that they were made within a period which may not exceed, as from the end of the Health Emergency Period, the legally prescribed time limit for taking the said act and at the most within two months;
  - Exceptions:
    - The procedural deadlines for proceedings before the **liberty and custody judge** and before the first president of the Court of Appeal hearing an appeal against the decisions of that judge shall run in accordance with the legislative and regulatory rules applicable to them;
    - The procedural deadlines for proceedings before the **Juvenile Courts** are adapted in accordance with articles 13 to 21 of Ordinance 2;
    - The time limits mentioned in Articles L. 311-1 to L. 322-14 and R. 311-1 to R. 322-72 of the code of civil enforcement procedures, relating to the **seizure of real property**, are **suspended** during the Health Emergency Period.
- **Adaptation of the rules relating to territorial jurisdiction in case of total or partial inability of a first instance Court to function (Article 3 of Ordinance 2)**
- Measure taken by the Government: The First President of the Court of Appeal may designate **another Court of the same nature and within the jurisdiction of the same Court of Appeal** to judge all or part of the activity falling within the jurisdiction of the prevented Court (including cases pending at the date of designation);
  - Formalism of the order: In particular, a publication in two newspapers distributed within the jurisdiction of the Court and any other publicity measures in any place deemed useful.

➤ **Adaptation of the rules relating to the formations of Courts (Article 5 of Ordinance 2)**

- Envisaged situation: The pleadings hearing, the closing of the investigation or the decision to rule without a hearing takes place during the Health Emergency Period;
- Measure taken by the Government: The Court may, by decision of its president, **rule in restricted formation comprising a single judge**, both at first instance and appeal levels, in all cases submitted to it;
- For the Employment Court: The Court rules in restricted formation comprising an employer advisor and an employee advisor;

➤ **Communication by any means of postponements, written pleadings, exhibits and judgements**

- ✓ If a pleadings hearing or hearing of a party/witness is cancelled, if the parties are assisted or represented by a lawyer or if they have consented to receiving documents on the "Portail du justiciable" of the Ministry of Justice in accordance with Article 748-8 of the code of civil procedure, **the Court clerk's office shall notify the parties of the postponement of the hearing by any means, in particular electronically**. Failing this, it shall notify them **by any means, in particular by letter** (not necessarily by registered letter with acknowledgement of receipt).

If the defendant does not appear at the hearing to which the case is postponed and has not been summoned in person, the judgement shall be rendered by default (Article 4 of Ordinance 2);

- ✓ The parties **may exchange their written pleadings and exhibits by any means** if the judge can ensure that the adversarial principle is respected (Article 6 of Ordinance 2);
- ✓ Without prejudice to the provisions relating to their notification, **judgements shall be brought to the attention of the parties by any means** (Article 10 of Ordinance 2);

➤ **Adaptation of the rules relating to hearings**

- ✓ **Arrangements for the publicity of hearings (Article 6 of Ordinance 2)**
- Competent authority: The president of the Court;
- Moment of the decision: Prior to the beginning of the hearing;
- Decisions that may be taken: restricted publicity of the debates, judge's chamber, exceptional presence of journalists.
- ✓ **The possible implementation of virtual hearings (Article 7 of Ordinance 2)**

- Competent authority: The judge, the presiding judge of the formation or the judge for liberty and detention;
- Means that can be put in place:
  - **Audio-visual telecommunication**;
  - **Electronic or telephone telecommunication**;
  - If a party is assisted by a lawyer or an interpreter, there is no requirement that the lawyer or interpreter be physically present with it/him/her.
- No appeal possible;
- Safeguards put in place by the Government: control by the judge of the respect of the rights of the defence and minutes of the operations carried out drawn up by the Court clerk's office.
- ✓ **The possibility of ruling without a hearing (Article 8 of Ordinance 2)**
- Competent authority: The judge or the president of the bench;
- Condition: Procedure in which legal representation is mandatory or where the parties are represented or assisted by a lawyer;
- Formality: The Court must inform the parties by any means;
- Possible appeals: Except for summary proceedings, expedited proceedings on the merits and proceedings in which the judge must rule within a specified period, the parties shall have **fifteen days** to object to the proceedings without a hearing. In the absence of an objection, the proceedings shall be conducted exclusively in writing;
- ✓ **The possibility granted to the Judge in summary proceedings to reject a claim prior to the hearing if it is inadmissible or that there are no grounds for summary proceedings (Article 9 of Ordinance 2)**
- Please note: The order issued is non-adversarial, meaning that the parties will not be able to argue adversely about it.

Additional references:

Law No. 2020-290 dated 23 March 2020 relating to emergency measures to handle the covid-19 epidemic:

<https://www.legifrance.gouv.fr/affichTexte.do?cidTexte=JORFTEXT000041746313&dateTexte=&categorieLien=id>

### **2.3. Adaptation of the rules applicable to insolvency proceedings**

By ordinance n° 2020-341 of March 27, 2020 adapting the rules regarding insolvency proceedings for companies and agricultural exploitations to sanitary emergency (hereinafter « **Ordinance 2bis** ») the Government has taken emergency measures of, pursuant to its article 5:

[https://www.legifrance.gouv.fr/affichTexte.do;jsessionid=7D3192E2F01F78E1C90C7996CA0AE2CE.tp\\_lgfr22s\\_1?cidTexte=JORFTEXT000041762344&dateTexte=&oldAction=rechJO&categorieLien=id&idJO=JORFCONT000041762319](https://www.legifrance.gouv.fr/affichTexte.do;jsessionid=7D3192E2F01F78E1C90C7996CA0AE2CE.tp_lgfr22s_1?cidTexte=JORFTEXT000041762344&dateTexte=&oldAction=rechJO&categorieLien=id&idJO=JORFCONT000041762319)

Ordinance n° 2020-596 of May 20, 2020 (hereafter "Ordinance 2ter") amends and supplements the provisions of the Ordinance of March 27, 2020:

[https://www.legifrance.gouv.fr/affichTexte.do;jsessionid=864D896928FEFA64352FE33363D0F706.tpl\\_gfr29s\\_3?cidTexte=JORFTEXT000041897273&dateTexte=&oldAction=rechJO&categorieLien=id&idJO=JORFCONT000041897180](https://www.legifrance.gouv.fr/affichTexte.do;jsessionid=864D896928FEFA64352FE33363D0F706.tpl_gfr29s_3?cidTexte=JORFTEXT000041897273&dateTexte=&oldAction=rechJO&categorieLien=id&idJO=JORFCONT000041897180)

- **The reinforcement of the information of the President of the Tribunal by the Statutory Auditor (Article 1 of Ordinance 2ter)**
  - Earlier and simultaneous warning of debtors' representatives and the court's president
  - More detailed reporting by the statutory auditors and exemption from the obligation of confidentiality
  
- **The setting of suspension of payments (Article 1 of Ordinance 2bis)**
  - Ordinance 2bis **freezes** as of March 12, 2020 the date to appreciate the state of insolvency of companies and agricultural exploitations regarding their potential suspension of payments from March 12, 2020 and during the sanitary emergency period plus three months, whether they experience an aggravation of their financial situation and face a suspension of payments thereafter. This will enable companies meeting insolvency criteria, to nevertheless be eligible to preventive proceedings.
  - The freeze on the assessment of the state of insolvency as of 12 March 2020 is extended until 23 August 2020 inclusive by Ordinance 2b
  
- **The facilitation of the adoption and implementation of safeguard or receivership plans (Articles 4 and 5 of Ordinance 2ter)**
  - Reduction of the time limit for consulting creditors to 15 days at the request of the creditors representative or the judicial receiver
  - The plan will be based on an estimate of the claims, based on a certificate issued by the debtor's accountant or statutory auditor

- At the request of the public prosecutor or the judicial trustees appointed as supervisor to execution of the plan, the duration of the plan may be extended by the court for a maximum of 2 years
- The creditors' failure to respond to the request for modification of the plan shall be deemed to constitute acceptance
- Creation of a *post money* privilege (safeguard or receivership privilege)

➤ **Adaptation of procedural delays (Articles 1 and 2 of Ordinance 2bis)**

- Loosening of delays set by provisions applicable to conciliation proceedings and the execution of safeguard and receivership plans
- Possibility to resume creditors work out negotiations immediately to find an agreement
- Possibility for the court to determine three level of plan extension without going through the formal process for substantial modification of an existing plan:
  - Relaxation applicable for the duration of the sanitary emergency period plus three months,
  - Upon the request of the public prosecutor, for an additional year,
  - After the sanitary emergency period has expired plus three months, for a period corresponding to the predictable period of the disorders that the crisis could have generated on companies' treasury
- Quicker intervention of the "AGS" (French redundancy fund) for the salary receivables
- Possibility for the president of the court to extend the time limits imposed to court officers that it has appointed, upon request of such court officers, for a duration up to the expiry of the sanitary emergency period plus three months
- 3-month automatic extension of the observation period, the plan, the maintenance of activity, and the duration of the simplified judicial liquidation
- Removal of the mandatory holding of an intermediary court hearing during the observation period of receivership proceedings until 23 June 2020 included

➤ **The reinforcement of the conciliation proceedings' efficiency (Article 2 of Ordinance 2ter)**

- Possibility for the debtor to benefit from a targeted stay of proceedings where a creditor refuses to grant payment extensions

- **The extension of the scope of the accelerated safeguard and simplified judicial liquidation proceedings (Articles 3 and 6 of Ordinance 2ter)**
- **The acceleration of the disposal and transfer of irrevocably compromised companies (Article 7 of Ordinance 2ter)**
  - 8-day reduction of the time limit for convening the contracting parties or collateral holders
  - Possibility for the court to authorize disposal to directors, relatives or affiliates of directors
- **Loosening of certain formalities (Article 2 of Ordinance 2bis)**
  - Petitions filed by debtors to courts can be filed by any means. Debtors can apply for an authorisation to file its claims in writing. Proceedings before the president of the court can be conducted by any means.
  - Communications between courts administration services, judicial receiver and creditor representative as well as between proceedings' representatives can take place by any means
- **The temporal scope of the new provisions (Article 10 of Ordinance 2ter)**
  - Application until 31 December 2020 included of the provisions of Articles 1, 2, 4, 5 (except *post money* privileges) and 7
  - Articles 3, the post-money privilege, and Article 6 shall apply to proceedings initiated between the date of entry into force of Ordinance 2ter and the date of entry into force of the ordinance provided for by Article 196 of the PACT law (ordinance transposing the Preventive Restructuring Directive), and no later than 17 July 2021 included
  - Application of Articles 2, 4, 5 (except *post money* privileges), 7 and 8 to ongoing proceedings
- **See the timeline following 27 March 2020 ordinance updated as at 20 May 2020 ordinance in Appendix 1**

#### **2.4. Adaptation of the rules applicable before administrative courts**

By ordinance n ° 2020-305 of March 25, 2020 adapting the rules applicable before administrative courts (hereinafter "**Ordinance 3**") the Government has taken emergency measures of a jurisdictional nature below:

[https://www.legifrance.gouv.fr/affichTexte.do;jsessionid=FBEA247A227CE9A9E4730D7FF8C24E01.tpJgfr41s\\_3?cidTexte=JORFTEXT000041755612&dateTexte=&oldAction=rechJO&categorieLien=id&idJO=JORFCONT000041755510](https://www.legifrance.gouv.fr/affichTexte.do;jsessionid=FBEA247A227CE9A9E4730D7FF8C24E01.tpJgfr41s_3?cidTexte=JORFTEXT000041755612&dateTexte=&oldAction=rechJO&categorieLien=id&idJO=JORFCONT000041755510)



➤ **The scope of the Ordinance (Articles 1,2, 17 et 18 of Ordinance 3)**

- Material scope: Courts of the judicial order ruling on administrative matters;
- Temporal scope: The above-mentioned Courts ruling during the Health Emergency Period (as a reminder, between 12 March 2020 and the expiry of a period of one month from the end date of the health emergency);
- Territorial scope: In Metropolitan France and in the Wallis and Futuna Islands.

➤ **Postponement of the term and expiry of statutory/legal periods in proceedings before the Courts of the judicial order ruling in administrative matters (Article 2 of Ordinance 1 and Ordinance 3)**

- Covered acts: Reference to Article 2 of Ordinance 1;
- Measure taken by the Government: Reference to Article 2 of Ordinance 1 – all the above-mentioned acts shall be **deemed to have been made on time** provided that they were made within a period which may not exceed, as from the end of the Health Emergency Period, the legally prescribed time limit for taking the said act and at the most within two months;
- Exceptions:
  - Appeals against the **obligations to leave French territory**, subject to those provided for in the first paragraph of III of article L. 512-1 of the French code for the entry and stay of foreigners and the right to asylum, as well as the remedies provided for in Articles L. 731-2 and L. 742-4 of the same code, for which the appeal period is postponed until the day after the end of the state of health emergency;
  - The time limits applicable to the procedures provided for in Article L. 213-9 and in the first paragraph of III of Article L. 512-1 of the French Code for the entry and stay of foreigners and the right to asylum are not subject to the limit adaptations;
  - The **complaints and appeals** mentioned in article R. 119 of the French electoral code **filed against the electoral operations** of the first round of municipal elections organized on **March 15, 2020** may be made no later than 6:00 p.m. on the fifth day following the date taking office of municipal and community councillors elected from this turn according to the laws and regulations applicable to them.

➤ **Adaptation of the rules relating the formation of Courts (Article 3 of Ordinance 3)**

- Envisaged situation: **dismissal of conclusions** requesting a stay of execution of appealed decisions and dismissal of requests against ordinances;
  - Measures taken by the government: **the magistrates** with the rank of councilor and a minimum seniority of two years **may rule by ordinance** under the conditions provided for in article R. 222-1 of the French code of administrative justice.
  - Impediments of magistrates: the president of administrative courts and administrative courts of appeal may add one or more magistrates working in one of these jurisdictions or appoint honorary magistrates.
- **Communication by any means of adjournments, written pleadings, exhibits and judgements (Article 5 of Ordinance 3)**
- **Adaptation of the rules relating to audiences**
- ✓ **Arrangements for public hearings (Articles 6, 8, 9, 10 and 14 of Ordinance 3)**
    - Competent authority: The president of the Court;
    - Moment of the decision: Before the opening of the hearing;
    - Decisions that can be taken: Restricted publicity of proceedings, dispensation of the public rapporteur's conclusions at a hearing, possibility of ruling without a hearing on applications for interim measures and on applications for a stay of execution as well as in judgments relating to removal orders taken against foreigners placed in a detention center;
    - Appeals: Decisions taken without a hearing by the summary proceedings judge seized on the basis of Article L. 521-2 of the French Code of Administrative Justice may be appealed when they have not been rendered in application of article L. 522-3 of the same code.
  - ✓ **The exemption from certain formalities (Articles 11, 12 et 13 of Ordinance 3)**
    - The decision can be made public by making it available to the court's administration services.
    - The minute of the decision may be signed only by the president of the trial panel.
    - When a party is represented by a lawyer, the notification provided for in article R. 751-3 of the French code of administrative justice is validly accomplished by sending the decision to its representative.

✓ **The possible implementation of dematerialised hearings (Article 7 of Ordinance 3)**

- Competent authority: The judge, the presiding judge of the formation or the liberty and detention judge;
- Means that can be put in place:
  - **Audio-visual telecommunication;**
  - **Electronic or telephone telecommunication;**
  - If a party is assisted by a lawyer or an interpreter, there is no requirement that the lawyer or interpreter be physically present with them.
- No appeal possible;

**2.5. Adaptation of the rules of criminal procedure on the basis of the law n ° 2020-290 of March 23, 2020 emergency to face the epidemic of covid-19 (Ordinance n ° 2020-303 of March 25, 2020)**

By Ordinance No. 2020-303 dated 25 March 2020 adapting the rules of criminal procedure during the health emergency period (hereinafter "**Ordinance 4**"), the Government took the following jurisdictional emergency measures in order to allow the continuity of the activity of the criminal jurisdictions essential to the maintenance of public order:

[https://www.legifrance.gouv.fr/affichTexte.do;jsessionid=FBEA247A227CE9A9E4730D7FF8C24E01.tpIgf41s\\_3?cidTexte=JORFTEXT000041755529&dateTexte=&oldAction=rechJO&categorieLien=id&idJO=JORFCONT000041755510](https://www.legifrance.gouv.fr/affichTexte.do;jsessionid=FBEA247A227CE9A9E4730D7FF8C24E01.tpIgf41s_3?cidTexte=JORFTEXT000041755529&dateTexte=&oldAction=rechJO&categorieLien=id&idJO=JORFCONT000041755510)

➤ **The scope of the Ordinance (Article 2 of Ordinance 4)**

- Temporal scope: Time limits and measures expiring between 12 March 2020 and the expiry of a period of one month from the end date of the health emergency (which would a priori be set for 24 May 2020) (hereinafter "**the Health Emergency Period**");
- Material scope: Courts of law ruling in criminal matters;
- Territorial scope: The entire French territory;

➤ **Measures relating to legal time limits/deadlines**

- **Postponement of the term and expiry of statutory limitation periods (Article 3 of Ordinance 4)**
  - Covered acts: Statutory limitation of public prosecution, statutory limitation of the sentence;

- Measures taken by the government: All of the aforementioned statutory limitation periods will be suspended from March 12, 2020 until one month after the end of the Health Emergency Period.
- **Extension of the time limits set by the French Code of Criminal Procedure for the exercise of a remedy (Article 4 of Ordinance 4)**
  - Covered acts: All remedies except for the four-hour time limit set out in article 148-1-1 of the French Code of Criminal Procedure, relating to the ban on release from pre-trial detention;
  - Measures taken by the government: All statutory limitations for exercising legal remedies are doubled without being less than ten days; All requests can be made by registered letter with acknowledgment of receipt (including the filing of briefs and conclusions) and can be sent by email to the email address provided for this purpose by the judicial tribunal or the court of appeal. Emails addressed to a jurisdiction must be the subject of an acknowledgment of receipt and are considered to have been received by the jurisdiction on the date of sending of this acknowledgment. The sending date of the acknowledgment of receipt set the start of the time limits provided for by the French code of criminal procedure, modified by the ordinance.
- **The extension of the maximum periods of pre-trial detention or house arrest under electronic surveillance set by the French Code of Criminal Procedure are automatically extended by two months (Article 16 of Ordinance 4)**
- **The increase in the time for immediate trial proceedings provided for in the French Code of Criminal Procedure (Article 17 of Ordinance 4)**
- **The increase in the time limits allowed to a trial court by the French code of criminal procedure to rule on a request for release (Article 18 of Ordinance 4)**
- **The extension of the time limits for judgment given to the *Cour de Cassation* (Article 20 of Ordinance 4)**
  - The three-month time limit for the judgment of the *Cour de Cassation* has been extended to six months;
  - The 40-day time limit for a ruling by the *Cour de Cassation* has been extended to three months;
  - The five-day time limit for filing briefs is extended to one month.

- **The adaptation of the rules relating to territorial jurisdiction in the event of total or partial inability of a court of first instance to function (Articles 8, 9, 10, 11 and 12 of Ordinance 4).**
  
- **Adaptation of the rules relating to hearings**
  - **Adaptation of the publicity of hearings (Article 7 of Ordinance 4)**
    - Competent authority: The president of the court;
    - Timing of decision: Before the hearing begins;
    - Decisions that may be taken: Restricted public access to the proceedings, closed hearing, council chamber, exceptional presence of journalists.
  
- **The possible implementation of dematerialized hearings (Article 5 of Ordinance 4)**
  - Competent authority: The judge or the judge of liberty and detention before all criminal courts other than criminal courts ;
  - Means that may be put in place:
    - Audiovisual telecommunication;
    - Electronic or telephone telecommunication, in case of technical or material impossibility to use audiovisual telecommunication;
    - If a party is assisted by counsel or an interpreter, it is not required that the latter be physically present with the party.
    - These rules may apply in the case of police custody.
  
- **The adaptation of the rules relating to the assignment of prisoners and the enforcement of custodial sentences (Articles 21 to 29 of Ordinance 4).**
  - Covered acts: Assignment of persons under charges, remanded, accused and convicted persons;
  - Action taken by the Government: Possibility of assigning inmates to a sentencing institution, remand home or to be incarcerated or transferred to a penitentiary institution for the purpose of fighting the covid-19 epidemic;
  - Appeal: The person's lawyer may make oral submissions to the court, if necessary by means of audiovisual telecommunication guaranteeing the confidentiality of the exchanges.

## **2.6. Additional references:**

Law No. 2020-290 dated 23 March 2020 relating to emergency measures to handle the covid-19 epidemic:

<https://www.legifrance.gouv.fr/affichTexte.do?cidTexte=JORFTEXT000041746313&dateTexte=&categorieLien=id>

## 3. Ile-de-France Courts

**NB: Implementation of a pre-trial participatory platform by the Paris Bar Association.**

### 3.1. Judicial Tribunals contingency and resumption plans

#### Auxerre Judicial Tribunal (*Tribunal judiciaire d'Auxerre*)<sup>10</sup>

##### Civil enforcement proceedings:

- All hearings are adjourned,
- Possibility to refer to the tribunal by email but no information on the processing times and there will be no hearings until further notice.

##### Summary proceedings:

- Short notice summary proceedings (*référé d'heure à heure*): possible referral by email, for a physical audience with the president.

##### Preventive and insolvency proceedings:

- Everything is adjourned and requests will not necessarily be processed,
- Emergencies: possibility to request a court hearing.

#### Bobigny Judicial Tribunal (*Tribunal judiciaire de Bobigny*)<sup>11</sup>

##### Resumption plan:

- For hearings cancelled during containment (written proceedings and oral proceedings with mandatory representation): until 11 May, lawyers may notify the Chamber in charge of the case by RPVA of their agreement to file their case without a hearing.
- Same for the summary proceedings,
- Each pleading file must be filed submitted to the SAUJ within 5 days following the magistrate's agreement, in a kraft envelope specifying the chamber and the law firm concerned as well as the RG number,

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<sup>10</sup> Switchboard of the court's administration services

<sup>11</sup> Communication n°13 of the Paris Bar Association

"Guide pratique de la reprise d'activité" - Paris Bar Association

- The files may also be deposited at the Maison de l'Avocat et du Droit (the services of the Order will then forward them to the SAUJ),
- As of 11 May, the magistrates will take over and will suggest, as a priority, the submission of files instead of hearings,
- Short-notice summary proceedings requests should be made on the structural summary proceedings box (referes.tjbobigny@justice.fr),
- Substantive files (fixed days and other requests), a paper filing will have to be ensured at the SAUJ and the requests will be examined by the competent chamber,
- Except in exceptional cases, requests cannot be supported,
- Social Pole: Hearings remain suspended until further notice,
- Civil enforcement judge for personal property:
  - Hearings not held before 11 May: procedures without a hearing,
  - Hearings after May 11th: submission of the file,
- Seizures and sales: hearings cancelled until further notice,
- Proximity chambers: possibility of using the procedure without a hearing.

### Créteil Judicial Tribunal (*Tribunal judiciaire de Créteil*)<sup>12</sup>

#### Resumption plan:

- Civil division:
  - Proceedings with compulsory representation (1st, 3rd, 4th, 5th, 6th, 7th and 8th civil chambers of the Judicial Tribunal):
    - Only cases for which the dates for oral argument are scheduled regularly between 11 May and 24 June 2020 will be automatically subject to the procedure without hearing, upon agreement by the lawyers. If the closure of the pre-trial has not been pronounced but the date for the oral argument hearing has already been set, the closure will take place on the day set for the oral argument hearing, unless the lawyers disagree,
    - Cases which should have been pleaded between 16 March and 10 May will be the subject of a new hearing for subsequent pleading except, as provided for in the Order of 5 May 2020, if the lawyers request by common agreement in view of the urgency of examining the case that it be taken in filing mode without a hearing or if the President of the Chamber intends to propose this derogation,
    - Pre-trial: court's administration services staff will work to re-start the RPVA to resume electronic pre-trial as soon as possible after May 11, 2020,
  - Family judge excluding divorce, post-divorce measures and protection order:

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<sup>12</sup> *Vademecum of the Paris Bar Association*  
 "Guide pratique de la reprise d'activité" Paris Bar Association, 19 May 2020



- In cases scheduled to be argued between 11 May and 24 June 2020, when there are lawyers for each of the parties, it is proposed to use the procedure without a hearing,
  - For cases initially set to plead between 17 March and 11 May 2020 under the same derogation as expressed for proceedings with mandatory representation (urgency and joint application by lawyers),
  - Opposition to the application of the procedure without a hearing must be brought to the attention of the magistrate and the counterpart by letter filed in the SAUJ or by e-mail,
  - From 11 May, summary proceedings and shortened deadlines (e.g. in the form of summary proceedings) can be filed again and those affected by the period from 17 March to 11 May can be heard again,
  - In the 15 days following May 11, 2020 only the OP business, fixed days and short deadlines will be taken,
- Ordinary summary proceedings:
  - From 18 May, resumption of the opening of hearing slots for new cases. It should be possible to hear these new cases at least two Mondays per month, the 3rd and 5th for May and June (the 1st of June being Whitsun) and the 1st or even 3rd for July 2020 (to be confirmed),
  - From 28 May 2020, files that should have been called for hearings between 16 March and 10 May will be the subject of new summonses with notice to lawyers,
- Remedial division: cases are treated in the same way as for proceedings with mandatory representation (see above),
- Chamber of expropriation:
  - The hearings to be held after transportation to the site should be entirely dematerialized and the files addressed by the ATLAS platform,
  - Transportation to the site should not resume immediately,
- Personal property civil enforcement proceedings:
  - Matters scheduled for hearing on March 17, 2020, have been rescheduled for filing in the Registry on May 25, 2020,
- Real estate civil enforcement proceedings:
  - Orientation hearings are scheduled to be held throughout the period from May 11 to the judicial vacancies to clear the backlog of cases adjourned since March 17, 2020,
  - The procedure without a hearing is provided for when all the parties have appointed a lawyer, if the case is ready for trial, failing which the lawyers will have to inform JEX in order to obtain a referral,
  - Sales hearings will not resume until September at the earliest,
- Insolvency proceedings:
  - Containment didn't prevent them from holding. The bankruptcy judge's hearing will resume in Courtroom H,
- Criminal division:
  - Assize court:
    - Resumption of the session on 25 May 2020,

- Correctional court:
  - For the first two weeks of the resumption, there will only be immediate trial hearings and collegial hearings outside of immediate trial,
  - Single-judge hearings will continue to be postponed,
  - As of the third week of the resumption, all correctional hearings will come for judgment,
- Sentence enforcement judge:
  - Open environment: priority will be given to reminders of the obligations imposed on convicted persons from the week of 11 May. Resumption of contradictory debates from 21 May on summons,
  - Closed environment: priority given to development hearings and reduction of sentences. Organisation of adversarial proceedings: no more than 5 cases per hearing, either in remand centres or by videoconference,
- Juvenile court:
  - Priority given to placement and educational measures (OPPP and AEMO) with AEMOs not requiring a hearing unless there are special difficulties,
- Local courts:
  - Cases on the merits and summary proceedings:
    - A sorting is to be made between cases in which each party has a lawyer, and which may be the subject of proceedings without a hearing, and cases in which at least one of the parties does not have a lawyer, and for which hearings will have to be held in person,
    - Cases that should have come in between March 16 and May 11, 2020 are adjourned to June 2020 hearings, notice will be given to lawyers and unrepresented parties,
  - Remuneration seizure hearings:
    - They will normally be held for those called as from May 11th, the chamber of bailiffs having validated not to have more than one bailiff present who will thus make the files of his fellow-members,
    - The seizures that were to be heard between 16 March and 10 May will be the subject of new convocations spread over the months of June and July 2020,
  - Guardianship hearings:
    - In principle, their return in person should be normal and a medically justified waiver of appearance will be allowed,
  - [Details and additional information on the recovery plan.](#)

### **Evry Judicial Tribunal (*Tribunal judiciaire d'Evry*)<sup>13</sup>**

#### Resumption plan :

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<sup>13</sup> Communication n°22 of the Paris Bar Association

- Civil division:
  - Common principles:
    - Urgent cases are all retained and ordinary cases called are adjourned when they cannot be retained under the procedure without hearing or voluntary filings,
    - The procedure without hearing is generalized for cases on the merits,
  - Presidential petitions :
    - All petitions are dealt with and, in the event of difficulties, are deposited directly with the President, the First Vice-President or the Secretary General,
  - Summary proceedings:
    - Resumption of hearings in the conventional manner,
    - Deposits are still accepted and preferred, by deposition at the hearing or under the procedure without a hearing until 25 May,
    - Procedure without a hearing: by decision of the judge, ex officio or at the request of the parties,
    - The remaining cases are scheduled for referral in June 2020,
    - Incoming messages are processed for referral requests sent by e-mail to the structural address of the referral service and are systematically accepted for new cases,
    - Amendment of the summons placement bulletin by the RPVA as of May 25, asking lawyers to place the first paper dispatch at the registry 7 days before the hearing in order to allow it to be filed with the Referee Service in the best sanitary conditions,
  - Pre-trial:
    - Adjournment until 25 May,
    - Resumption of processing of the RPVA messages as of 11 May,
    - Resumption of normal activity as of 25 May,
    - Adjournment to June and July 2020,
  - Cases on the merits:
    - Cases on the merits under the expedited procedure and authorized fixed-day summons are processed as of 11 May,
    - When they cannot be deposited, closed and fixed cases remain adjourned to a date between the months of May and November 2020, but the procedure without a hearing is systematized and case deposition on the merits is still possible in a dedicated office after the directional reception (civil mediation meeting room) where the files remain stored for three days as a health precaution,
    - Adjournment requests are systematically accepted,
    - Extension of deliberations in progress until June 2, 2020 with exceptions,
  - Civil enforcement proceedings (personal property and real estate):
    - Petitions are processed,
    - Urgent matters may be held, if necessary, authorized hourly (*d'heure à heure*),
    - Ordinary cases of the civil enforcement proceedings judge can be subject of voluntary deposition,

- The other cases are automatically adjourned to a date in June for orientation hearings and real estate sales, and from 30 June for personal property,
    - Extension of deliberations in progress until June 2, 2020 with exceptions,
  - Social division :
    - Resumption of hearings from 11 to 25 May, with a limited number of cases already scheduled,
    - The physical presence of the parties remains the principle, in compliance with the necessary sanitary measures,
    - If the case is ready to be tried, voluntary deposition of the file is encouraged: deposition at the hearing or sending of the file to the court's administration services beforehand,
    - It is proposed that the parties accept the use of the procedure without a hearing,
    - Adjournment requests: to be sent no later than 48 hours in advance, otherwise they will not be processed,
    - All hearings are taken by a single judge, during the period of health emergency,
    - Electronic and email communication with the court's administration services is preferred,
    - Extension of deliberations in progress until June 2, 2020 with exceptions,
    - After 2 June: hearings for a limited number of cases
  - Insolvency proceedings:
    - New emergencies are processed upon request to the President and the First Vice-President,
    - Cases on the current hearing schedule are held if necessary, upon request,
    - The hearings of the bankruptcy judge are automatically adjourned, urgent petitions are sent by e-mail to the First Vice-President,
  - CIVI:
    - Hearings are automatically adjourned until July 1, 2020, unless there is an emergency,
- Family division:
  - All oral hearings are adjourned,
  - An emergency hearing is held every Friday at 9:30 a.m. for protection orders, summary proceedings, fixed day summonses and summonses on short notice,
  - A family judge is on duty every day for urgent cases, with priority being given to the voluntary deposition and exchanges by electronic means,
  - Deliberations extended to June 2,
  - Cases that cannot be deposited are adjourned,
  - The procedure without a hearing is systematized and the deposition of cases on the merits is always possible in a dedicated office after the directional reception (family mediation meeting room).
- Criminal division:
  - Criminal court:
    - Normal resumption of activity as of May 25,
    - All hearings are held,

- The public is allowed to enter the court, but not the courtrooms,
    - All guilty-plea hearings are cancelled from May 11 to May 30 and resume as usual on June 2,
  - Police court:
    - May 11 to June 2: All hearings are cancelled and postponed automatically,
    - From 2 June: resumption of ordinary activity with, however, the same rules of restricted publicity as for the criminal court,
  - Civil interests:
    - May 11 to June 2: All hearings are automatically adjourned,
    - From 2 June: resumption of ordinary activity with, however, the same rules of restricted publicity as for the criminal court,
  - Criminal liberty and detention judge:
    - May 11th to 24th: activity is greatly reduced in emergencies; referrals and CPV-CJ are held normally,
    - Extensions of pre-trial detention are carried out by videoconference,
    - Extensions of police custody, where appropriate, shall be held without the presence of the person concerned by videoconference,
    - Requests for release are processed in writing as usual by the JLDs,
    - From 25 May: resumption of ordinary activities,
  - Administrative detention of foreigners liberty and detention judge:
    - As of 25 May, the resumption of ordinary activity is envisaged according to prefectural decisions,
  - Hospitalization under duress liberty and detention judge:
    - From May 11th to 24th: hearings are handled in writing in the presence of lawyers,
    - From 25 May or 2 June: the resumption of ordinary activities is envisaged,
- Investigation:
  - No extraction and convocation are scheduled, and the new convocation dates are, except for emergencies, after June 2, 2020,
  - Presentations in the instruction secure room,
  - Except in emergencies, all other ordinary acts will not be scheduled,
  - From 11 May to 2 June, in addition to the emergencies processed since 16 March, priority is given in each chamber to the notification of final indictments and settlement orders relating to indictees in custody, the quotations and scanning of documents communicated during the confinement period, the notification of decisions or acts submitted on time and still pending, the notification of expert commission orders and expert reports, and the notification of final indictments and settlement orders without indictments in custody,
- Sentence Enforcement Service:
  - Gradual resumption of hearings at the Fleury-Mérogis remand centre during weeks 21 and 22 / week of 18 to 31 May / week of 18 to 22 May,
  - Resumption of open court hearings beginning May 25,
  - Resumption of the regular DC CSL/PSE hearing starting May 18,
  - Systematic examination of applications for sentence adjustment, without adversarial debate, will be maintained,

- Maintenance of the dematerialization and processing of the Sentence Enforcement Commissions for the purpose of release under constraint at two thirds of the sentence on Tuesdays 12 and 26 May 2020,
- Resumption of temporary absences and withdrawal of sentence reduction credits as of the week of May 18 for the CSL/PSE and the week of May 25 for the Fleury-Mérogis Remand Prison,
- Processing of CAP-RSP and CAP-RSPE on a weekly and dematerialized basis,
- Local courts and division:
  - Civil services :
    - Priority to the processing of incoming summons,
    - Civil hearings in the first two weeks are postponed in their entirety when the number of persons likely to be present does not allow for compliance with health safety rules,
  - Over-indebtedness services: the hearings scheduled for the first two weeks in Longjumeau (hearing of 15 May) and Palaiseau (hearing of 19 May) may be held, the number of people actually present at these hearings making it possible to ensure compliance with the rules on social distancing,
  - Payment orders services :
    - Urgency defined: processing of objections that have been made enforceable
  - [Details and further information on the recovery plan.](#)

#### Resumption arrangements:

- Open to the public from May 11, reserved for staff, professionals, litigants who are the subject of a summons, wishing to file a legal aid file, request an ex officio commission, exercise an appeal or consult legal notices or specification,
- Wearing a mask is compulsory,
- The SAUJ works only on making an individual appointment until June 2,
- The switchboard is available from 8:30 a.m. to 5 p.m.,
- Resumption of the Sentencing Office from June 2,
- Resumption of the Victim Support Office as of May 11 by individual appointment,
- Reopening of the *Maisons de la justice et du droit* from May 11,
- Legal aid: emergencies are dealt with for the processing of lawyers appointment and requests for legal aid for all petitions for urgent measures in civil and criminal matters,
- Permanence of the operational center of the public prosecutor's office: the day permanences of magistrates during the week cease to be shared (the TTR will be provided by each pole),
- [Details of practical measures for recovery \(practical sanitary and organizational measures\).](#)

#### **Meaux Judicial Tribunal (*Tribunal judiciaire de Meaux*)**

#### In criminal matters:

- The single-judge and collegial hearings are grouped together at 1:30 pm,

- Cases are automatically adjourned, except for immediate trials, applications for release after adjournment, and the liberty and detention judge,
- A reception desk is available at the SAUJ for the deposit of urgent acts, until 5pm,
- Correctional court's administration services : [corr.tj-meaux@justice.fr](mailto:corr.tj-meaux@justice.fr).

### Melun Judicial Tribunal (*Tribunal judiciaire de Melun*)<sup>14</sup>

#### Resumption plan :

- SAUJ : As of 11 May, it will effectively be the only reception and information point for the court. It will be open at the usual hours. In the event of an influx of people, access may be limited by means of information referring in particular to the litigant's online portal. The single telephone reception desk for litigants will be operational, according to the usual modalities,
- BAJ- BEX- Operation of the PAD- access to law:
  - Information relating to legal aid, the filing of legal aid files, etc. will be done exclusively with the SAUJ. The files will be investigated and processed according to the usual deadlines. However, until 2 June, there will be no immediate delivery of an acknowledgement of receipt for the submission of a file,
  - Barring special circumstances, the BEX will resume its activity according to the usual hourly arrangements as of 2 June 2020,
  - Except in special circumstances, the PAD activity and the associations' offices will resume as of June 2, 2020,
  - With regard to the MJDs, it is envisaged that they will reopen on 25 May, provided that the necessary technical and health improvements or works have been carried out,
  - The activity of the prison PAD is gradually resuming as of the week of 11 May,
- Hospitalization under duress: Hearings will continue to take place from the judicial tribunal, according to the modalities put in place since March 16, 2020, by telephone with hospitals until June 2,
- Court activity is gradually resuming with the handling of all litigation as of 11 May. Not all departments will be holding substantive hearings as of 11 May, but for some, such as the Family Affairs Department, the First General Civil Litigation Chamber, only as of 25 May. In particular, the provisions of Article 8 of Order 304-2020 will be applied to deal with cases with compulsory representation, with parties represented or assisted by a lawyer. Pre-trial and incident hearings will be held,
- [Details and additional information on the takeover plan.](#)

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<sup>14</sup> "Guide pratique de la reprise d'activité" - Paris Bar Association, 19 May 2020

## Nanterre Judicial Tribunal (*Tribunal judiciaire de Nanterre*)<sup>15</sup>

### Criminal division resumption plan:

- Correctional Service:
  - Continuation of the 16th Chamber hearing with immediate trials as during the contingency plan,
  - Opening of new hearings:
    - Two more collegial hearings per week,
    - Three single-judge hearings a week,
  - Priorities:
    - Cases with detained persons,
    - Special hearings (over one or more days with or without detainees),
    - Cases of violence against persons, domestic violence and sexual assault,
  - Redirection of other cases: criminal composition, guilty pleas or rehearing (knowing that the role is virtually complete until March 2021), possibly discontinued,
  - Consultation of correctional files: appointment scheduling may be considered for files in the weeks following 11 May, a practice that will be limited to current exceptional circumstances,
  - [Amending order of 2 June](#) regarding correctional hearings.
- Penal Copying Service: partial resumption on 11 May with 50% of the staff until 31 May,
- Investigation Services: staff shortages; pooling of services is still envisaged,
- Sentence Enforcement Services: the resumption of priority cases is still being organized,
- Hauts-de-Seine Assize court:
  - Resumption of activity,
  - The first session following deconfinement will be held on 18 May,
- Psychiatric hospitalizations without consent:
  - Hearings continue to be held before the JLD in the absence of the parties,
  - Talks between lawyers and patients will continue to be conducted by telephone,
- Criminal permanences:
  - Resumption of the usual schedule as of 11 May (to be confirmed),
  - Resumption of police custody and disciplinary committee duty from 11 May (to be confirmed),
- Permanence in hospitalization without consent: volunteer lawyers continue to provide duty counsel as long as hearings cannot resume in the health care facilities,
- Lawyers appointments: resumption from 11 May (to be confirmed).

### Civil division resumption plan:

- Between 11 and 25 May:
  - Processing of “essential” litigation continues,

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<sup>15</sup> “Guide pratique de la reprise d’activité” - Paris Bar Association, 19 May 2020



- Processing of litigation that will be defined as a priority will start,
- State of play to allow a partial resumption of activity afterwards:
  - Processing the accumulated RPVA,
  - Rendering of the 348 deliberations drafted by the judges during the confinement, requiring editing by the court's administration services and subsequent notification,
  - Mail processing and organization of future hearings,
- Elimination of oral argument and incidental hearings,
- Only pretrial hearings are held, without the presence of lawyers,
- Handling of cases called during the state of health emergency according to the procedure without a hearing and the filing of files, or referral if the parties refuse,
- Priority is given to the treatment of cases that fall due during the containment period and to approvals of agreements reached following mediation or under a participatory procedure (fast-track approval procedure),
- Treatment of cases that should have been argued between 16 March and 11 May:
  - Implementation of the procedure without a hearing for all cases to be argued until 24 June,
  - Strong incentive to accept this procedure beyond 24 June,
- Submission of files subject to two conditions:
  - Agreement of all parties,
  - Physical deposit of the pleading files before the hearing date (physical deposit only until further notice).
- Receipt of pleading files in the BRA room from 4 May to 24 June:
  - Submission deadline for cases coming for oral argument between 16 March and 11 May: 25 May,
- Cases previously scheduled from 11 May:
  - Hearings will be re-scheduled,
  - Submission of a paper file accompanied, where appropriate, by a statement mentioning the express agreement of the lawyers to use the procedure without a hearing where such procedure is envisaged,
- Civil summary proceedings:
  - Orders, pending, must be issued between 11 May and 25 May,
  - Continuation of hearings scheduled for May 19, 26 and 28, subject to the court's administration services staffing levels,
  - Postponement of the May 11 and 12 hearings,
  - Summary proceedings hearings will also be held under the procedure without a hearing, with two judges instead of four,
  - Hearings that should have been held between 16 March and 11 May: adjourned,
  - Cases that are not ready for trial due to negotiations between the parties: lawyers must request to be removed from the roll by email, or failing that, by RPVA,
  - Requests for authorisation to assign in summary proceedings from hour to hour or in expedited proceedings on the merits, if manifest urgency: by e-mail,
  - E-mail address: [referes.tgi-nanterre@justice.fr](mailto:referes.tgi-nanterre@justice.fr),
- Employment summary proceedings:
  - Hearing in person, with exceptions, starting 13 May,

- The judge may decide to use the procedure without a hearing,
- Request for authorisation to assign in summary proceedings from hour to hour or in expedited proceedings on the merits, if manifest urgency: by e-mail,
- Application for authorisation to assign a fixed date in matters of collective labour litigation: to be addressed to the registry of the chamber for collective labour litigation and to be deposited at the BRA,
- Presidential petitions:
  - Resumes on Wednesday and Friday starting 13 May,
  - Requests processed by mail, to be addressed to the BRA,
- Insolvency proceedings:
  - Resumption of the processing of the motions of the bankruptcy judge according to the means of the clerks,
  - Resumption of hearings in principle on 29 May in chambers,
  - Requests for extension of the observation period: agents and debtors will not travel to hearings,
  - They may also be excused from appearing at closing hearings,
  - Motions filed by lawyers: deposited at the BRA,
- Civil enforcement judge:
  - Expropriation:
    - Requests to be addressed to the BRA in the 9th civil chamber box,
    - Resumption of the processing of orders and convocations according to the means of the registry,
  - Personal property:
    - Signatures of decisions rendered and convening of cancelled hearings: sent through the usual way,
    - The filing of files must be privileged,
    - Requests for postponements, withdrawals and deregistrations: to be sent prior to the hearing by e-mail, fax or RPVA,
    - E-mail address of JEX: [jex.tgi-nanterre@justice.fr](mailto:jex.tgi-nanterre@justice.fr),
  - Real estate:
    - No auction before September 2020,
    - Conditional resumption of orientation hearings from 28 May, according to the procedure without a hearing if the debtor has appointed a lawyer and the parties agree,
    - Orientation hearings that could not be held since 16 March will be automatically reconvened,
    - Sending requests by mail,
    - Sales: deposit the exhibits in the box of the 9th chamber of the BRA,
    - New date setting: only via the mailbox,
    - Adjudication hearings:
      - Sales scheduled from March to June will be heard in September 2020 in chronological order,
      - Newly-audenced sales will be scheduled from October 2020,
    - Decisions due between 16 March and 11 May 2020: deliberations should be able to take place before the end of June,

- Judgements to postpone forced sales: these will be formalised and notified as a matter of priority so that lawyers will have the dates of the sales (September and October 2020) as early as May-June,
  - Automatic reconvening of orientation hearings that could not be held between March 16 and May 14,
  - Resumption of hearings in real estate matters envisaged from 25 May on an ordinary rhythm (Thursday afternoon), subject to the court's staffing levels and the priorities defined by the court and the Directorate of Judicial Services,
  - The possibility of using the procedure without a hearing will be offered to lawyers in certain cases that appear to be ready for trial,
- Short-notice summary proceedings: request upon file submission until September 2020,
- Juvenile division: in criminal matters, in case of doubt as to whether or not a hearing will be held, contact [cab04.tpe-nanterre@justice.fr](mailto:cab04.tpe-nanterre@justice.fr),
- Family court division (JAF) :
  - Receipt of pleading files in the BRA room from May 4 to June 24,
  - Written procedure files that came for oral argument between March 16 and May 11:
    - Filing of all files, with a deadline of May 25,
    - The files of the Family Heritage Unit (PF3) will be reaudienced,
  - Written procedure files coming for oral argument from 11 May:
    - Cases previously scheduled from 11 May onwards may be re-heard,
    - Submission of paper files no later than the day of the rescheduled hearing, accompanied by the JAF form,
  - Oral proceedings convened between 16 March and 25 May:
    - Hearings were postponed sine die,
    - New dates will be communicated by RPVA,
    - Submission of files containing formalized parental agreements signed by the parties, before the date of the rescheduled hearing, accompanied by the JAF form mentioning the express agreement of the lawyers to use the procedure without a hearing,
  - Oral procedure files convened as from 25 May:
    - All hearings are cancelled and will be re-heard, except where a summons was issued prior to March 16, 2020,
    - New dates will be communicated by RPVA,
    - Transmission to the Registry, before May 25, by RPVA of the summons if it was issued before March 16,
    - Submission of files containing formalized parental agreements signed by the parties, before the date of the rescheduled hearing, accompanied by the JAF form mentioning the express agreement of the lawyers to use the procedure without a hearing,
    - Hearing debates once a week per firm (in priority for urgent cases without a lawyer or when the PSA has been refused) during which it will always be possible to file formalized parental agreements signed by the parties, even partial ones, for homologation,
    - A CHU and OP hearing will still be held weekly as during the PCA but extended to other emergencies,

- A permanence will examine urgent requests every morning on paper (through the structural box) with a reply and a date set no later than the next day or Monday in the case of a Friday submission,
- Social division:
  - The use of the procedure without a hearing is proposed to the parties assisted or represented by a lawyer,
  - If the procedure is refused without a hearing, the files will be referred to hearing dates starting in December 2020,
  - Cases in which one of the parties is not assisted or represented by a lawyer and which require a rapid response will be considered in a single-judge hearing,
  - Files to be deposited in the trolley in the airlock between the access behind Courtroom A and the deliberations room,
  - Handling of files that were scheduled to come in for oral argument on or after 11 May:
    - Only those files for which counsel will accept a proceeding without a hearing will be processed on the scheduled date,
    - The files must be deposited on the days scheduled for the hearings between 9am and 12 noon in the trolley placed in the airlock between the access behind Courtroom A and the deliberations room,
- Local courts (Tribunaux de proximité):
  - Between the 11th and the 25th of May:
    - Reopening to professionals only,
    - Resume telephone reception in all departments, as far as possible,
    - Protection Service for adults: hearings in the offices of guardianship judges will resume only for urgent cases to be listed as a matter of priority (renewals in particular),
    - Seizure of Remuneration: Files for hearings that should have been convened during containment and between 11 and 22 May will be required to be convened for one or more hearings starting on 2 June,
    - Nationality:
      - Processing of certificates of French nationality and urgent nationality applications,
      - Organization of the postponements of the DN subscription appointments scheduled in March - April over June,
  - From 25 May:
    - Reopening to the public limited to hearing days,
    - Civil service: possibilities of conciliation according to local situations,
    - Major Protection Service:
      - Resumption of guardianship hearings in the most urgent and new cases,
      - Drafting of judgments,
      - Registration of new files,
      - Establishment of justice safeguards for urgent cases and notification,
      - Registration of renewal applications,
    - Continuation of the work begun since 11 May,
  - Full reopening in September,
  - Communication to the public as of 11 May:

- Daily telephone permanence,
  - On-site and web postings regarding the non-holding of hearings and hearings,
- Reception of the public: professionals only until 25 May, with the exception of certain priority files.
- [Further information.](#)

#### Legal aid office:

- Total closure during contingency plan,
- As of May 2020, only one staff member will be mobilizable,
- No return to normal activity before June,
- The legal aid commissions are expected to resume in mid-May subject to the agreements of the other partners involved.

#### **Paris Judicial Tribunal (*Tribunal judiciaire de Paris*)<sup>16</sup>**

#### Resumption of public reception as of May 11, 2020:

- SAUJ: from 9am to 12am and from 1pm to 3pm,
- Legal aid office (BAJ):
  - From 9am to 12am,
  - In case of difficulty, contact by email to [baj.civil.tgi-paris@justice.fr](mailto:baj.civil.tgi-paris@justice.fr),
- Victims assistance office (BAV):
  - Telephone reception only, from 9am to 12pm and 1pm to 5pm: 01 44 32 77 08 or 01 45 88 18 00,
  - Contact by email at [bav.tgi-paris@justice.fr](mailto:bav.tgi-paris@justice.fr),
  - Resumption of public reception from 25 May.

Tax cases: Creation of an additional hearing in the 9th Civil Chamber, 3rd Section on 28 May 2020 at 9.45 a.m. in room 6.14.

#### Family division resumption:

- Written proceedings with mandatory representation :
  - Files must be deposited to be processed without a hearing,
  - [Practical arrangements](#),
- Oral proceedings in the chambers of the family judge (after/excluding divorce, non-conciliation orders and delegations of parental authority): resumption of face-to-face hearings from 15 June 2020,
- The permanence continues twice a week.

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<sup>16</sup>« *Vademecum Spécial Reprise d'activité* » - Paris Bar Association

#### Civil emergency division resumption:

- Continuation of face-to-face activity for the majority of summary proceedings ( general law, expert opinions, including medical ones, summary proceedings on appointment) as of 2 June,
- Processing without a hearing of certain specialized summary proceedings (press, IP, social law, construction) with no opposition possible,
- [Details of the resumption of the division](#),
- [Hearings postponement table](#).

#### Civil enforcement judge resumption:

- Petitions:
  - Petitions for precautionary measures: filing in the SAUJ or by post,
  - Procedure without a hearing,
- Automatic reconvening of cancelled hearings,
- Issuing of judgments due between 16 March and 11 May 2020 by 10 July,
- Resumption of personal property litigation hearings according to the ordinary calendar,
- Resumption of real estate orientation hearings on a regular basis starting 4 June,
- Resumption of forced-sale hearings in September,
- Possibility of resorting to the procedure without a hearing for cases that appear to be ready for trial,
- [Details of the resumption plan](#).

#### Resumption for civil chambers with mandatory representation:

- Processing under the procedure without a hearing for written proceedings with mandatory representation,
- Applicable to all cases closed and scheduled from 24 June to 10 July for the following chambers and services:
  - 1st, 2nd, 4th, 5th, 6th, 7th, 8th and 9th civil chambers,
  - Economic and commercial pole (3rd and 18th chambers),
  - Personal injury compensation (19th chamber),
  - Social division (1st chamber, 4th section only),
- Cases closed and scheduled from 2 June to 10 July are also subject to the procedure without a hearing,
- [Modalities for the submission of files](#),
- Experimentation of video hearing,
- Resumption of electronic pre-trial between 2 and 10 June,
- [Amending rollover order of 5 June 2020](#) setting the civil hearings of the 2nd, 3rd and 18th chambers, the CIVI and labour court tie-breaking.

#### Resumption of the commercial rents judge's service:

- Resumption of hearings in person according to the schedule set by the [29 May order](#).

Local civil division resumption:

- The following are held:
  - General law summary proceedings hearings,
  - Civil hearings on referral,
  - Professional elections litigation hearings,
  - Over-indebtedness hearings,
  - Civil hearings on 1st appeal starting 16 June,
- [Details and modalities of the resumption.](#)

Social division resumption:

- Resumption in person of hearings relating to technical and non-technical medical litigation and social assistance litigation, in accordance with the schedule set by the [29 May order](#).

Resumption of the Crime Victims Compensation Commission (CIVI) :

- Hearings resume normally on 11 June.

Labour court tie-breaking resumption:

- Procedure without a hearing,
- Opposition by e-mail,
- Practical arrangements set by the [29 May order](#).

17th chamber (press and internet) resumption:

- Continuation of the activity under the procedure without a hearing,
- Resumption of criminal activity,
- [Details of the resumption.](#)

Resumption of the activities of the *Maisons de Justice et du Droit (MJD)*:

- Resumption of the activity of the MJDs of the 10th and 15<sup>th</sup> *arrondissements*,
- Resumption as of 2 June for the MJD of the 17th *arrondissement*,
- Opening of the court's *point d'accès au droit (PAD)* soon,
- [Modalities and details.](#)

**Pontoise Judicial Tribunal (*Tribunal judiciaire de Pontoise*)<sup>17</sup>**

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<sup>17</sup> *Vademecum of the Paris Bar Association, updated 7 April 2020*

### Recovery plan :

- Family judge: Resumption effective May 25,
- Criminal:
  - From May 11 to 25: resumption of the hearings with the prisoners and judicial review,
  - Normal resumption as of May 25,
- Juvenile judge and juvenile court:
  - Resumption from May 11th for the Educational Assistance files,
  - The referrals will be held from 11 May in Courtroom 5,
  - The rest of the criminal activity will only resume from Monday 25 May 2020.

### **Sens Judicial Tribunal (*Tribunal judiciaire de Sens*)<sup>18</sup>**

- The court is closed, all hearings are adjourned, and no case is processed until further notice even in case of emergency.

### **Versailles Judicial Tribunal (*Tribunal judiciaire de Versailles*)<sup>19</sup>**

- The court is closed to the public, but court staff and court officers are present to ensure that court sessions and hearings are maintained,
- Possibility to contact the court by e-mail ([tj1-versailles@justice.fr](mailto:tj1-versailles@justice.fr)),

### Correctional matters resumption:

- [Tables](#) of correctional hearings held and adjourned May 11-30 2020.

### Family court judge resumption:

- Written procedure: deposit of the files, or adjournment in the event of a request for maintaining oral argument,
- Non-divorce and post-divorce proceedings:
  - File deposit in principle when there are two lawyers,
- Conciliation hearings:
  - Reception of the parties for individual interviews,
  - Signature of PV233 if applicable,
  - Interim measures: lawyers are invited to make brief observations because of the pooling of hearings,
  - Adjournment request to be sent by e-mail,

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<sup>18</sup> Switchboard of the court administration's services

<sup>19</sup> Website of the judicial tribunal of Versailles



- Auditions of minors: resumed under pre-confinement conditions,
- [Details.](#)

Social division resumption:

- Cases that are not ready for trial and cases that can be processed out of court: the presence of the parties at the hearing is not necessary, they will be reconvened if needed,
- For other cases, where possible, they will be handled without a hearing in accordance with Article 828 of the French Code of civil proceedings,
- [Details.](#)

### 3.2. Commercial Courts contingency and resumption plans

**NB: Referral to all 134 French Commercial courts are possible on [www.tribunaldigital.fr](http://www.tribunaldigital.fr) and formalities can be done on [www.infogreffe.fr](http://www.infogreffe.fr).**

#### **Bobigny Commercial Court (*Tribunal de commerce de Bobigny*)<sup>20</sup>**

58-day adjournment for non-urgent cases.

Preventive proceedings:

- Processed by the request service of the court presidency,
- Interviews conducted by the judges, who will contact companies directly after accessing the digital file on the judges' portal,
- Contact : [prevention@greffe-tc-bobigny.fr](mailto:prevention@greffe-tc-bobigny.fr) and [audience@greffe-tc-bobigny.fr](mailto:audience@greffe-tc-bobigny.fr).

Insolvency proceedings:

- Sorting by each Chamber President or by a judge from the Chamber:
  - Non-urgent cases: 58-day adjournment from date to date, based on the judicial calendar hearings,
  - Urgent cases: to be enrolled for an exceptional hearing (in particular in the presence of employees),
- Exceptional hearings:
  - The relevant files must be communicated at the latest one week before the hearing to the court's administration services and the president of the tribunal, with a reminder to the judicial receiver and creditor representative as well as to the bankruptcy judges involved,

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<sup>20</sup> Order of the Bobigny Commercial Court of 16 March 2020

- Schedule of exceptional hearings: March 23, March 31, April 21, April 24,
- Hearings of the bankruptcy judge: adjourned 58 days.

#### Litigation:

- 58-day adjournment for pre-trial hearings,
- Judge in charge of processing the case (*JCIA*): adjournment,
- Petition to be send by mail.

#### Summary proceedings:

- 58-day adjournment of all hearings,
- Possibility of resorting to the short notice summary proceedings (*référé d'heure à heure*) in cases of emergency, through the Presidency's services,
- Telephone hearings.

#### **Créteil Commercial Court (*Tribunal de commerce de Créteil*)<sup>21</sup>**

- Everything is suspended without exception, even emergency proceedings.
- The court's administration service is completely closed.
- Contact by email for any question relating to litigation ([audience@greffe-tc-creteil.fr](mailto:audience@greffe-tc-creteil.fr)).

Insolvency proceedings: no possible summons or declaration of insolvency, and the examination of petitions is postponed.

Preventive proceedings: possible dematerialized *mandat ad hoc* will remain open in case of critical need.

#### **Meaux Commercial Court (*Tribunal de commerce de Meaux*)<sup>22</sup>**

- The physical files can be deposited in the mailbox of the court's administration services or in the box provided for this purpose,
- The court's administration services can be contacted by email ([gtcmeaux@free.fr](mailto:gtcmeaux@free.fr)),
- The dematerialized services of the court's administration services (Kbis, copies, formalities) are available on [www.infogreffe.fr](http://www.infogreffe.fr),
- Referral to the court is available online at [www.tribunaldigital.fr](http://www.tribunaldigital.fr),

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<sup>21</sup>Switchboard of the court's administration services  
Vademecum of the Paris Bar Association of 26 March 2020

<sup>22</sup> Website of the court's administration services

- A permanence is maintained for the prevention and treatment of companies difficulties by email ([gtcmeaux@free.fr](mailto:gtcmeaux@free.fr)), and you can be received if necessary, in case of emergency.

### Melun Commercial Court (*Tribunal de commerce de Melun*)<sup>23</sup>

- Possible referral to the court on [www.tribunaldigital.fr](http://www.tribunaldigital.fr),
- No hearings are held,

Insolvency proceedings: possible opening of receivership proceedings and judicial liquidation upon declaration of insolvency, in case of emergency (i.e. in the presence of employees),

Prevention and preventive proceedings:

- Possible telephone appointment with the president,
- In principle, the opening of preventive proceedings in the event of an emergency remains possible,
- Submission of files by email with payment by bank transfer, or by post.

### Nanterre Commercial Court (*Tribunal de commerce de Nanterre*)<sup>24</sup>

Resumption plan :

- Litigation :
  - Resumption of procedural and placement hearings (physical hearing),
  - Resumption of summary proceedings hearings (physical hearing, video hearing or proceedings without a hearing),
  - Resumption of hearings of the judge in charge of preliminary inquiry (physical hearing, video hearing or proceedings without a hearing).
  - Date of hearings: <https://www.infogreffe.fr/activite-judiciaire.html>
  - Placement of summonses by RPVA or [tribunaldigital.fr](http://tribunaldigital.fr),
- Preventives proceedings:
  - Continuation of activity maintained during containment (visioaudience),
  - Referral to the president of the tribunal: send the complete file to [audiences@greffe-tc-nanterre.fr](mailto:audiences@greffe-tc-nanterre.fr),
  - The court is scheduled to respond within 2-3 days,
- Insolvency proceedings:
  - Council Chamber (Video Hearing only):

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<sup>23</sup> Court's administration services switchboard

<sup>24</sup> Website of court's administration services

Circular of the Court of 16 March 2020

Communication n°29 of the Paris Bar Association

Court's communication - Measures adopted on 20 March 2020

- Continuation of the activity maintained during the period of containment: openings of safeguard, recovery (RJ) or judicial liquidation (LJ) upon declaration of cessation of payments (DCP), conversions to RJ/LJ, adoption of plans (assignment or continuation), approval of conciliation agreements,
  - Extension of the activity: litigation of collective proceedings, summons/subpoenas in RJ/LJ, closures/extensions of LJs,
    - Bankruptcy judge hearings: initiated by Court Administrators and Agents,
    - Referral to the court via RPVA or tribunaldigital.fr,
    - The physical reception of the transplant remains closed for the moment,
- Petitions for an order for payment: file to be transmitted by Infogreffe: <https://www.infogreffe.fr/formalitesentreprise/injonction-de-payer.html>
- Other requests: referral to the President of the Tribunal via [requetes@greffe-tc-nanterre.fr](mailto:requetes@greffe-tc-nanterre.fr),
- Conciliation and mediation: [conciliationmediation@tc-nanterre.org](mailto:conciliationmediation@tc-nanterre.org),
- Confidential information on solutions for dealing with the company's difficulties: telephone appointment to be requested via [prevention@greffe-tc-nanterre.fr](mailto:prevention@greffe-tc-nanterre.fr) specifying: identity, telephone number, name and RCS of the company, desired dates for the interview.

### Paris Commercial Court (*Tribunal de commerce de Paris*)<sup>25</sup>

#### Resumption Plan :

- Cases that were due to be called from March 16th for assignment of a judge to instruct the case or for collegial argument:
  - Cases will be scheduled starting May 11th,
  - Before the hearing, the lawyers or their correspondent can send a message to the President of the Chamber to specify the reasons why the case is not yet ready for hearing. If necessary, the judge can then be appointed to set a timetable or even dismiss the case,
  - The case will be selected either without a hearing, on the basis of the documents and conclusions exchanged between the parties, subject to the agreement of the parties, or by videoconference or, if possible, in a hearing in a judge's chambers,
- Other cases that were due to be called since March 16th :
  - Summons for new hearing dates,
  - It is imperative that all due diligence be carried out, failing which a determination in the present state could be made (in particular injunctions),
- New cases:
  - They can continue to be scheduled for placement hearings from Thursday at 11 a.m. in June until July 2,
  - For defendants, enrolments can be made before the Chambers hearing the main case,
- Preventive and insolvency proceedings:
  - Processing continues as during containment,

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<sup>25</sup> "Vademecum Spécial de reprise d'activité" of the Paris Bar Association

- Cases coming in on creditor summons will not be called-in for the time being,
- Resumption of the 5th chamber hearings (sanctions) on 8 June, in person or by videoconference,
- Summary proceedings: some proceedings will be declared inadmissible upon review by the President, others will be processed without a hearing, and others will be pleaded in court,
- In cases of extreme urgency, a summary proceedings hearing may be held:
  - A judge will review on a weekly basis the short notice summary proceedings summonses that are to be filed at the court reception desk,
  - For more information: [rgpresidence@greffe-tc-paris.fr](mailto:rgpresidence@greffe-tc-paris.fr),
- JCIA hearings:
  - Hearings in the chambers or by videoconference,
  - Hearings that were scheduled to be held before a collegial panel will be heard before a JCIA unless the judge agrees to the case being held later in a collegial panel.

### **Pontoise Commercial Court (*Tribunal de commerce de Pontoise*)<sup>26</sup>**

#### Resumption Plan:

- Hearings resumption on May 25, 2020,
- From 11 to 25 May: a class action hearing on 15 May / an interim hearing on 20 May,
- Possibility of conference call.

### **Sens Commercial Court (*Tribunal de commerce de Sens*)<sup>27</sup>**

- Possible referral on [www.tribunaldigital.fr](http://www.tribunaldigital.fr),
- Cancellation of all hearings,
- Preventive and insolvency proceedings:
  - Possibility to send the declaration of insolvency file by mail, the file will be saved but there will be no opening of proceedings or appointment,
  - A priori, there will be no hearings to rule on the plans either, even in the presence of employees.

### **Versailles Commercial Court (*Tribunal de commerce de Versailles*)<sup>28</sup>**

- Hearings on the merits, summary hearings, insolvency proceedings hearings, bankruptcy judge hearings: all hearings from 17 March to 15 April are adjourned.
- Hearings revised schedule as of 16 March:

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<sup>26</sup> Document transmitted by the court

<sup>27</sup> Court's administration services switchboard

<sup>28</sup> Website of the court's administration services

<http://www.greffe-tc-versailles.fr/actualites/locale/audiences-/1/12.html>

From 30 Mars 2020 on:

- In all cases pending before the court, the hearing may be held by one of the members of the trial panel; this judge shall report back to the court in his deliberations,
- All hearings may be held by means of videoconference or telephone telecommunication, to be determined by ordinance,
- Processes to ensure the identity of the parties and to guarantee the quality of transmission and the confidentiality of exchanges will also be determined by ordinance,
- Thursday, April 9 and 16, 2020: hearings for the opening of preventive and insolvency proceedings upon referral by the debtor.

### 3.3. Labor Courts contingency and resumption plans

#### Argenteuil Labor Court (*Conseil des Prud'hommes d'Argenteuil*)<sup>29</sup>

Summary proceedings resumption: resumption of hearing upon convening.

Tie-breaking resumption:

- No recovery arrangements announced,
- All hearings are adjourned sine die.

#### Bobigny Labor Court (*Conseil des Prud'hommes de Bobigny*)<sup>30</sup>

Resumption plan:

- Summary proceedings: hearings will resume on 24 April 2020,
- Tie-breaking:
  - No resumption before 18 May 2020,
  - The tie-breaking judges will set the rules for their hearings themselves,
- All hearings take place in council chambers.

#### Boulogne-Billancourt Labor Court (*Conseil des Prud'hommes de Boulogne-Billancourt*)<sup>31</sup>

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<sup>29</sup> Flash Info from the Paris Bar Association of 27 April 2020

<sup>30</sup> Vademecum of the Paris Bar Association, updated 15 April 2020

<sup>31</sup> Vademecum of the Paris Bar Association, updated 15 April 2020

« Guide pratique de la reprise d'activité », Paris Bar Association, 19 May 2020

« Guide de reprise d'activité » Paris Bar Association, 19 May 2020

Flash Info from the Paris Bar Association of 27 April 2020

Resumption plan:

- Summary proceedings: Hearings are scheduled to resume on 11 May 2020,
- Tie-breaking: No information on the conduct of the hearings.
- Resumption of hearings for joint panels as of May 25, 2020,
- The BCO Encadrement of May 14, 2020 and the BJ diverse activities of May 19, 2020 are maintained,
- Further information :
  - The parties who agree to request a postponement are invited to indicate it beforehand by e-mail and not to move,
  - Bring 5 sets of conclusions for the parties coming to plead in court,
  - The DPC's physical reception will be open only on hearing days, i.e., May 14/15/19 and May 22, and daily from May 25,
  - Applications can be sent by mail or filed from May 25 onwards and will be processed as soon as possible by the Registry.

**Créteil Labor Court (*Conseil des Prud'hommes de Créteil*)<sup>32</sup>**

Summary proceedings resumption:

- The resumption of summary proceedings hearings is scheduled for Monday, 27 April 2020, with a hearing to be held at the Créteil Judicial Tribunal,
- Cases enrolled were selected from the cases cancelled as a result of containment, prioritized according to the representation of the parties,
- The hearing of Monday, 4 May will not be held due to lack of cases ready to be tried,
- The summary proceedings hearings scheduled for 11 May, for which a notice has already been given, are maintained,

Tie-breaking resumption: Full resumption, including summary proceedings, by 11 May 2020.

**Evry Labor Court (*Conseil des Prud'hommes d'Evry*)<sup>33</sup>**

Summary proceedings resumption:

- The resumption is set for Monday, 27 April 2020.
- An e-mail must be sent to the court's administration services of the labor court in order to obtain a date of trial.

Tie-breaking and cases on the merits resumption: Resumption as of May 28, 2020.

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<sup>32</sup> Flash Info from the Paris Bar Association of 27 April 2020

<sup>33</sup> Flash Info from the Paris Bar Association of 27 April 2020

### **Longjumeau Labor Court (*Conseil des Prud'hommes de Longjumeau*)<sup>34</sup>**

#### Summary proceedings resumption:

- Resumption after being summoned for matters of particular urgency,
- Send an e-mail to the following address: [chg.cph-longjumeau@justice.fr](mailto:chg.cph-longjumeau@justice.fr).

Merits and tie-breaking resumption: Forecasted resumption as of May 28, 2020.

### **Mantes la Jolie Labor Court (*Conseil des Prud'hommes de Mantes la Jolie*)<sup>35</sup>**

#### Summary proceedings and tie-breaking resumption:

- All hearings are adjourned sine die,
- No recovery arrangements announced,
- For new and urgent claims, a pre-sorting will be carried out by the President of the Court, who will set a possible hearing date,
- Contact : [cph-mantes-la-jolie@justice.fr](mailto:cph-mantes-la-jolie@justice.fr).

### **Meaux Labor Court (*Conseil des Prud'hommes de Meaux*)<sup>36</sup>**

Summary proceedings resumption: as of May 18, 2020.

Cases on the merits and tie-breaking resumption: The BCO, MEE and BJ hearings are scheduled to resume on May 23, 2020.

### **Montmorency Labor Court (*Conseil des Prud'hommes de Montmorency*)<sup>37</sup>**

#### Summary proceedings and tie-breaking resumption:

- Resumption as of May 11, 2020
- The court's administration services shall send the summons directly to the parties.

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<sup>34</sup> Flash Info from the Paris Bar Association of 27 April 2020  
"Guide pratique de la reprise d'activité », Paris Bar Association, 19 May 2020

<sup>35</sup> Flash Info from the Paris Bar Association of 27 April 2020

<sup>36</sup> Flash Info from the Paris Bar Association of 27 April 2020  
"Guide pratique de la reprise d'activité », Paris Bar Association, 19 May 2020

<sup>37</sup> Flash Info from the Paris Bar Association of 27 April 2020  
"Guide pratique de la reprise d'activité », Paris Bar Association, 19 May 2020



### Nanterre Labor Court (*Conseil des Prud'hommes de Nanterre*)<sup>38</sup>

#### Resumption plan:

- Summary proceedings:
  - Resumption of hearings starting June 5 after those held during the PCA (May 7 and 29),
  - Procedure without a hearing if the parties agree, or failing that, in the Council Chamber,
- Cases on the merits and tie-breaking: BJs are to be taken over from 15 June 2020 and BCOs from 22 June 2020.
- Cases carried over during containment should be re-enrolled without creating additional hearings, between late 2020 and early 2021 for BCOs, and late 2021, early 2022 for BJs,
- Hearings will take place in the Council Chamber and cases will be called at fixed times.

### Paris Labor Court (*Conseil des prud'homme de Paris*)<sup>39</sup>

#### Resumption plan:

- Public reception:
  - General reception on the ground floor will be open from 18 May,
  - Reception of the different sections will remain closed,
  - Paper baskets will be placed in the lobby for the filing of petitions, which will be processed on the day of filing,
- Summary proceedings:
  - After a pre-sorting of the urgent cases that have been registered and processed by the President and the VP of the Court, the summary hearings resume on the following dates, upon agreement of the parties (fixed time summons): 27 April, 29 April, 4 May, 6 May,
  - Failing agreement, cases will be adjourned to the 1st effective dates in May after deconfinement,
  - Normal resumption on 13 May,
- Commercial:
  - BCO (*orientation and conciliation office*): resumption on 12 May 2020,
  - BJ (*judgment office*): 18 May 2020,
- Various activities:
  - BCO: 25 May 2020,

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<sup>38</sup> Flash Info from the Paris Bar Association of 27 April 2020

"Guide pratique de la reprise d'activité », Paris Bar Association, 19 May 2020

<sup>39</sup> Flash Info from the Paris Bar Association of 15 May 2020

- BJ: 2 June 2020 (one out of three hearings until 29 June),
- Industry:
  - BCO: 2 June 2020 (only for Tuesday and Thursday BCO until 2 July 2020),
  - BJ: 27 May 2020 (only for Wednesday BJ until 29 July 2020),
- Agriculture:
  - BCO: 1 September 2020,
  - BJ: 1 September 2020,
- Hearings of the various activities and industry sections cancelled during containment and from 11 May: a new convocation will be sent out,
- Tie-breaking:
  - Resumption of BCO and BJ on May 18,
  - For tie-breaking hearings, the tie-breaking judges will set the rules for their hearings themselves,
- Other information:
  - Cases will be heard in closed hearings, one by one, with safety distances, and the judges and clerks will have masks and gloves + hydroalcoholic gel at their disposal,
  - Wearing a mask will be mandatory in the entire court,
  - Summary proceedings hearings: entry at the reception desk of the summary proceedings' administration service; usual exit,
  - Hearings on the merits: plan for the occupation of the hearing rooms as of 18 May,
  - Referral requests will be appreciated more severely,
  - It is recommended to attend referral hearings and to motivate the request for referral even if the parties agree.

### Poissy Labor Court (*Conseil des Prud'hommes de Poissy*)<sup>40</sup>

#### Summary proceedings and tie-breaking resumption:

- All hearings are adjourned sine die,
- No recovery arrangements announced,
- In case of emergency, contact only by email.

### Rambouillet Labor Court (*Conseil des Prud'hommes de Rambouillet*)<sup>41</sup>

#### Summary proceedings resumption:

- Registration of petitions, but the sending of summons will be done later,
- Adjournment of all hearings until the end of April 2020,

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<sup>40</sup> Flash Info from the Paris Bar Association of 27 April 2020

<sup>41</sup> Flash Info from the Paris Bar Association of 27 April 2020

"Guide pratique de la reprise d'activité », Paris Bar Association, 19 May 2020

- Hearing of new referrals in summary proceedings shall be submitted in advance to the President,

Cases on the merits and tie-breaking resumption:

- Recording of the requests but the sending of the convocations will be done later,
- Resumption as of May 25, 2020.

Contact:

- By telephone: 01 61 08 65 00,
- By email: [Cphrambouillet@justice.fr](mailto:Cphrambouillet@justice.fr).

**Saint-Germain-en-Laye Labor Court (*Conseil des Prud'hommes de Saint-Germain-en-Laye*)<sup>42</sup>**

Summary proceedings and tie-breaking resumption:

- Forecasted resumption as of June 8, 2020,
- Awaiting resumption arrangements.

**Versailles Labor Court (*Conseil des Prud'hommes de Versailles*)<sup>43</sup>**

Resumption plan:

- Summary proceedings
  - Gradual resumption as of 11May,
  - Receipt of requests by post or by deposit at the box,
  - The registry registers new applications but does not send out the summons that will be sent after the end of the confinement;
- Merits: Cancellation of all hearings up to and including Friday, May 22nd and referral of cases to later dates.
- Contact: [cph-versailles@justice.fr](mailto:cph-versailles@justice.fr).

**Villeneuve-Saint-Georges Labor Court (*Conseil des Prud'hommes de Villeneuve-Saint-Georges*)<sup>44</sup>**

- Resumption since 12 May.

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<sup>42</sup> Flash Info from the Paris Bar Association of 27 April 2020

<sup>43</sup> Flash Info from the Paris Bar Association of 27 April 2020

"Guide pratique de la reprise d'activité », Paris Bar Association, 19 May 2020

"Guide pratique de la reprise d'activité », Paris Bar Association, 19 May 2020

<sup>44</sup> Flash Info from the Paris Bar Association of 27 April 2020

### 3.4. Courts of Appeal contingency and resumption plans

#### Paris Court of Appeal (*Cour d'appel de Paris*)<sup>45</sup>

##### General resumption plan:

- Lifting of the contingency plan as from 11 May 2020,
- Hearings of chambers 2-11 and 2-12: no change,
- Emergencies in civil and commercial matters (excluding poles 3 and 6): weekly hearing on Thursdays at 9.30 a.m. (urgent petitions, urgent summary proceedings of the first president, urgent summary proceedings in particular of Chambers 5-8, 5-9 and 5-15),
- Emergencies of poles 3 and 6: weekly hearing on Thursdays at 9:30 a.m., which can be collegial if necessary,
- Cases scheduled for oral argument in the non-criminal chambers of poles 1 to 6 until 24 June 2020: procedure without hearing; the other cases are adjourned.

##### **Civil cases:**

##### Resumption plan for cases scheduled for oral argument hearings of the non-criminal chambers of poles 1 to 6 (not applicable to pre-trial incidents):

- Proceedings with mandatory representation:
  - the cases scheduled for oral argument hearings for the period between 16 March and 30 April 2020, between 4 and 10 May 2020, and between 11 May and 24 May 2020 will be processed under the procedure without hearing provided for in Article 8 of Order No. 2020-304, if they have not already been adjourned or put under deliberation,
- Proceedings without mandatory representation:
  - cases in which the parties are assisted or represented by a lawyer, for the period between 16 March and 30 April 2020, between 4 and 10 May 2020, and between 11 May and 24 May 2020 will also be dealt with under the procedure without hearing provided for in Article 8 of the aforementioned Order No. 2020-304 if they have not already been adjourned or put under deliberation,

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<sup>45</sup> *Communications n°8, 17, 47 of the Paris Bar Association  
Vademecum of the Paris Bar Association of 26 March 2020  
Amending rolling orders of 23 April and 7 May 2020*

- Cases in which the parties are neither assisted nor represented by a lawyer, for the period between 16 March and 24 May 2020, will be adjourned to a hearing date of the relevant chambers from 28 September 2020,
- Lawyers involved in the abovementioned cases have 15 days from being informed of the use of the procedure without a hearing to consent to it via a form.

Resumption of hospitalization without consent permanences, voted by the *Conseil de l'Ordre* on April 21, 2020.

### **Criminal cases:**

#### Resumption plan:

- Investigating chambers:
  - Until 17 May 2020, hearings are grouped together at the rate of 7 hearings per week, excluding european arrest warrants and extraditions, with the possibility of adjournment of cases on the merits,
  - From 18 May 2020: 13 hearings per week,
- Sentence enforcement chamber (2-10): continuation of the normal roster-based hearing system,
- Emergencies of chamber 3-6: weekly hearing on Thursdays at 9.30 a.m,
- Correctional chambers until 24 May 2020:
  - Hearings of chambers 8-1, 8-2 and 8-3: grouped together at a daily hearing at 1.30 p.m. in order to deal with cases in which defendants are detained,
  - Other correctional chambers of poles 1 to 5: a single daily hearing to deal with cases in which defendants are detained; cases in which defendants stand free or are detained for other reasons are adjourned to hearings of the relevant chambers,
- Assize court: hearings scheduled up to 24 May 2020 are adjourned.

[Detailed schedule and rooms for each hearing.](#)

[Amending Rolling Ordinance of 20 May 2020.](#)

### **Versailles Court of Appeal (*Cour d'appel de Versailles*)<sup>46</sup>**

#### Resumption plan:

- [Amended amending order](#) setting the repartition of judges in the chambers of the Court of Appeal of Versailles ((amendments concerning the criminal chambers, the investigation chamber, 2nd C and 5th social chamber).

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<sup>46</sup> "Guide pratique de la reprise d'activité », Paris Bar Association

### Administrative Court of Appeal of Paris (*Cour d'appel administrative de Paris*)<sup>47</sup>

#### Resumption plan:

- Gradual resumption of public hearings from 11 May 2020 in compliance with health measures,
- Staggered convening times,
- The presence of clients at the hearing is not required,
- Judgments will be made public within a timeframe that may be longer than usual,
- Reception hours until further notice:
  - 9.30 - 12am for the physical reception,
  - 10am-12am / 2pm-6pm for telephone reception.

### Administrative Court of Appeal of Versailles (*Cour d'appel administrative de Versailles*)<sup>48</sup>

#### Resumption plan:

- Gradual resumption of normal activity and reopening to the public as of 11 May 2020,
- Resumption of general and tax litigation hearings as of 13 May,
- [Provisional Hearing Schedule](#).

**In addition, it should be noted that the Paris Chamber of Bailiffs will be closed until 1 April 2020 included. The e-mail address [chambredepartementale@huissierdeparis.com](mailto:chambredepartementale@huissierdeparis.com) will however remain daily consulted.**

## 3.5. Other courts

### Administrative jurisdictions<sup>49</sup>

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<sup>47</sup> Communication n°10 of the Paris Bar Association  
Website of the Court

Vademecum of the Paris Bar Association of 26 March 2020

<sup>48</sup> "Guide pratique de la reprise d'activité", Paris Bar Association, 19 May 2020

<sup>49</sup> Vademecum of the Paris Bar Association of 26 March 2020

Communication n°36 of the Paris Bar Association

Link to the interactive map to find out the measures taken by the various administrative courts and courts of appeal:

<https://www.conseil-etat.fr/tribunaux-cours/la-carte-des-juridictions-administratives>.

#### Communication with the court:

- Documents, deeds, and notices to the parties may be communicated to them by any means: for parties not registered in Télécours, an e-mail must be preferred, as an exception to the legal provisions requiring the sending of a registered letter.

#### Hearings:

- Possibility of holding hearings without audience or with a restricted audience,
- Possibility of holding hearings by audio-visual or telephone communication; the presence of the lawyer alongside the client is not required,
- The president of the panel may exempt the public rapporteur, upon his proposal, from presenting his conclusions at the hearing,
- Possibility of ruling without a hearing on all summary proceedings after informing the parties and setting a date for the closure of the investigation. This possibility is to be preferred when the claim can be rejected on one of the grounds provided for in Article L.522-3 of the French Code of administrative justice,
- Possibility, on appeal, to rule without hearing on petitions for stay of execution of a decision.

On the adaptation of time limits for appeal, time limits for the investigation, time limits for the judge to rule and other adaptative measures: see [summary table](#).

### **Cergy Pontoise Administrative Court (*Tribunal administratif de Cergy Pontoise*)<sup>50</sup>**

#### Resumption plan:

- No hearing from 11 to 17 May 2020 (except for possible summary proceedings),
- Hearings and sittings resume on 18 May,
- Invitations will be sent out from Monday 11 May for the following week.

### **Paris Administrative Court (*Tribunal administratif de Paris*)<sup>51</sup>**

#### Resumption plan:

- Progressive resumption of full activity from 11 May,

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<sup>50</sup> *Vademecum of the Paris Bar Association of 26 March 26, 2020*  
 « *Fil info n°30 spécial Covid-19* » of the Paris Bar Association  
 « *Flash Info Reprise d'activité* » – Paris Bar Association – 6 May 2020  
<sup>51</sup> « *Vademecum Spécial reprise d'activité* » – Paris Bar Association

- Resumption of hearings for all disputes,
- From 13 May, the emergency division plans one hearing per day,
- [Guidelines for the conduct of hearings.](#)

### National Court of Asylum (*Cour Nationale du Droit d'Asile - CNDA*)<sup>52</sup>

#### Resumption plan:

- Restart on 11 May:
  - Priority hearing of pre-crisis adjournments: first the adjourned cases, then the single-judge hearings and then the collegial hearings,
  - Single-judge hearings: with a convening notice of 15 days, the restart is expected around 27 May,
  - Collegial hearings: likely to restart around 11 or 12 June,
  - The Court will continue to operate during the originally scheduled vacation period (3-14 August),
  - Orders: the time limits will theoretically start running again the day after the end of the confinement (i.e. a priori 11 May); a certain period of time will be granted before processing the orders,
  - Resumption of videoconference mediation,
  - Closed hearings: at the discretion of the presiding judge, with the reminder that any request made by a lawyer will automatically entail a closed hearing.

### Cour de cassation<sup>53</sup>

#### Civil chambers, commercial chamber and social chamber:

- The extension mechanism provided for in Article 2 of Order 2020-306 of 25 March 2020 applies to:
  - The time limit for lodging an appeal,
  - The 4-month time limit for the production of the reply
  - One month's extension to notify the party of the statement of case,
  - The two-month time-limit for filing the reply statement of case,
  - The two-year time-limit for the execution of the contested decision, set by the notification of the order for removal of the appeal from the list,
- In each of these hypotheses, the time limit starts to run again, but within the limit of two months, which could exclude any increase due to the distance,

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<sup>52</sup> *Communication n°23 and 35 of the Paris Bar Association*

<sup>53</sup> *Vademecum of the Paris Bar Association, updated 7 April 2020*



- This provision does not apply to the time limits and measures laid down by the rules of criminal law and proceedings, nor to time limits relating to measures involving imprisonment (administrative detention of aliens and hospitalization without consent).

#### Criminal chamber:

- Article 4 of the ordinance n°2020-303: the deadlines are doubled without being lower than ten days:
  - The time limit for lodging an appeal, which is five days, is extended to ten days,
  - For press matters and the execution of a European mandate, the three-day period is therefore extended to ten days,
- Time limits remain unchanged: not including the day of notice for ordinary law, and including the day of notice for press matters
- In the silence of the texts, this provision does not apply retroactively to 12 March 2020, unlike what is provided for civil matters,
- For the interim period between 16 March 2020, when the courts closed, and the entry into force of Order No. 2020-203, it is permissible to invoke force majeure or an insurmountable circumstance resulting from the inability to access the court's administration services,
- The rules governing the exercise of appeals are more flexible, as are those concerning the submission of claims, statements of case or pleadings before the criminal courts,
- The appeal may be made by registered letter or by e-mail to the e-mail address provided for this purpose,
- The one-month time limit granted for the lawyer to be appointed shall be increased by one additional month.

## 4. Contingency and resumption plans for jurisdictions outside of Ile-de-France

### 4.1. Judicial Tribunals contingency and resumption plans

#### Judicial Tribunal of Agen (*Tribunal judiciaire d'Agen*)<sup>54</sup>

- The physical reception is closed.
- Only urgent hearings or fixed or short notice summonses (*assignations à délai fixe ou à délai court*) will be maintained by decision of the president.
- The rest of the hearings will be adjourned without a specific date.
- It is possible to send requests by registered letter but these will not be processed.

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<sup>54</sup> Switchboard of the court's administration services

### Judicial Tribunal of Amiens (*Tribunal judiciaire d'Amiens*)<sup>55</sup>

#### Resumption plan:

- End of the contingency plan as of 11 May,
- Resumption of the following hearings:
  - Correctional hearings,
  - Guilty plea hearings,
  - Family judge hearings,
  - Civil summary proceedings,
  - Employment hearings,
  - Civil enforcement proceedings hearings,
  - Over-indebtedness hearings,
  - Remuneration seizure hearings,
  - TPBR (agricultural land tribunal) in Amiens,
  - Appointments with the public prosecutor's delegate in Abbeville,
  - Protection litigation judge hearings,
  - Appointments with the public prosecutor's delegate in Péronne and Amiens,
- [Hearings table.](#)

### Judicial tribunal of Angers (*Tribunal judiciaire d'Angers*)<sup>56</sup>

#### Resumption plan:

- Hearings will resume on 18 May,
- Access only to authorized persons,
- For any information regarding hearings or to make an appointment, please call 02.41.20.51.00 / [accueil-angers@justice.fr](mailto:accueil-angers@justice.fr).

### Judicial Tribunal of Blois (*Tribunal judiciaire de Blois*)

- All non-urgent hearings will be cancelled without adjournment dates and cases will be rescheduled.
- The permanent presence of the Public Prosecutor's Office is maintained, as well as hearings related to litigation involving fundamental civil liberties and urgent criminal cases, as follows:
  - Correctional hearings for pre-trial detention measures,
  - Immediate trial hearings,

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<sup>55</sup> Switchboard of the court's administration services

<sup>56</sup> Website of the court's administration services

- Presentation before the examining judge and the liberty and detention, judge, as well as hearings of a civil nature before the latter such as hospitalisation under duress, detention of foreigners,
- Hearings of the sentence enforcement judge,
- Hearings and permanence of the juvenile court and the juvenile judge for the management of emergencies, including educational assistance,
- Summary proceedings to the judicial tribunal for emergency and urgent measures under the family judge (including buildings threatening ruin, eviction of the violent spouse),
- Funeral litigation.
- The use of videoconferencing is preferred.
- For cases subject to an imperative deadline or which are due to be adopted or renewed before the expiry of a deadline or which are about to expire, the situation will be examined exclusively in a paper or digital file, the decision having to expressly refer to the urgency and exceptional circumstances, and any evidence of the circumstances in question will be added to the file.
- The SAUJ activity is reduced to directional intake for urgent cases.

### Judicial Tribunal of Bordeaux (*Tribunal judiciaire de Bordeaux*)

#### In criminal matters:

- Urgent acts in criminal matters must be taken via the structural address of the Tribunal: [tj-bordeau@justice.fr](mailto:tj-bordeau@justice.fr),
- This applies to declarations of appeal (noting the references of the decision and what is being appealed against: culpa/Criminality, civil, etc.), requests for release and requests for acts.
- Deliberations are adjourned.

### Judicial tribunal of Bourg-en-Bresse (*Tribunal judiciaire de Bourg-en-Bresse*)<sup>57</sup>

- The tribunal is currently closed.
- There are no hearings scheduled until the end of the containment.
- Summary proceedings:
  - The service that deals with the processing of petitions is also closed.
  - Only emergency proceedings such as short notice summary proceedings are processed, upon decision of the president of the court
- Files can be sent by registered letter but will not be processed.

### Judicial tribunal of Bourges (*Tribunal judiciaire de Bourges*)<sup>58</sup>

- Only essential litigation and emergencies are processed,

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<sup>57</sup> Switchboard of the court's administration services

<sup>58</sup> Switchboard of the court's administration services

- Insolvency and preventive proceedings are not considered as essential / urgent litigation,
- Civil enforcement proceedings are also not considered urgent or essential.
- Summary proceedings :
  - Can be processed provided that it is urgent, to be assessed on a case-by-case basis.
  - Short notice summary proceedings are maintained and will be granted on a case-by-case basis where appropriate.
  - Requests must be sent by e-mail ([accueil-bourges@justice.fr](mailto:accueil-bourges@justice.fr)).

### Judicial Tribunal of Caen (*Tribunal judiciaire de Caen*)<sup>59</sup>

#### Resumption plan:

- Reopening to the public as of 11 May,
- Preferably contact by phone or email for any request for information:
  - Judicial Tribunal: 02.50.10.13.00 or [accueil-caen@justice.fr](mailto:accueil-caen@justice.fr),
  - Labour Court: 02.31.30.70.70 or [accueil.cph-caen@justice.fr](mailto:accueil.cph-caen@justice.fr),
  - Employment: 02.31.43.90.90
- [Sanitary guidelines.](#)

### Judicial Tribunal of Castres (*Tribunal judiciaire de Castres*)<sup>60</sup>

#### Resumption plan:

- Gradual resumption as of 11 May of the processing of all civil and criminal cases, in particular family and protection litigation, as well as the judgment of criminal and correctional cases.

### Judicial tribunal of Chambéry (*Tribunal judiciaire de Chambéry*)<sup>61</sup>

#### Resumption plan:

- Gradual resumption during a transitional period until 2 June,
- For any information, contact the court by phone or e-mail.

### Judicial tribunal of Clermont-Ferrand (*Tribunal judiciaire de Clermont-Ferrand*)<sup>62</sup>

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<sup>59</sup> Website of the court's administration services

<sup>60</sup> Judicial Tribunal of Castres - Implementation of the business continuity plan due to the containment measures related to the pandemic.

<sup>61</sup> Switchboard of the court's administration services

<sup>62</sup> Switchboard of the court's administration services

« Le tribunal judiciaire de Clermont-Ferrand (Puy-de-Dôme) se prépare à un redémarrage prudent et progressif » La Montagne, 4 May 2020

Resumption plan:

- Civil litigation hearings: resumed as of 11 May, without the presence of the litigants except in case of necessity, and following an exclusively written procedure,
- Correctional hearings:
  - Resumption as of 14 May,
  - Cases scheduled for hearing based on urgency.

**Judicial tribunal of Colmar (*Tribunal judiciaire de Colmar*)<sup>63</sup>**

- Short notice summary proceedings are maintained,
- Emergencies are assessed on a case-by-case basis and handled remotely if necessary.

**Judicial tribunal of Douai (*Tribunal judiciaire de Douai*)<sup>64</sup>**

- The court's administration services are closed and all hearings are cancelled. Only emergencies can be dealt with ([accueil-douai@justice.fr](mailto:accueil-douai@justice.fr)).

**Judicial tribunal of Foix (*Tribunal judiciaire de Foix*)<sup>65</sup>**

Resumption plan:

- General information:
  - Procedure without a hearing or hearing without an appearance will be preferred whenever possible,
  - Dematerialized pre-trial,
  - Authorization to deposit files,
- Civil pole:
  - Maintenance of emergency procedures,
  - Once emergencies have been processed, the following will be handled: electronic pre-trial, summary proceedings and pre-trial incidents ( deposit hearings), civil collegiate hearings (deposit), hearings of the single judge for liquidation and division (deposit), hearings for the prevention and treatment of companies in difficulty (deposit),
- Family pole:
  - Non-divorce and post-divorce hearings: case deposit where possible,
  - Conciliation hearings: postponed unless summoned on a fixed day or emergency,
  - Divorce hearings: deposit on the day of the hearing,

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<sup>63</sup> Switchboard of the court's administration services

<sup>64</sup> Switchboard of the court's administration services

<sup>65</sup> Memorandum on the functioning of the Judicial Tribunal of Foix in the presence of COVID-19 - 20 March 2020

- Pre-trial: by electronic means only,
- Minor guardianships: only emergencies will be handled,
- Employment and Compensation Department:
  - Employment: deposits are preferred; the president sits alone; requests for referral from lawyers are processed by e-mail,
  - Tie-breaking: procedure without a hearing whenever possible, deposit no later than the day of the hearing,
- Civil enforcement judge:
  - Real estate seizure (urgent):
    - Only the forced sale takes place in the presence of the parties,
    - Procedure without a hearing if possible,
    - Possibility of depositing the file for unrepresented parties,
  - Remuneration seizures (priority):
    - Hearings in the presence of the parties,
  - Seizure-attribution and seizure-sale: see real estate seizure,
  - Expulsion: idem,
- [Further details and information.](#)

Contact : [civil.tj-foix@justice.fr](mailto:civil.tj-foix@justice.fr).

### **Judicial tribunal of Grenoble (*Tribunal judiciaire de Grenoble*)**

Closure of the court, except for the handling of essential litigation, namely:

- Correctional hearings for pre-trial detention and judicial supervision measures,
- Immediate trial hearings,
- Presentations before the examining judge and the liberty and detention judge,
- Sentence enforcement judge hearings in case of emergency,
- Juvenile court and juvenile judge hearings in case of emergency, including educational assistance,
- The public prosecutor's office,
- Summary proceedings before the judicial tribunal for urgent matters, and urgent measures under the jurisdiction of the family court judge (including buildings threatening ruin, eviction of a violent spouse),
- Hearings before the liberty and detention judge (coercive hospitalisation, detention of foreigners),
- Juvenile court permanence, emergency educational assistance,
- Hearings of the Investigating chamber for detention,
- Hearings of the Correctional Appeals Chamber and the Sentence Enforcement Chamber for in case of emergency.

### Judicial tribunal of Lille (Tribunal judiciaire de Lille)<sup>66</sup>

#### Plan for the resumption of summary proceedings hearings:

- Resumption of hearings on 12 May 2020 with one hearing per week on Tuesday at 2pm,
- Summonses issued from 12 May onwards will therefore have to be issued for the 2pm hearing,
- Hearings originally scheduled for Tuesday morning will be held during the afternoon hearing,
- Preference will be given to file deposition and written procedure without hearing,
- Cases will be put under deliberation without the need to come to the hearing or, for cases that require oral argument, it will be arranged in the form of an appointment,
- Two lawyers will be on duty to substitute their colleagues at the hearing,
- The instructions for the hearing are to be communicated by e-mail and not by RPVA: [referes.tj@avocats-lille.com](mailto:referes.tj@avocats-lille.com), indicating the RG number and the name of the party for which the lawyer is intervening, and with a copy to the contradictor,
- The on-duty lawyers will be able to handle removal of actions and their acceptances, withdrawals from the roll, agreements for procedures without hearing, as well as protests and reservations,
- If the lawyer wishes a case to be pleaded, they should specify this in their instructions by indicating an overall pleading time so that an appointment can be made for a subsequent hearing after the calling of the roll,
- The files to be deposited will be handed in the box provided for this purpose in the "salle de convivialité" (conviviality room), with the signed submissions,
- If no instructions are given to the on-duty lawyers, the case will be adjourned.

### Judicial tribunal of Limoges (Tribunal judiciaire de Limoges)<sup>67</sup>

- Only emergencies are processed, i.e. short notice summary proceedings, family law protection orders, detention.
- Preventive and insolvency proceedings are not included in emergencies.

### Judicial tribunal of Lyon (Tribunal judiciaire de Lyon)

#### In criminal matters:

- Permanences for immediate trials and investigations,

#### Juvenile Court :

- Criminal service:

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<sup>66</sup> Switchboard of the court's administration services  
Note from Douai Court of Appeal, 5 May 2020

<sup>67</sup> Switchboard of the court's administration services

- no hearings will be held, systematic adjournment of cases sine die,
- exception: cases in which a minor is detained, to rule on the merits if possible or, in the event of extraction or video conferencing being impossible, to rule on the extension of detention or the release of detainees,
- Educational assistance service :
  - cancellation of all hearings, the juvenile judges will extend the measure, which will be notified at a later date, and a hearing may be scheduled at the end of the containment period,
  - same for hearings set after an order for provisional placement has been issued by the public prosecutor's office or the juvenile judge;
- Permanences: maintained, in order to ensure referrals to the Public Prosecutor's Office and to respond to educational assistance emergencies,
- Court's administration services only handle emergencies,
- Only urgent mail is processed.

### Judicial tribunal and Commercial Chamber of Metz (*Tribunal judiciaire et chambre commerciale de Metz*)<sup>68</sup>

- All hearings are cancelled, no permanence is ensured.
- Only emergencies are processed such as short notice summary proceedings, family law protection orders, detention.
- Preventive and insolvency proceedings are not considered urgent,
- For each hearing not held in the past or in the future, in cases with lawyers, a deliberation without hearing will be suggested; otherwise the case will be adjourned,
- The submissions may be communicated either by RPVA for the lawyers of the Metz Bar Association, or by e-mail to the structural address of the division (pole-social.tj-metz@justice.fr), or by paper submission to the SAUJ, specifying the RG number and the date of deliberation,
- Hearings with medical examination: adjournment,
- Pre-trial hearings: maintained,
- No order to provide submissions will be issued, cases will simply be adjourned; when the case is ready to be scheduled, a proposal will be made to place the case under deliberation without hearing.

### Judicial tribunal of Montauban (*Tribunal judiciaire de Montauban*)<sup>69</sup>

#### Resumption plan:

- Resumption of criminal hearings as of 11 May,

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<sup>68</sup> Switchboard of the court's administration services

<sup>69</sup> Toulouse Court of Appeal – Judicial Tribunal of Montauban - Implementation of the COVID business continuity plan 19 - 16 March 2020.



- Resumption of certain civil hearings as of 25 May,
- [Details and further information.](#)

#### Judicial tribunal of Montpellier (*Tribunal judiciaire de Montpellier*)

- Closed until further notice.

#### Judicial tribunal and Commercial Chamber of Mulhouse (*Tribunal judiciaire et chambre commerciale de Mulhouse*)

- The commercial chamber is closed, no action possible and no contact at the court's administration services.

#### Judicial tribunal of Nancy (*Tribunal judiciaire de Nancy*)<sup>70</sup>

##### Resumption plan:

- Resumption as of 11 May,
- Users wishing to file an urgent deed or make an appeal: contact the SAUJ, open exclusively from 8:30 a.m. to 12:00 p.m. and from 1:30 p.m. to 4:00 p.m,
- Protective gear (mask or visor) mandatory.

#### Judicial tribunal of Nîmes (*Tribunal judiciaire de Nîmes*)<sup>71</sup>

- Only emergencies in criminal matters are dealt with.

#### Judicial tribunal of Orleans (*Tribunal judiciaire d'Orléans*)<sup>72</sup>

##### Resumption plan:

- Reopening of the court as of 11 May 2020 under the following conditions :
  - Wearing a mask,
  - Proof of convening,
  - Go to the unique reception service of the justiciable (SAUJ) for a request for information, but only at the following times: 9:30-11:30 am / 2:30-4:30 pm; failing this, send your request by e-mail: [tj-orleans@justice.fr](mailto:tj-orleans@justice.fr).

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<sup>70</sup> Switchboard and website of the court's administration services

<sup>71</sup> Switchboard of the court's administration services

<sup>72</sup> Switchboard of the court's administration services

### Judicial Tribunal of Poitiers (*Tribunal judiciaire de Poitiers*)<sup>73</sup>

- Only certain emergencies are processed, particularly in criminal matters (liberty and detention judge's hearings).

### Judicial Tribunal of Rennes (*Tribunal judiciaire de Rennes*)<sup>74</sup>

- All hearings are adjourned,
- Only emergencies are dealt with and their urgency is assessed on a case-by-case basis.
- This includes insolvency proceedings if the urgency is characterized.

### Judicial tribunal of Saint-Gaudens (*Tribunal judiciaire de Saint-Gaudens*)<sup>75</sup>

#### Resumption plan:

- Gradual resumption as of 11 May of the processing of all civil and criminal cases, in particular family and protection litigation, as well as the judgment of criminal and correctional cases.

### Judicial Tribunal of Strasbourg (*Tribunal judiciaire de Strasbourg*)<sup>76</sup>

#### Tutelage:

- Possible referral of urgent requests to the judges by electronic means using the structural e-mail address of the SAUJ,
- Remember to specify in the e-mail the territorially competent judge, so that the request can be relayed quickly.

#### Insolvency proceedings:

- Declarations of insolvency will be processed only in cases where companies are unable to pay their employees: form to be completed and sent by e-mail to [accueil-strasbourg@justice.fr](mailto:accueil-strasbourg@justice.fr), accompanied by the following documents:
  - Cerfa form n° 10530\*01 completed and signed,

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<sup>73</sup> Switchboard of the court's administration services

<sup>74</sup> Switchboard of the court's administration services

<sup>75</sup> Order of the Judicial Court of Saint-Gaudens of 19 March 2020

<sup>76</sup> Email from the president of the Strasbourg Bar Association dated 31 March 2020

- RCS excerpt or certificate of registration from the Alsace Chambres des métiers (Chamber of Trades) – 03.89.46.89.16,
- Latest accounting statements and full contact details (including email address) of the firm in charge of the accounting and/or the preparation of pay slips,
- Updated bank statement (up-to-date cash flow),
- Copy of identity card,
- Copy of the bank account details of all employees (or corresponding information),
- Sworn statement of the consistency of the company's assets.

Generally, in civil or commercial matters:

- Deliberations without a hearing, by a single judge, will be possible in cases that are ready for trial,
- This possibility applies only to cases in which all parties are represented by a lawyer, whether or not such representation is mandatory,
- Practical details:
  - The judge in charge of the case identifies the case as being likely to be subject to deliberation,
  - He then sends a message to the lawyers, by RPVA or by their direct messaging system, in order to obtain their agreement to hold the case under deliberation without a hearing, as a single judge,
  - Lawyers have 15 days to accept or refuse the principle of deliberation without a hearing,
  - If all of the lawyers involved agree, the exhibits can then be submitted by RPVA or filed with the SAUJ,
  - In principle, the deliberations are scheduled to take place during June,
  - The lawyer may also himself refer the matter to the judge in charge of his case in order to request deliberation without a hearing, provided that all parties in the case are represented by a lawyer. It is then necessary, once again, to obtain the agreement of all the lawyers involved in the case.

**Judicial tribunal of Toulon (Tribunal judiciaire de Toulon)<sup>77</sup>**

- Civil enforcement proceedings: the judge can be reached by email to [jex.tj-toulon@justice.fr](mailto:jex.tj-toulon@justice.fr).

**Judicial Tribunal of Toulouse (Tribunal judiciaire de Toulouse)<sup>78</sup>**

- Resumption plan [for lawyers](#).

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<sup>77</sup> Switchboard of the court's administration services

<sup>78</sup> Website of the court's administration services

Communication of the "Compagnie des Juges Consulaires de Strasbourg"

- Resumption plan [for individuals](#).

## 4.2. Commercial Courts contingency and resumption plans

### Commercial Court of Aix-en-Provence (*Tribunal de commerce d'Aix-en-Provence*)<sup>79</sup>

- The telephone reception is open from 9 am to 12 pm,
- Litigation hearings are postponed to three months,
- Hearings in insolvency proceedings and summary proceedings are postponed to two months, except for short notice summary proceedings and emergency proceedings.

### Commercial Court of Amiens (*Tribunal de commerce d'Amiens*)<sup>80</sup>

#### Summary proceedings:

- Hearings will most likely be postponed.

#### Insolvency proceedings:

- Request for possible opening but no hearing date.

#### Preventive proceedings :

- Opening possible, application sent by mail with settlement cheque.

### Commercial Court of Angers (*Tribunal de commerce d'Angers*)<sup>81</sup>

- All hearings are postponed,
- It is possible to send requests by mail, they will be processed as soon as they are received,
- It is possible to ask the president of the tribunal by mail to deal with an urgent request.

### Commercial Court of Bordeaux (*Tribunal de commerce de Bordeaux*)<sup>82</sup>

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<sup>79</sup> Switchboard of the court's administration services

<sup>80</sup> Switchboard of the court's administration services

<sup>81</sup> Switchboard of the court's administration services

<sup>82</sup> Note from the Bordeaux Commercial Court of 20 March 2020

- Possible referral of the president of the court for summary proceedings, applications for the opening of *mandat ad hoc*, homologation of conciliation agreements and disposal plans,
- These requests will only be admissible if the cases are of proven urgency, which will be subject to prior assessment by the President,
- Requests should be sent by e-mail to the court's administration services,
- Summary proceedings: the draft summons should be attached before issue,
- For other procedures, the requests, acts and documents justifying the urgent referral must also be attached,
- The court's administration services transmit the requests to the president of the court who will assess the urgency of the case and authorize the referral and hearing of the case according to modalities to be defined with the clerks of the court,

### Commercial Court of Bourg-en-Bresse (*Tribunal de commerce de Bourg-en-Bresse*)<sup>83</sup>

#### Resumption plan:

- The physical reception of the court administration office of the Commercial Court is closed until further notice,
- Hearings are gradually resuming,
- Wearing a mask is mandatory to access the court house,
- The court's administration office can be reached by telephone on 04 74 32 00 03 from 10am to 12pm and from 2pm to 4pm,
- Referral to the court remains accessible online at [www.tribunaldigital.fr](http://www.tribunaldigital.fr) and via the RPVA for lawyers,
- Prevention of company difficulties (*mandat ad hoc*, conciliation):
  - Resources are available to businesses and requests are examined,
  - Contact: [secretariat.presidence@greffe-tc-bourgenbresse.fr](mailto:secretariat.presidence@greffe-tc-bourgenbresse.fr),
- Safeguard, receivership and liquidation petitions,
  - Requests submitted by companies are exceptionally received by post and e-mail,
  - They can also be submitted via [www.tribunaldigital.fr](http://www.tribunaldigital.fr) once the case file has been prepared and completed,
  - Contact : [procedures.collectives@greffe-tc-bourgenbresse.fr](mailto:procedures.collectives@greffe-tc-bourgenbresse.fr),
- Trade register (RCS):
  - Prefer dematerialization via the [infogreffe.fr](http://infogreffe.fr) website,
  - Dematerialized formalities are treated as a priority,
  - Contact: [rsc@greffe-tc-bourgenbresse.fr](mailto:rsc@greffe-tc-bourgenbresse.fr),
- Privileges and Pledges:
  - Registration deadlines are extended during the health crisis,
  - Contact: [privileges@greffe-tc-bourgenbresse.fr](mailto:privileges@greffe-tc-bourgenbresse.fr).

### Commercial Court of Chambéry (*Tribunal de commerce de Chambéry*)<sup>84</sup> :

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<sup>83</sup> Website of the court's administration services

<sup>84</sup> Website of the court's administration services

- Can be processed within the limits of availability and subject to the next governmental measures, only the measures under:
  - Preventive proceedings for companies in difficulty (*mandat ad hoc* and conciliation),
  - Applications for the opening of safeguard proceedings, receivership proceedings or judicial liquidation.
- Contact : [gtc@greffe-tc-chambery.fr](mailto:gtc@greffe-tc-chambery.fr).

### Commercial Court of Dax (Tribunal de commerce de Dax)<sup>85</sup>

- Some essential judicial acts are still maintained,
- Prevention: company managers can request interviews with commercial court judges,
- Insolvency proceedings:
  - opening petitions can be made online on [tribunaldigital.fr](http://tribunaldigital.fr),
  - for companies already under a safeguard or receivership plan, the terms of repayment to creditors remain unchanged,
  - an extension of the duration of the plan may be considered,
- Contact: the court's administration switchboard can be reached by telephone (05 58 90 06 84) or by email ([contact@greffe-tc-dax.fr](mailto:contact@greffe-tc-dax.fr)).

### Commercial Court of Dijon (Tribunal de commerce de Dijon)<sup>86</sup>

- Dematerialized requests and formalities to be sent to [infogreffe](mailto:infogreffe) or [tribunaldigital.fr](http://tribunaldigital.fr)
- Permanence on prevention and insolvency proceedings (exceptionally):
  - *Mandat ad hoc* and conciliation proceedings: requests to be sent by e-mail
  - Safeguard proceedings, receivership and liquidation: contact by mail as well,
  - Urgent requests can be made by phone.

### Commercial Court of Douai (Tribunal de commerce de Douai)<sup>87</sup>

#### Resumption plan:

- Reopening of the court and court administration office on 11 May,
- General litigation and summary proceedings hearings that were suspended during containment: resumed, with cases being called at fixed times,
- Possibility of depositing files prior to the hearing rather than pleading,
- Prefer [infogreffe](http://infogreffe) site for formalities,

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<sup>85</sup> « Landes : les demandes de sauvegarde se poursuivent au tribunal de commerce de Dax » - Sud-Ouest – 24 April 2020

<sup>86</sup> Switchboard of the court's administration services

<sup>87</sup> Website of the court's administration services

- Declarations of insolvency: processed exclusively by e-mail ( [judiciaire@greffe-tc-douai.fr](mailto:judiciaire@greffe-tc-douai.fr) ) by fax (03 27 88 40 49) or by post.

### Commercial Court of Grenoble (*Tribunal de commerce de Grenoble*)<sup>88</sup>

#### Resumption plan:

- Summary proceedings hearings remain on Tuesday at 9:00 a.m,
- Pre-trial hearings and interactive oral argument hearings will be held on the usual single-judge days and times. Decisions based on file deposition, with the agreement of the parties and their counsel, will be encouraged,
- Presentations in judges' offices will be avoided in order to prefer written explanations,
- Since the observation periods for insolvency proceedings are automatically extended, only cases revealing procedural difficulties and those that can be tried without a hearing will be heard in chambers,
- Company in difficulty: download the declaration of insolvency from the court administration's website and send it by e-mail,
- Further information: [contact@greffe-tc-grenoble.fr](mailto:contact@greffe-tc-grenoble.fr).

### Commercial Court of Lille (*Tribunal de commerce de Lille*)<sup>89</sup>

- Court's administration services are closed until further notice, but there's a hotline every day from 2:00 to 4:00,
- RCS (trade register) formalities can be done on [infogreffe.fr](http://infogreffe.fr),
- Referral to the court is possible on [tribunaldigital.fr](http://tribunaldigital.fr),
- Petition to open insolvency proceedings (safeguard proceedings, receivership proceedings, judicial liquidation): download a form on the website of the court's administration services of Lille Métropole, and send it my email: [dcp@gtclille.fr](mailto:dcp@gtclille.fr),
- Prevention of companies in difficulty: for the appointment of a *mandataire ad hoc*, a conciliator, or a request for first aid funds, send an e-mail to [t.c.lille@orange.fr](mailto:t.c.lille@orange.fr).

### Commercial Court of Limoges (*Tribunal de commerce de Limoges*)<sup>90</sup>

- Court's administration services are closed until further notice but reachable by e-mail only ([guichet@greffe-tc-limoges.fr](mailto:guichet@greffe-tc-limoges.fr)),
- All hearings are cancelled and will be reconvened,
- Physical files are to be sent by post and will be processed within a maximum of 7 days,

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<sup>88</sup> Website of the court's administration services

<sup>89</sup> Website of the court's administration services

<sup>90</sup> Website of the court's administration services

- Referral to the court is available online

### Commercial Court of Lyon (*Tribunal de commerce de Lyon*)<sup>91</sup>

Resumption plan: hearings [table](#).

### Commercial Court of Marseille (*Tribunal de commerce de Marseille*)<sup>92</sup>

Resumption plan:

- Court's administration services open to the public again,
- RCS formalities to be carried out online,
- Enhanced assistance for users: toll-free number (01 86 86 05 78) and dedicated e-mail address: [service.clients@infogreffe.fr](mailto:service.clients@infogreffe.fr).

### Commercial Court of Montpellier (*Tribunal de commerce de Montpellier*)

Resumption plan:

- The court's administration services remains closed,
- RCS: formalities to be carried out on [infogreffe](http://infogreffe.fr),
- Pledges and liens: files to be sent by mail,
- Contacts: 04 67 60 80 88 or [rcs1@greffe-tc-montpellier.fr](mailto:rcs1@greffe-tc-montpellier.fr),
- Hearings service: [audience@greffe-tc-montpellier.fr](mailto:audience@greffe-tc-montpellier.fr),
- Summons to be enlisted and submissions to be filed by RPVA,
- Declarations of insolvency and other requests: [tribunaldigital.fr](http://tribunaldigital.fr),
- Pleading hearings: procedure without a hearing.

### Commercial Court of Nice (*Tribunal de commerce de Nice*)<sup>93</sup>

- The opening of *mandat ad hoc* proceedings are part of the urgent matters to be dealt with.
- Procedure :
  - Sending of the request by e-mail with the corresponding documents (company registration certificate, statement of pledges, latest annual accounts, cash position, projected operating account, fee agreement with the agent if applicable),

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<sup>91</sup> Thierry Gardon, *President of the Commercial Court of Lyon on franceinfo.fr*

<sup>92</sup> *Continuity plan of the court, 6 April 2020*

<sup>93</sup> *Switchboard of the court's administration services*



- Upon receipt, a date will be communicated for a videoconference interview.

#### Commercial Court of Nîmes (*Tribunal de commerce de Nîmes*)<sup>94</sup>

- The physical reception is closed and court's administration services can be contacted by e-mail,
- Preventive proceedings: [privilege@greffe-tc-nimes.fr](mailto:privilege@greffe-tc-nimes.fr),
- Insolvency proceedings: [pc@greffe-tc-nimes.fr](mailto:pc@greffe-tc-nimes.fr).

#### Commercial Court of Orleans (*Tribunal de commerce d'Orléans*)<sup>95</sup>

- Court's administration services are closed to the public,
- Steps to be taken online via [infogreffe.fr](http://infogreffe.fr) or on [www.tribunaldigital.fr](http://www.tribunaldigital.fr).

#### Commercial Court of Poitiers (*Tribunal de commerce de Poitiers*)<sup>96</sup>

- Court's administration services are closed until further notice,
- No postal processing is provided,
- Request for a telephone interview to be informed about the solutions for dealing with the company's difficulties by e-mail ([contact@greffe-tc-poitiers.fr](mailto:contact@greffe-tc-poitiers.fr)),
- Requests for a *mandat ad hoc* (preferred) or conciliation (exceptionally) proceedings: complete file to be sent by e-mail ([contact@greffe-tc-poitiers.fr](mailto:contact@greffe-tc-poitiers.fr)).

#### Commercial Court of Reims (*Tribunal de commerce de Reims*)<sup>97</sup>

- Court's administration services closed until further notice,
- Formalities and referrals on [infogreffe](http://infogreffe.fr) and [tribunaldigital.fr](http://tribunaldigital.fr),
- Contact : [pc@greffe-tc-reims.fr](mailto:pc@greffe-tc-reims.fr) ou [rsc@greffe-tc-reims.fr](mailto:rsc@greffe-tc-reims.fr).

#### Commercial Court of Rennes (*Tribunal de commerce de Rennes*)<sup>98</sup>

##### Resumption plan:

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<sup>94</sup> Switchboard of the court's administration services

<sup>95</sup> Website of the court's administration services

<sup>96</sup> Website of the court's administration services

<sup>97</sup> Website of the court's administration services

<sup>98</sup> Website of the court's administration services

- The courthouse remains closed, making access to the court administration impossible until the end of the state of health emergency,
- Contact RCS: [rcs@greffe-tc-rennes.fr](mailto:rcs@greffe-tc-rennes.fr),
- Information about the hearings: [audiences@greffe-tc-rennes.fr](mailto:audiences@greffe-tc-rennes.fr),
- Insolvency proceedings: [procedures@greffe-tc-rennes.fr](mailto:procedures@greffe-tc-rennes.fr).

### Commercial Court of Rouen (*Tribunal de commerce de Rouen*)<sup>99</sup>

Summary proceedings: All hearings are postponed,

Civil enforcement proceedings: all hearings are postponed,

Hearings on the merits: all hearings are postponed,

Preventive proceedings:

- *Mandat ad hoc*: possibility of opening a new procedure,
- Conciliation: only requests for extensions will be processed, no new procedures will be opened,

Insolvency proceedings :

- No opening request will be processed,
- Possibility to decide on disposal plans if necessary.

### Commercial Court of Toulouse (*Tribunal de commerce de Toulouse*)<sup>100</sup>

Resumption plan:

- Reopening of the building as of 11 May,
- Documents can be deposited at the entrance,
- The use of electronic means must be preferred: [www.infogreffe.fr](http://www.infogreffe.fr) / [www.tribunaldigital.fr](http://www.tribunaldigital.fr) / [www.ebarreau.fr](http://www.ebarreau.fr).

### Commercial Court of Vienne (*Tribunal de commerce de Vienne*)

- Possibility of opening preventive or insolvency proceedings in case of urgency, assessed on a case-by-case basis by the president after receiving a form sent by the applicant.

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<sup>99</sup> Switchboard of the court's administration services

<sup>100</sup> Website of the court's administration services

### 4.3. Labor Courts contingency and resumption plans

#### Fort-de-France Labor Court (*Conseil de Prud'hommes de Fort-de-France*)<sup>101</sup>

##### Summary proceedings resumption:

- No recovery arrangements announced,
- Announcement of a resumption of hearings after the end of containment.

##### Tie-breaking resumption:

- Filing hearing on 7 May 2020 for cases that have not been scheduled for the period March/April; an e-mail will be sent to the lawyers involved,
- Social division (ex TASS): all hearings are adjourned to September 2020,
- Only urgent cases (sickness, retirement) sorted out by the judge will be called in May or June 2020 upon agreement of the parties,
- First hearing on 14 May 2020,
- For hearings on the merits no resumption arrangements announced; all hearings are adjourned sine die.

#### Lyon Labor Court (*Conseil de Prud'hommes de Lyon*)<sup>102</sup>

- The court is closed,
- The 1st President of the Court of Appeal of Lyon has appointed 4 magistrates of the Judicial Tribunal of Lyon to deal with the summary proceedings of the Labor Court.

#### Pointe-à-Pitre Labor Court (*Conseil de Prud'hommes de Pointe-à-Pitre*)<sup>103</sup>

Summary proceedings: Hearings initially scheduled for Monday, 16 March 2020, 23 March 2020, 30 March 2020 and 6 April 2020 are adjourned to the hearing of 28 April 2020 at 10 a.m. in Room of the Judicial Tribunal,

Tie-breaking: For hearings on the merits no resumption arrangements announced; all hearings are adjourned sine die,

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<sup>101</sup> Flash Info du Barreau de Paris du 27 avril 2020

<sup>102</sup> Flash Info du Barreau de Paris du 27 avril 2020

<sup>103</sup> Flash Info du Barreau de Paris du 27 avril 2020

Observations:

- A deposit sheet should be stamped at the SAUJ office during the Tribunal's business hours,
- Only cases whose submissions by all parties are complete will be heard.

#### 4.4. Courts of Appeal contingency and resumption plans

##### **Cour of Appeal of Agen (*Cour d'appel d'Agen*)<sup>104</sup>**

- Closed to the public, except upon invitation,
- Hearings are adjourned except for urgent hearings by videoconference,

##### **Court of Appeal of Aix-en-Provence (*Cour d'appel d'Aix-en-Provence*)<sup>105</sup>**

Resumption plan:

- From Monday 11 May until 2 June 2020: gradual return to a processing of all litigation,
- Sessions of the Assize Courts of the Bouches-du-Rhône, Alpes-Maritimes and Var (Draguignan): resumed from 22 June 2020 and until 10 July,
- Information request preferably by phone (04 42 33 82 50) or by mail (accueil.ca-aix-en-provence@justice.fr).

##### **Court of Appeal of Amiens (*Cour d'appel d'Amiens*)<sup>106</sup>**

Resumption plan: normal resumption of court activity as of the week of 11 May.

##### **Court of Appeal of Angers (*Cour d'appel d'Angers*)<sup>107</sup>**

Resumption plan:

- Gradual resumption of Court of Appeal and judicial tribunal activity,
- The assize sessions initially scheduled for June will be maintained.

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<sup>104</sup> Switchboard of the court's administration services

<sup>105</sup> Communication of the Heads of Court of 17 March 2020

<sup>106</sup> Switchboard of the court's administration services

<sup>107</sup> Switchboard of the court's administration services

### Court of Appeal of Bastia (*Cour d'appel de Bastia*)<sup>108</sup>

#### Resumption plan:

- Civil activity:
  - Procedure without a hearing for cases with mandatory representation,
  - Failing agreement: adjournment,
  - Resumption of the First President's summary proceedings,
  - Continuation of hearings in other proceedings without mandatory representation,
- Criminal activity:
  - Resumption of correctional appeals hearings on Wednesday at 2:00 p.m,
  - The Investigating Chamber will continue its work on cases relating to pre-trial detention and will resume the week of 14 May to examine the cases relating to other litigation,
  - Sentence Enforcement Chamber and Juvenile Chamber: resumption of the usual hearings,
  - Adjournment of the assizes which were to be held in Corse-du-Sud and Haute-Corse during the months of May and June.

### Court of Appeal of Besançon (*Cour d'appel de Besançon*)<sup>109</sup>

- The court is closed.
- In case of emergency, it is possible to contact the Court by e-mail (<http://www.ca-besancon.justice.fr>).

### Court of Appeal of Bordeaux (*Cour d'appel de Bordeaux*)<sup>110</sup>

In civil and social matters: adjournment of all cases without date,

In criminal matters :

- Investigation Chamber:
  - Everything is adjourned without date except detention litigation,
  - Detention litigation (request for release, liberty and detention judge appeals): hearings are maintained but there will be no extraction, everything will be done by videoconference. The brief can be sent by e-mail ([instruction.ca-bordeaux@justice.fr](mailto:instruction.ca-bordeaux@justice.fr)).

Emergencies :

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<sup>108</sup> Switchboard of the court's administration services

<sup>109</sup> Switchboard of the court's administration services

<sup>110</sup> Switchboard of the court's administration services

- Emergencies are assessed on a case-by-case basis and are dealt with on Tuesdays and Thursdays. They mainly involve detention and family issues.
- Hearings in summary proceedings before the first president are maintained.

#### **Court of Appeal of Bourg-en-Bresse (*Cour d'appel de Bourg-en-Bresse*)<sup>111</sup>**

- The court is closed and hearings are adjourned except in case of emergency.
- Essential litigation services are maintained.
- Reception is closed and requests are processed by email.

#### **Court of Appeal of Bourges (*Cour d'appel de Bourges*)<sup>112</sup>**

- All procedures are maintained for the moment.
- As regards proceedings with mandatory representation, for cases where the file was filed on time, they will be placed under deliberation on the condition that the lawyers do not object.

#### **Court of Appeal of Caen (*Cour d'appel de Caen*)<sup>113</sup>**

##### Resumption plan:

- Opening hours:
  - Gambetta building: 8.15 am - 6.15 pm,
  - Court administration services: Friday to Monday: 8:30 a.m. to 12 a. m. and 1:30 p.m. to 4:30 p.m,
- Civil judicial activity:
  - Only procedures with lawyers and emergency procedures will be examined,
  - No hearing will be held in person, unless the President of the Chamber decides otherwise,
  - Cases relating to individual liberties (forced hospitalisation, home inspections) will continue to be processed,
  - As of 2 June: Subject to changes in the health situation, all litigation will be dealt with in the normal manner as of that date, with the exception of procedures without a hearing, which will continue to apply,
- Criminal judicial activity: normal resumption as of 11 May,
- Contact: 02-31-30-70-00 or ca-caen@justice.fr.

#### **Court of Appeal of Chambéry (*Cour d'appel de Chambéry*)<sup>114</sup>**

<sup>111</sup> Switchboard of the court's administration services

<sup>112</sup> Switchboard of the court's administration services

<sup>113</sup> Switchboard of the court's administration services

<sup>114</sup> Switchboard of the court's administration services

- Criminal: hearings of the Corrections and Investigation Chambers are currently being held,
- Civil: Hearings on coercive hospitalization continue.

#### Court of Appeal of Colmar (*Cour d'appel de Colmar*)<sup>115</sup>

- Criminal: hearings of the correctional and investigation chambers, on Tuesdays and Thursdays, concerning detention, are maintained,
- Civil: Hearings are held on Mondays for emergencies.

#### Court of Appeal of Dijon (*Cour d'appel de Dijon*)<sup>116</sup>

Resumption plan: hearings [overview](#).

#### Court of Appeal of Douai (*Cour d'appel de Douai*)<sup>117</sup>

- All hearings are postponed except for emergencies.

#### Court of Appeal of Limoges (*Cour d'appel de Limoges*)<sup>118</sup>

- Criminal: hearings of investigating and correctional chambers on Thursday and Friday mornings, by videoconference with the detainees' lawyers.
- Civil: no hearings are held.

#### Court of Appeal of Lyon (*Cour d'appel de Lyon*)<sup>119</sup>

- The court is closed and hearings are adjourned except in case of emergency.
- The following are maintained:
  - Criminal: correctional hearings, hearings of immediate trial, presentations to the examining magistrate, the liberty and detention judge, hearings with civil liberties and hearings of the detention judges of the Chamber of Appeal and the enforcement of sentences in case of emergency.
  - Civil: urgent proceedings at short notice (short notice summary proceedings) and referrals to the President.

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<sup>115</sup> *Switchboard of the court's administration services*

<sup>116</sup> *Switchboard of the court's administration services*

<sup>117</sup> *Switchboard of the court's administration services*

<sup>118</sup> *Switchboard of the court's administration services*

<sup>119</sup> *Switchboard of the court's administration services*

Between 11 and 30 May:

- For litigants:
  - Appeals concerning the judgments of the correctional chambers, the assize court, the investigating chamber and the sentence enforcement chamber are to be addressed:
    - Either by registered letter with acknowledgement of receipt,
    - Either addressed to [accueil.covid-19.ca-lyon@justice.fr](mailto:accueil.covid-19.ca-lyon@justice.fr),
  - Request to a service of the Court of Appeal of Lyon or to obtain information: [accueil.covid-19.ca-lyon@justice.fr](mailto:accueil.covid-19.ca-lyon@justice.fr),
- For lawyers:
  - Appeals in criminal matters, filing of an application or brief or submissions, or request for information:
    - Either by registered letter with acknowledgement of receipt,
    - Either by mail [cep.accueil.covid-19.ca-lyon@justice.fr](mailto:cep.accueil.covid-19.ca-lyon@justice.fr).

**Court of Appeal of Metz (*Cour d'appel de Metz*)<sup>120</sup>**

- Civil: adjournment of all cases,
- Criminal: Only correctional hearings involving detained persons are held, by videoconference.

**Court of Appeal of Montpellier (*Cour d'appel de Montpellier*)<sup>121</sup>**

- All hearings are adjourned with the exception of cases involving detained persons.
- New summonses will be sent out at a later date for adjourned hearings.

**Court of Appeal of Nancy (*Cour d'appel de Nancy*)<sup>122</sup>**

Resumption plan: [table](#) of adjournment and prorogation dates for hearings from 16 March to 18 May 2020.

**Court of Appeal of Nice (*Cour d'appel de Nice*)<sup>123</sup>**

- The Court of Appeal of Aix en Provence has jurisdiction.
- The courthouse is closed, except for the handling of essential disputes.

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<sup>120</sup> *Switchboard of the court's administration services*

<sup>121</sup> *Switchboard of the court's administration services*

<sup>122</sup> *Switchboard of the court's administration services*

<sup>123</sup> *Switchboard of the court's administration services*



### Court of Appeal of Nîmes (*Cour d'appel de Nîmes*)<sup>124</sup>

#### Resumption plan:

- Gradual resumption of activities as of 11 May,
- Staggering of convening times,
- For simple inquiries:
  - Call 04 66 76 47 00 from 8:30 to 12:00 and from 13:30 to 16:30,
  - Send an email to [accueil-nimes@justice.fr](mailto:accueil-nimes@justice.fr), or
  - As a last resort, report to the SAUJ from 9:30 a.m. to 12:00 p.m. and 2:30 p.m. to 4:30 p.m,
- Details on how to access the Court on the website.

### Court of Appeal of Orléans (*Cour d'appel d'Orléans*)<sup>125</sup>

- Criminal: hearings of the Correctional and Investigation Chambers are held in urgent cases,
- Civil: for written proceedings and subject to the agreement of the lawyers involved, the case is filed and a date for deliberation is set without a hearing being held.

### Court of Appeal of Reims (*Cour d'appel de Reims*)<sup>126</sup>

- The Court is closed, reception reserved for lawyers and litigants who wish to appeal or lodge an appeal, Monday to Friday from 1.45 pm to 5 pm.

### Court of Appeal of Riom (*Cour d'appel de Riom*)<sup>127</sup>

- Criminal: emergency hearings involving detainees,
- Civil: everything is postponed.

### Court of Appeal of Toulouse (*Cour d'appel de Toulouse*)<sup>128</sup>

#### Resumption plan:

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<sup>124</sup> *Switchboard of the court's administration services*

<sup>125</sup> *Switchboard of the court's administration services*

<sup>126</sup> *Switchboard of the court's administration services*

<sup>127</sup> *Switchboard of the court's administration services*

<sup>128</sup> *Switchboard of the court's administration services*

- Gradual resumption as of 11 May of the processing of all civil and criminal cases, in particular family and protection litigation, as well as the judgment of criminal and correctional cases.

#### 4.5. Other jurisdictions

##### Bordeaux Criminal Court

- Hearings of the 7th Chamber continued,
- Cancellation of other hearings, except for cases heard with security measures (judicial review, PD) of the various correctional chambers,
- These files will be dealt with a view to adjournment and the maintenance of security measures each day at the hearing of the 7th Chamber.

##### Assize Court of Bouches-du-Rhones and Alpes-Maritimes<sup>129</sup>

- Hearings postponed to a later date.

##### European Court of Humans Rights<sup>130</sup>

- Essential activities (such as the receipt and allocation of claims to the competent judicial formations) are ensured,
- The six-month time-limit for lodging a claim has been exceptionally suspended for a period of one month from 16 March 2020,
- All time limits in the pending proceedings have also been suspended for a period of one month from 16 March 2020,
- By way of written procedure, the Grand Chamber was able to continue its work on certain pending cases,
- The Chambers rendered judgments on 15 claims and decisions on 26 claims,
- The Court has decided not to notify any further judgments and decisions until normal activity resumes. Consequently, with the exception of the Grand Chamber and particularly urgent cases, the Court will continue to render judgments and decisions, but will suspend delivery until such time as normal activity resumes.

**As a result of the containment measures currently in force in France, the courts have closed their doors and put in place continuation plans and exceptional digital measures in order to deal with urgent cases. All civil enforcement procedures, safeguard proceedings, judicial receivership and liquidation proceedings are deprioritized, except in exceptional cases (particularly in the event of a major social impact). However, confidential preventive procedures such as the mandat ad hoc and**

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<sup>129</sup> Communication of the Heads of Court of 17 March 2020

<sup>130</sup> Communication « L'Europe en Bref » n°905

conciliation are prioritised, managed digitally and via videoconferences or telephone conferences, with particular attention paid to cases where the stakes are higher in terms of social impact and on creditors.

## Appendix 1: Timeline following 27 March 2020 ordinance updated as at 20 May 2020 ordinance

2020

12 March

27 March

20 May

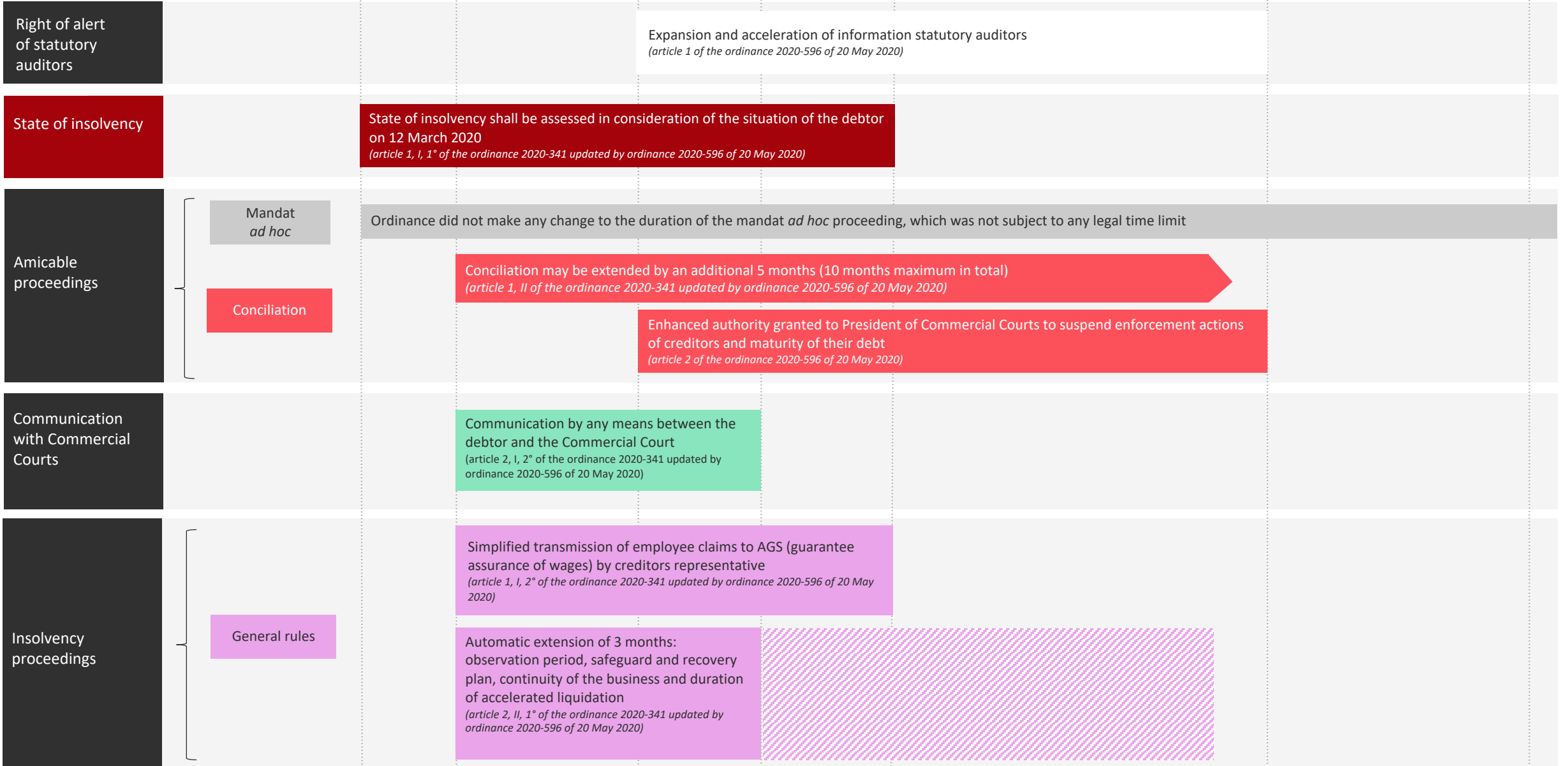
23 June

23 August

31 December

2021

17 July



2020

12 March

27 March

20 May

23 June

23 August

31 December

2021

17 July

Insolvency proceedings

Accelerated  
safeguard  
proceeding

Unlocking of the requirements for more debtors to become eligible to an accelerated safeguard proceeding – applying to all proceedings opened between the ordinance of 20 May 2020 and the ordinance transposition of the Preventive Restructuring European Directive and no later than 17 July 2021  
*(article 3 of the ordinance 2020-596 of 20 May 2020)*

Possible reduction of delays to consult creditors for a safeguard or recovery plan (15 days instead of 30 days)  
*(article 4 of the ordinance 2020-596 of 20 May 2020)*

Possibility to extend for 2 additional years the safeguard or recovery plan (12 years maximum subject to the other possible extensions below)  
*(article 5, I and II of the ordinance 2020-596 of 20 May 2020)*

Possible cumulation (in addition to the automatic extension of 3 months)

+ 5 months by petition of the administrator for the implementation of the plan + 1 year by petition of the public prosecutor  
*(article 1, III 1° of the ordinance 2020-341 updated by ordinance 2020-596 of 20 May 2020)*

Safeguard and  
receivership  
proceeding

During a period of 6 months: + 1 year by petition or the administrator or the public prosecutor  
*(article 1, II, 2° of the ordinance 2020-341 updated by ordinance 2020-596 of 20 May 2020)*

Lack of response from creditors constitutes acceptance of the proposed changes (in case of substantial modification of the plan)  
*(article 5, III, of the ordinance 2020-596 of 20 May 2020)*

New privilege of safeguard and recovery – applying to all proceedings opened between the ordinance of 20 May 2020 and the ordinance transposition of the Preventive Restructuring European Directive and no later than 17 July 2021  
*(article 5, Ivo f the ordinance 2020-596 of 20 May 2020)*

No mandatory hearing at 2 months after the opening of receivership proceeding  
*(article 2, I, 1° of the ordinance 2020-341 updated by ordinance 2020-596 of 20 May 2020)*

Judicial  
liquidation

Extension of the scope of accelerated liquidation to certain SMEs, merchants and craftsmen - applying to all proceedings opened between the ordinance of 20 May 2020 and the ordinance transposition of the Preventive Restructuring European Directive and no later than 17 July 2021  
*(article 6 of the ordinance 2020-596 of 20 May 2020)*

Sale and transfers  
of unrecoverable  
business

Relaxation of prohibition of article L.642-3 of the French Commercial Code  
*(article 7 of the ordinance 2020-596 of 20 May 2020)*

Delay for convening contractors or collateral holder is reduced to 8 days (instead of 15 days)  
*(article 7 of the ordinance 2020-596 of 20 May 2020)*

## Contacts



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