

Path:**Decree n ° 2017-279 of March 2nd, 2017 relating to the transparency of the expenses related to the activities of influence or representation of interests of the manufacturers, the importers, the distributors of tobacco products and their representatives****Article 1**

ELI: Not available

Sub-section 2 of Chapter II of Title I of Book V of Part III of the Public Health Code reads as follows:

"Subsection 2
" Transparency

"Art. R. 3512-1-1.-Are activities of influence and representation of interests for the application of the article L. 3512-7 activities whose object is to influence the public decision, in particular on the content of a law or regulatory act by entering into communication with the persons mentioned in 3 ° of II of Article L. 3512-7.

"Art. R. 3512-1-2.-The annual report referred to in Article L. 3512-7 includes the following information:
"1 ° The corporate name, corporate purpose and address of the declarant's registered office;
"(2) For the remuneration of staff employed in whole or in part to exercise influence and interest representation activities:
" (a) Their total gross amount rounded to the nearest euro, for the year;
"(B) The total number of paid staff and the percentage of their working time assigned to these activities;
"3 ° In respect of expenses for the purchase of services from consulting firms in influence or interest representation activities:
"(A) The total annual amount, including all taxes rounded to the nearest euro, of mission or service purchases by consulting firm;
"(B) The corporate name, corporate purpose and address of the registered office of each consulting firm;
"4 ° For the benefits mentioned in 3 ° of II of Article L. 3512-7:
" (a) The total annual amount, including all taxes rounded to the nearest euro, of the benefits granted or paid;
"(B) The surname, given name, profession or function, and business address, where the beneficiary is a natural person;
"(C) The corporate name, the corporate purpose and the address of the registered office, where the beneficiary is a legal person;
'(D) The amount, inclusive of all taxes, rounded to the nearest euro, the date and nature of each benefit received by the recipient during the calendar year.

"Art. R. 3512-1-3.-I.-The information mentioned in Article R. 3512-1-2 is transmitted, in French, in dematerialized form and is made public on a public website, according to specified terms. by order of the Minister of Health.
"II.-The decision of the Minister of Health mentioned in I is taken after the opinion of the National Commission for Informatics and Liberties. It determines the operating procedures of the site, including establishment, authentication and secure transmission of the information mentioned in Article R. 3512-1-2.

"Art. R. 3512-1-4.-The report referred to in I of Article L. 3512-7 shall be sent to the Minister of Health no later than April 1st of the year following the calendar year in which the expenses are incurred. declared.

"Art. R. 3512-1-5.-The authority responsible for the public website publishes the reports mentioned in Article L. 3512-7 no later than 1 July of the year in which these reports are received. These reports remain accessible to the public, under the conditions set out in Article R. 3512-1-3, for a period of five years after they are posted online.

"Art. R. 3512-1-6.-I.-The authority responsible for the public website takes the necessary technical measures to ensure the integrity of the site on which it publishes the reports mentioned in Article L. 3512-7, their security and the protection of the only directly identifiable data made public mentioned in 4 ° of Article R. 3512-1-2 against indexing by external search engines. It ensures the information of the people on the collection and the publicity of the data concerning them.
"II.-The authority responsible for the public website complies with the provisions of Law No. 78-17 of 6 January 1978 relating to computers, files and freedoms by completing the formalities necessary for the processing of data that it implements for the application of this section with the National Commission for Informatics and Liberties. It indicates, on the public website, the possibility for natural persons mentioned in b of 4 ° of Article R. 3512-1-2 to exercise their right of rectification of reports concerning them and the lack of application the right of opposition.
"III.-The authority responsible for the public website keeps the data collected for this purpose, in any medium, for a period of ten years from the date on which their last modification took place. The right of access provided by article 39 of the law of January 6, 1978 for the natural persons mentioned in b of 4 ° of article R. 3512-1-2 is exercised with the authority responsible for the site public internet. "

Links to this article

quote:

Law No. 78-17 of January 6, 1978 (V)