[FR] ARCOM sanction procedure clarified

IRIS 2022-7:1/11

Amélie Blocman
Légipresse

Article 42-7 of Act no. 86-1067 of 30 September 1986 describes the procedure that should be followed by the *Autorité de régulation de la communication audiovisuelle et numérique* (Regulatory Authority for Audiovisual and Digital Communication – ARCOM) when it opens sanction proceedings against audiovisual service providers, designed especially to guarantee respect for the rights of defence and the adversarial principle. It was amended by Act no. 2021-1382 of 25 October 2021 on the regulation and protection of access to cultural works in the digital age in order to allow the *Conseil d'État* rapporteur monitoring the sanction procedure to be assisted by one or more deputies so that cases can be dealt with more quickly. Article 42-7 was also amended in order to take into account the creation of ARCOM sub-committees specifically dedicated to sanction procedures related to providers' failure to meet their obligations to invest in film production. Decree no. 2022-779 of 2 May 2022 amended Decree no. 2013-1196 of 19 December 2013 on the sanction procedure implemented by the *Conseil supérieur de l'audiovisuel* (Higher Audiovisual Council – CSA) in application of Article 42-7 to take into account the amendments introduced by the Act of 25 October 2021: changing the regulatory body's name (the CSA became ARCOM on 1 January 2022), creating a sub-committee for formal notices, and laying down sanctions related to financial contributions to film production.

Décret n° 2022-779 du 2 mai 2022 modifiant le décret n° 2013-1196 du 19 décembre 2013, JO du 4 mai 2022

https://www.legifrance.gouv.fr/download/pdf?id=hUuTVDgrqFz3a0V3C9Ql3OzfY6R1ltb1GqNb7as9jPM=

Decree no. 2022-779 of 2 May 2022 amending Decree no. 2013-1196 of 19 December 2013, Official Gazette of 4 May 2022

© European Audiovisual Observatory (Council of Europe) 2026

© European Audiovisual Observatory (Council of Europe) 2026