



European network of legal experts in gender equality and non-discrimination

NEWS REPORT

Country:	France
Title:	Parliamentary legislative proposal no 1699 to create class action in matters of discrimination
Date:	30 June 2015
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<u>Context</u>	
Issue at stake:	Creation of a class action specific to anti-discrimination legal actions
Ground of discrimination:	All grounds
Source:	Legislation
Field:	All fields

Content

The National Assembly has voted in first reading on 10 June 2015, a parliamentary legislative proposal of the socialist group, to create a class action in matters of discrimination.

The class action would be reserved to associations created since at least three years and registered to fight discrimination, and trade unions. Any other NGO could intervene in the action.

The details of the procedural process would be defined by decree. However, the action would be based on examples of individual claims presented by the association. It would suspend time limitations on similar actions concerning the defendant.

The procedure would not separate judgment on the merits from the decision determining whether the situation is representative of a collective situation allowing for a class action. At the time of enforcement of the judgment and determination of damages, members of the group could give mandate to the association to represent them.

In case the victims are identified, the judge can directly condemn the defendant to indemnify them.

Internet link source: Voted text first reading National Assembly:
<http://www.assemblee-nationale.fr/14/ta/ta0527.asp>