

The Paris office of Hogan Lovells is pleased to provide this English language edition of our monthly e-newsletter, which offers a legal and regulatory update covering France and Europe for June 2025.

Please note that French legal concepts are translated into English for information only and not as legal advice. The concepts expressed in English may not exactly reflect or correspond to similar concepts existing under the laws of the jurisdictions of the readers.

If you would like to consult this newsletter from past months, please click [here](#).

For additional information, please speak to your usual contact.

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- **Audio-visual**

### France – Rejection of the Bill on the Reform of Public Broadcasting and Audiovisual Sovereignty

On 30 June 2025, the National Assembly rejected at first reading the [bill concerning the reform of public broadcasting and audiovisual sovereignty](#), following the adoption of a preliminary rejection motion.

On 11 July 2025, the text was then adopted with modifications by the Senate on second reading.

The bill calls for the creation of a "holding company" named "France Médias," tasked with overseeing public broadcasting, with the French State as the sole shareholder. This project is contested by trade unions, who have mobilized and called for a [strike](#).

### Europe – Ukraine joins the European Audiovisual Observatory as 42nd member

On 19 June 2025, the [European Audiovisual Observatory has just welcomed Ukraine as its 42nd member](#). The Strasbourg-based Observatory is the Council of Europe's information clearing house on the cinema, television and streaming industries in 41 European countries. It provides essential key data and legal analysis of these industries.

Ukraine's new membership means that the European Audiovisual Observatory will be able to include facts and figures about Ukraine in its reports and databases. Moreover, Ukraine will be able to become of the various networks that contribute and benefit from this information flow. This will give greater visibility to Ukraine and support the efforts of its professionals working in the various audiovisual sectors.

*Authored by Iris Accary and Claire Lemaître*

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- **Insurance**

**France – Publication by the ACPR of a new instruction relating to anti-money laundering and financing of terrorism**

On 23 June 2025, the *Autorité de Contrôle Prudentiel et de Résolution* (“**ACPR**”) published the Instruction n° 2025-I-08, amending Instruction n° 2022-I-18 of 6 December 2022 relating to information on the system for preventing anti-money laundering and counter-terrorist financing (“**AML/CTF**”).

This new instruction replaces Article 7 of Instruction n° 2022-I-18 and provides that the BLANCHIMT tables must be submitted to the ACPR via the ONEGATE portal, in accordance with the submission procedures set out in Instruction n° 2025-I-06 for the insurance sector.

Instruction n°2025-I-08 has entered into force on 1<sup>st</sup> July 2025.

**Source:** [Publication of Instruction n° 2025-I-08](#)

**France – Publication by the ACPR of four instructions relating to DORA Regulation**

On 23 June 2025, the *Autorité de Contrôle Prudentiel et de Résolution* (“**ACPR**”) published four new instructions regarding the implementation of the regulation on digital operational resilience of the financial sector (“**DORA Regulation**”), aimed at specifying the procedures for certain declarations or notifications to be made:

- [Instruction n° 2025-I-09](#) concerning the declaration of the outsourcing of the obligation to report major incidents related to information and communication technologies (“**ICT**”).
- [Instruction n° 2025-I-10](#) concerning the reporting of major incidents related to ICT and the voluntary notification of significant cyber threats.
- [Instruction No. 2025-I-11](#) concerning the information to be notified in the context of participation in a cyber threat information and intelligence sharing system.

- Instruction No. 2025-I-12 concerning the submission of the register of information on contractual agreements involving the use of ICT services.

Instructions n° 2025-I-09, 2025-I-10, and 2025-I-11 entered into force on 1<sup>st</sup> July 2025, while Instruction n° 2025-I-12 will enter into force on 1<sup>st</sup> January 2026.

**Source:** Publication of [Instruction n 2025-I-09](#), [Instruction n 2025-I-10](#), [Instruction n 2025-I-11](#) and [Instruction n 2025-I-12](#)

#### **European Union – Publication of Delegated Regulation 2025/1190 supplementing DORA Regulation with regard to regulatory technical standards**

Delegated Regulation 2025/1190 dated 13 February 2025, supplementing Regulation 2022/2554 on digital operational resilience of the financial sector (“**DORA Regulation**”) with regard to regulatory technical standards was published on 18 June 2025.

These regulatory technical standards provide clarifications on threat-led penetration testing, including:

- the criteria for identifying financial entities required to carry out threat-led penetration testing;
- the requirements and standards governing the use of internal testers;
- the scope, methodology, and approach to be adopted at each stage of the test, including those relating to results, closure, and remediation; and
- the type of supervisory cooperation as well as any other relevant form of cooperation necessary for the implementation of threat-led penetration tests and the facilitation of their mutual recognition.

Several appendixes are also provided, specifying notably the content of the penetration test reports to be published by the relevant entities.

This regulation has entered into force on 8 July 2025.

**Source:** [Publication of Delegated Regulation 2025/1190 completing DORA Regulation](#)

#### **European Union – Publication of Delegated Regulation 2025/532 supplementing DORA Regulation with regard to regulatory technical standards**

Delegated Regulation 2025/532 dated 24 March 2025, supplementing Regulation 2022/2554 on digital operational resilience of the financial sector (“**DORA Regulation**”) with regard to regulatory technical standards was published on 2 July 2025.

These regulatory technical standards specify the obligations imposed on financial entities regarding the management of risks related to the subcontracting of information and communication technology (“ICT”) services supporting critical or important functions, and aim to enhance transparency and control over outsourcing chains in the financial sector.

This delegated regulation sets out the following elements:

- the risk profiles and level of complexity to be considered by financial entities, as well as the methods for applying them at the group level when entering into contracts relating to ICT services supporting critical or important functions and involving subcontracting;
- the due diligence to be carried out before entering into a contract with an ICT third-party service provider, in particular the elements to consider when deciding whether to allow that provider to subcontract ICT services supporting critical or important functions, as well as the risk assessment obligations in cases where subcontractors are used to support such functions;
- the conditions under which ICT services supporting a critical or important function may be subcontracted, and the mandatory provisions that must be included in the contract between the financial entity and the ICT service provider.

This regulation will enter into force on 22 July 2025.

Source: [Publication of Delegated Regulation 2025/532 completing DORA Regulation](#)

*Authored by Ghina Farah and Maxime Kaya.*

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- **Intellectual Property**

**France – The Superior council of artistic and literary property (CSPLA) publishes two mission reports and launches three new missions**

On 23 June 2025, the [mission report regarding the charter of good contractual practices in the field of NFTs](#) was presented at the plenary meeting of the CSPLA (Superior council of artistic and literary property). This report aimed to address the legal challenges identified in an initial CSPLA NFT report from 2022, as well as those highlighted in a 2023 report by the Inspectorate General of Finance on commercial tokens. On 2 July 2025, the CSPLA published the mission report regarding the remuneration of cultural content used by AI systems. This analysis is presented in two parts: one [legal](#), the other [economic](#).

The CSPLA also initiates three new missions, whose conclusions are expected in June 2026. These missions focus on the protection of content generated using generative AI, the implications for the cultural and creative sectors of hyper-realistic fakes generated or manipulated by artificial intelligence, and the attribution of works and artistic services.

## **Europe - EPO concludes working agreement on search co-operation with the Intellectual Property Office of Ireland (IPOI)**

On June 25, 2025, The EPO and the Intellectual Property Office of Ireland have signed a [working agreement on search co-operation](#), enabling the EPO to conduct searches and provide written opinions on Irish national patent applications. Ireland thus becomes the 19<sup>e</sup> country to benefit from this cooperation.

The initiative aims to support Irish innovators – especially small businesses, universities and individual inventors – by improving access to high-quality patent searches and offering an 80% fee reduction for micro-entities.

This initiative is part of the EPO's 2028 strategic plan, which encourages collaboration to improve the quality and accessibility of the patent system in Europe.

## **European Union – “Pharma package”: The EU Council agrees its position on new intellectual property measures for a more innovative and competitive EU pharmaceutical sector**

On 4 June 2025, the Council of the EU announced it was ready to begin negotiations with the European Parliament, having agreed its position on [new IP rules that aim to make the EU’s pharmaceutical sector fairer and more competitive](#).

The Council’s mandate for negotiations with the European Parliament is part of the “Pharma package” which significantly reforms EU legislation regarding medicinal products. Among the key measures, the reform extends regulatory data protection and regulatory market protection for innovative drugs, particularly orphan drugs and antibiotics. Additionally, it adds an obligation to supply which allows member states to oblige marketing authorisation holders to provide sufficient quantities of medicinal products to cover the needs of patients. Finally, it introduces a transferrable exclusivity voucher under strict conditions and clarifies the Bolar exemption to promote an early entry of generic drugs into the market.

## **International – The [UK’s Data \(Use and Access\) Act 2025](#) transforms the landscape of artificial intelligence, copyright and technological innovation**

On 19 June 2025, the UK Data (Use and Access) Bill received Royal Assent, establishing a new framework for AI, copyright and data regulation. The Act has sparked significant debate over its implications for intellectual property rights in AI development.

Numerous artists have criticized the potential for AI systems to use copyrighted content without consent. While not immediately prohibiting such practices, the Act mandates the government to report on the use of copyrighted works in AI within nine months and explores enforcement mechanisms for copyright protection.

Although the Act does not establish a formal opt-out mechanism, it hints at future regulatory solutions akin to the EU's TDM law. The ongoing discussions suggest a move towards greater transparency and protection for rightsholders, with potential implications for AI developers regarding disclosure and compliance.

## **International - The Bahamas joins 5 major WIPO treaties for trademark modernisation**

On 3 June 2025, the Government of the Commonwealth of the Bahamas deposited its [instrument of accession to 5 major WIPO treaties](#): the Budapest Treaty, the Trademark Law Treaty, the Nice Agreement concerning International Classification, the Vienna Agreement and the Singapore Treaty.

The effective date is scheduled for September 3, 2025.

*Authored by Iris Accary and Claire Lemaître*

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- **Litigation**

### **France – Digital accessibility: new legal obligations now in force**

As of 28 June 2025, the obligations stemming from Directive (EU) 2019/882 (the European Accessibility Act), transposed into French law by Law No. 2023-171 of 9 March 2023, have entered into force. This new framework requires economic operators (including e-commerce, banking, transport and telecommunications) to ensure the digital accessibility of their services, in line with enhanced technical requirements. It applies to businesses with more than ten employees or with an annual turnover exceeding two million euros. Operators must publish an accessibility statement, update their general terms and conditions, and implement an annual compliance plan.

The DGCCRF is responsible for enforcing compliance and may impose administrative penalties of up to EUR 50,000. Breaches may also give rise to contractual or tort-based claims, such as misleading commercial practices or failure to comply with a statutory obligation.

*Authored by Charles-Henri Caron and Mizgin Laura Delikaya*

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- **Real Estate**

## **France – Publication of the indices of construction costs, commercial rents and rents of tertiary activities for the 1st quarter of 2025**

On 24 June 2025, INSEE published the indices for the first quarter of 2025:

- The construction cost index now stands at 2146 (compared to 2108 in the fourth quarter of 2024 – the index decreased by 3.64% year-on-year);
- The commercial rent index is now 135.87 (compared to 135.30 in the fourth quarter of 2024 – the index increases by 0.96% year-on-year);
- The tertiary activities rent index of 137.29 – unchanged from the fourth quarter of 2024, but this represents an increase of 1.6% year-on-year.

*Authored by Margot Derumaux*

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