

**Suppliers of electricity, gas and water and landlords  
(updated on 5 January 2021)**

<b>Beneficiaries</b>	<p><u>Note</u> : the former measures put in place by the <i>Ordonnance</i> n° 2020-316 of 25 March 2020 relating to the payment of rents, electricity, gas and water invoices for professional or commercial premises of companies impacted by the spread of the covid-19, and the <i>Décret</i> n° 2020-378 of 31 March 2020, having expired, Article 14 of Law n° 2020-1379 of 14 November 2020 has introduced a new set of measures for companies affected by administrative policy measures in the context of the fight against the spread of the covid-19.</p> <p>The beneficiaries are individuals and private law governed legal entities conducting economic activities impacted by an administrative policy measures which fill in the following criteria:</p> <ul style="list-style-type: none"> <li>- a workforce of less than 250 employees;</li> <li>- an amount of turnover as at the last closed financial year of less than € 50 million or, for activities with no closed financial year, an amount of monthly average turnover of less than € 4,170,000;</li> <li>- a loss of turnover amounting to at least 50% during the period between 1<sup>st</sup> November 2020 and 30 November 2020 (the loss being calculated according to the decree dated 30 December 2020).</li> </ul>
<b>Period</b>	From 17 October 2020 until the expiry of a 2-month period from the date of cessation of the policy measure.
<b>Payment of rents and rental charges</b>	Any late interest, penalty or financial measure or action, or judicial measure or seizure for late (or non) payment of rents or rental charges relating to professional or commercial premises whose activities are or were impacted, cannot be implemented. Securities in guarantee of rents' or rental charges' payment cannot be enforced either.
<b>Payment of electricity, gas and water invoices</b>	<p>Suppliers are not allowed to suspend, stop or reduce (including by terminating the related contract), the supply of electricity, gas or water for non-payment of their invoices.</p> <p>Suppliers of electricity, gas, and water are required to grant, upon request, a deferral of payment for invoices due but not yet paid.</p> <p>The deferral of payment cannot result in charging any financial penalties, fees or damages.</p> <p>The payment of the deferred installments is split equally among the invoices due as from the last day of the month following the date of cessation of the state of health emergency and over a time-period of not less than 6 months.</p>
<b>Forgiveness of rents</b>	In the event of forgiveness of rents granted by a lessor, supporting tax measures are provided for the benefit of certain lessors and lessees (see our memo " <i>Taxes measures in favor of companies</i> " for further details).
<b>Source</b>	<ul style="list-style-type: none"> <li>- Article 14 of Law n° 2020-1379 dated 14 November 2020 authorizing the extension of the state of health emergency.</li> <li>- <i>Décret</i> n° 2020-1766 of 30 December 2020 relating to the beneficiaries of the provisions of Article 14 of Law n° 2020-1379 dated 14 November 2020 authorizing the extension of the state of health emergency.</li> </ul>