



Combatting illegal working: as a supplier, does it affect you?



If you perform a contract in France



If the total amount paid to the supplier is €5,000 or more (excluding VAT)



French legal obligation to communicate us the documents listed below : before concluding the contract **and** every 6 months, or earlier if the document has a validity date, until the expiry of the contract term



Send us your updated documents by submitting your documents here:
<https://declarants.e-attestations.com/EAttestationsFO/fo/E-Attestations.html>

You are
based in
France

1. A "*certificat de vigilance*" dated less than 6 months previously issued by the appropriate social security body in France, certifying that the supplier is up to date with its reporting obligations with this body and the payment of its social security contributions and charges; **and**

2. **Proof of the supplier's registration** in the trade and companies register or in the trade register **where this is mandatory or in the case of a regulated profession:**

- extract of the registration on the Trade and Companies Register (K or Kbis); **or**
- identity card providing evidence of registration on the Small Business Register (*répertoire des métiers*); **or**
- quote, advertising document or professional correspondence, provided that it states the name or company name, full address and registration number on the Trade and Companies Register or Small Business - Register or on a list or register of a professional association, or the reference of the approval granted by the competent authority; **or**
- confirmation of filing a declaration with a business formalities center for persons in the process of registration; **and**

3. **Where applicable, the list of names of all foreign employees working in France for this contract and subject to the work permit**, specifying for each of them their date of hiring, their nationality, the type and serial number of the title constituting the work permit.

You are
based in the
UK or
another
country

1. **Proof of the supplier's identity:**

- certificate of incorporation, confirmation of its legal status (company/partnership etc) and its registered address (including an address for the service of notices and proceedings) **or**, where applicable, the contact details of its tax representative in France; **and**
- tax identification number including their PAYE reference number; **and**
- copy of its most recent annual accounts; **and**

2. **Proof of compliance with social security and tax obligations:** written confirmation that the supplier is up to date with filing obligations under any social security regulations and payment of its tax and social security contributions; **or**, if such confirmation is not available, the supplier shall provide a certificate confirming filing of social security returns and payment of social security contributions and charges; **and**

3. **Proof of the supplier's registration** on a professional register in its country of establishment or country of domicile, **when it is mandatory** in the country:

- document from the authority which maintains the professional register confirming registration or an equivalent document certifying such registration; **or**
- invoice, advertisement document or professional correspondence, stating the Supplier's name or company name, full address and type of professional registration; **or**
- for companies in the process of formation, a document dated less than six months previously issued by the competent authority in charge of the registration on the professional register and certifying that a registration application has been filed for the register.

These documents must be in French or accompanied by a French translation.

You have
subcontractors
or workers
posted to
France

The supplier is responsible for ensuring compliance by any of its subcontractors with the regulations on illegal working.

1. **Proof of compliance with the regulation concerning the posting of workers to France:** before the beginning of each posting, the supplier shall provide:

- a copy of the declaration of posting sent to the territorial unit of the DIRECCTE of the place where the contract is performed (or the place where the contract is first performed in the event that it is performed in different places); **and**
- a copy of the document appointing the worker to France.

2. **In the event of subcontracting and/or posting of workers to France, commitment to:**

- ensure that its seconded personnel or those of its subcontractors are housed in accommodation which respects human dignity;
- ensure that its subcontractors comply with the law and any collective agreements applicable those engaged on the works;
- ensure that all those engaged on the contract are paid the statutory or collectively agreed minimum wage.