



Jean Monnet Module
EU-GLOBACT



Transnational Crime and EU Law:
towards **Global Action** against **Cross-border**
Threats to common security, rule of law,
and human rights

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VIRGINIE MERCIER

Q: Where does France stand with respect to the due diligence duties imposed on companies and in particular what is the situation with regard to the alignment with directives and EU law in general?

A: France was the first country in the world, in 2017, to introduce a due diligence obligation for large companies. French law, however, did not define specific control methods, although it did provide for penalties such as civil liability. With this legislation, for the first time in France, Corporate Social Responsibility (CSR) also includes sanctions. Legal proceedings are currently underway as several groups are still not fully complying with the legislation, which is complex to enforce, especially with regard to the imprecision of the climate strategy and the absence of an official verification method.

CARMINE RENZULLI

Q: Could possible conflicts between business practices and the legal systems of certain States lead companies, especially those operating in the media sector, to dismiss or significantly limit the most “socially conscious” practices in order to avoid possible future repercussions or will such conflicts lead the companies to limit the spread of these practices only in States with less restrictive legal systems?

A: This process is already underway: both Netflix and Disney diversify their entertainment offerings based on the countries of distribution. In fact, some Netflix series are no longer available in certain countries and the same happens for some Disney content.



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