

#068 WHAT WOULD HAPPEN IF COVID-19 WAS CONSIDERED A FORCE MAJEURE?

Distribution

Industry

Insurance

IF THE EVENT WAS RECOGNISED AS FORCE MAJEURE, THE EFFECTS WOULD BE AS FOLLOWS (ARTICLE 1218 PARAGRAPH 2):



Temporary impediment: Suspensive effect of the obligation, the latter will therefore only be performed once the impediment has been lifted. In this case, the obligations are suspended until the removal of the impediment unless the delay and the consequences for the aggrieved party justify termination of the contract.



Definitive impediment: Article 1218 of the CC provides for termination by operation of law, the parties being released from their obligations under the conditions laid down in Articles 1351 and 1351-1. In this second case, the contract is terminated by operation of law and the parties are released from their respective obligations.

In all cases, if force majeure is retained, the debtor is released from his obligations (partially or totally depending on the nature of the impediment) and the creditor cannot claim damages for non-performance of the contract.



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À propos de Gras Savoye Willis Towers Watson est une entreprise internationale de conseil, de courtage d'assurance et de solutions logicielles qui accompagne ses clients à travers le monde afin de transformer le risque en opportunité de croissance. Nous concevons et fournissons des solutions pour gérer le risque, accompagner les talents et optimiser les profits afin de protéger et de renforcer les organisations et les personnes. Notre vision, unique sur le marché, nous permet d'identifier les enjeux clés au croisement entre talents, actifs et idées : la formule qui stimule la performance de l'entreprise.

| About ASLOG

ASLOG brings together more than 400 companies from all sectors, with 2,000 professionals working together to promote and build tomorrow's Supply Chain. ASLOG is a neutral and independent association that addresses Supply Chain issues.

As early as 1972, visionary men sensed that this function would be decisive for all companies. For almost fifty years, professionals in the sector have made ASLOG the reference partner.

ASLOG is the privileged interlocutor of institutions and public authorities on all questions relating to the sector.

| #supplychain4good

The **#SupplyChain4Good** community was created at the initiative of Michelin and ASLOG, as part of the Movin'On ecosystem, in favor of a more sustainable mobility of goods.

#SupplyChain4Good's ambition is to federate the actors who work for Supply Chains that are simultaneously good for the planet, the people and the business performance. The members of this community are «shippers» (industrial and commercial companies), «operators» (transporters, logisticians, shipping companies, ports...), «support functions» (academics, consultants, information systems, regulators, NGOs...).

They cover all economic sectors and all regions of the world. Their work takes place throughout the year and culminates in the annual Movin'On Summit, the world summit on sustainable mobility.