

# Barometer of the Paris Commercial Court First 3 Quarters

■ ■ ■ Registrations with the commercial and companies register (including "auto-entrepreneurs") fell by 2% compared with 2022 during the same period. In the field of treatment of difficulties faced by businesses, the out-of-court proceedings ("mandats ad hoc" and "conciliations") rose 30%; Commencement of safeguarding increased by 64%, judicial restructuring by 89% and judicial liquidation by 34% ; regarding litigation, the number of judgements dropped 9.6% ; summary procedure orders and orders made on a request respectively rose 7% and 18%. Orders for payment shot up 16% ■ ■ ■

## Registrations with the Commercial and Companies Register of Paris (RCS\*)

### 549,391 businesses in activity

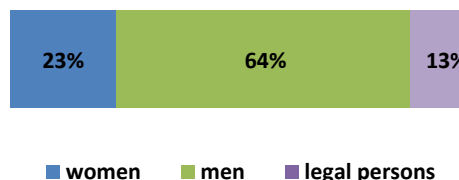
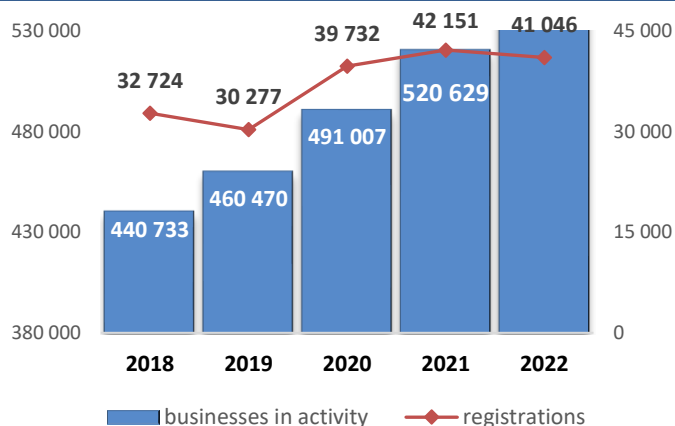
On September 30, 2023, the number of businesses in activity (549,391) rose by 5.5 % with 28,762 more businesses than the third quarter of 2022.

### Registration with the RCS

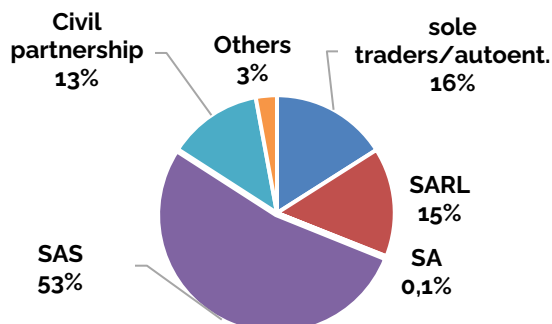
During the first three quarters of 2023, the RCS added 41,046 new registrations of business, a slowdown from the 6% growth posted last year same date.

### Typology of the managers of the newly incorporated businesses

22 % of the newly incorporated businesses are set up by women, 65 % by men, and 13 % by legal persons.

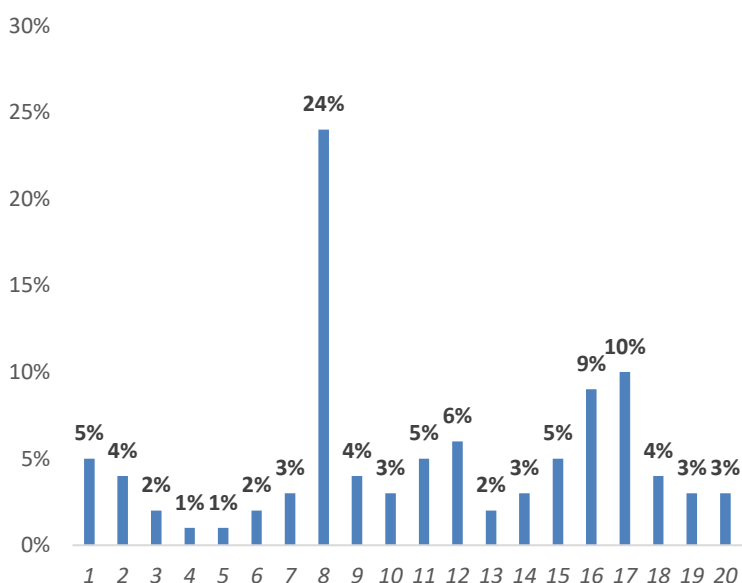


## Legal status of registered companies



SARL Limited liability company  
SA Joint stock company  
SAS Simplified join-stock company

## Registration of businesses per district



## Prevention of difficulties faced by businesses

### Detection of difficulties:

1,687 files relating to businesses potentially facing difficulties were opened during the first 9 months of 2023, that is an increase 40% compared to 2022 with 1,206 opened files.

### Preventive treatment:

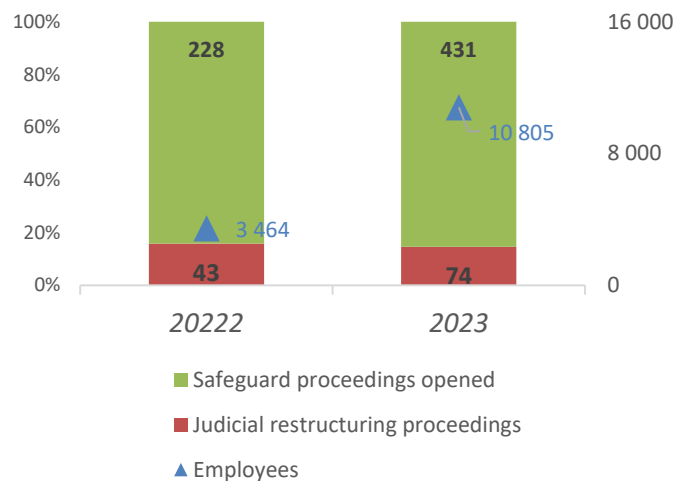
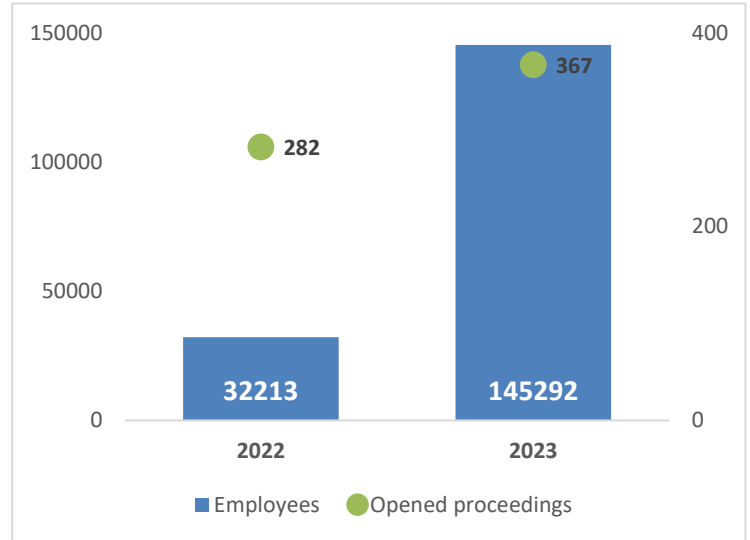
367 proceedings comprising 114 "mandats ad hoc" \* and 253 "conciliations" \* were opened, in comparison to 282 in 2022 year-to-year (+ 30%).

### Employees and liabilities:

145,292 jobs on September 30, 2023 were concerned by these proceedings against 32,213 in 2022 (+351 %).

The total sum of liabilities treated under them amounted to €4,476 million contrast to €2,412 million in 2022 at the same date.

\*Preventive and confidential proceedings for resolving companies' difficulties



## Safeguard and rehabilitation proceedings

**Safeguard proceedings:** On September 30, 2023, 74 safeguard proceedings had been opened compared to 43 in 2022 (+64%).

**Rehabilitation proceedings:** 431 proceedings have been opened at the third quarter of 2023 compared to 228 in 2022 (+89 %).

**Employment:** 10,805 employees were affected by these proceedings on September 30th, a rise 89% compared to 2022 with 33,464 persons concerned.

**Pending plans:** On September 30, 2023, 911 plans (safeguard, continuation, or assignment) were implemented (981 in 2022 at the same date).

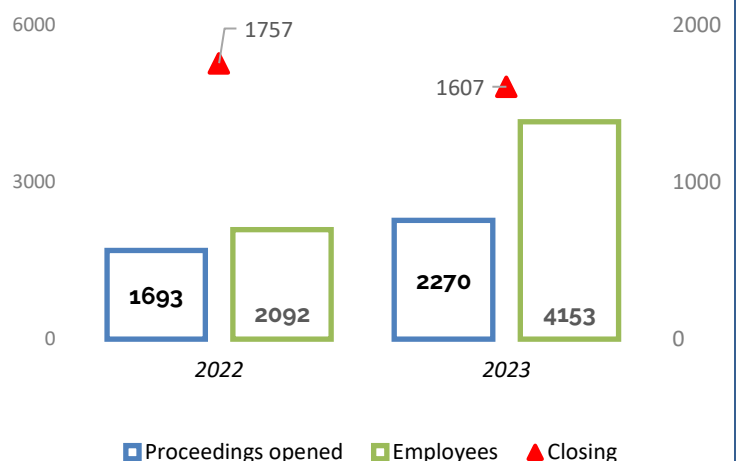
## liquidation proceedings

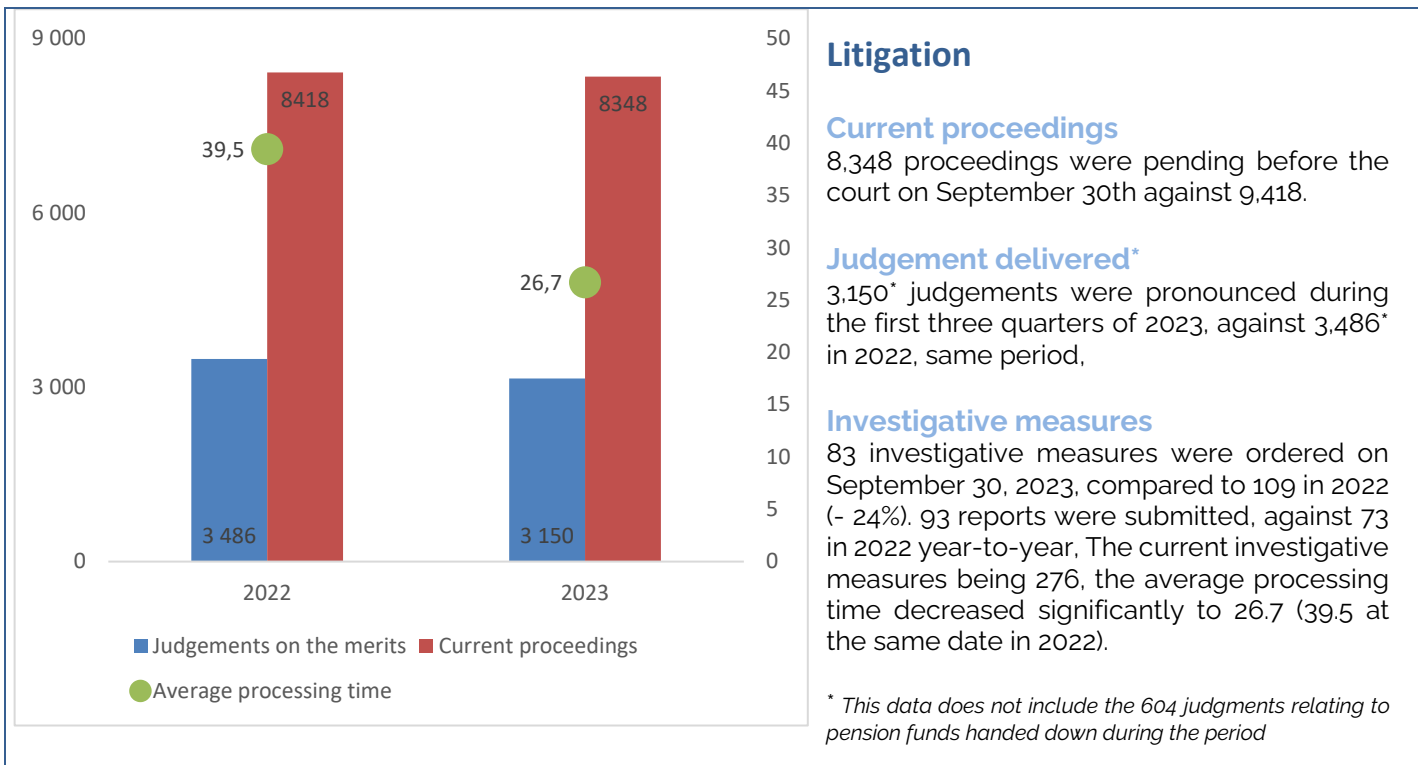
**Commencement orders:** 2,270 opening judgements were handed down in the first three quarters of 2023, an increase by 34 % compared to 2022 year-to-year (1,693).

**Employment:** 4,153 employees were concerned by these proceedings, compared to 2,092 on September 30, of 2022 (+98.5%)

**Current proceedings:** 355 proceedings were pending before the court on September 30th contrast to 6,429 at the same date in 2022 (+14%).

**Closing of proceedings:** 1605 proceedings were closed compared to 1,757 year-to-year in 2022.





### Litigation

#### Current proceedings

8,348 proceedings were pending before the court on September 30th against 9,418.

#### Judgement delivered\*

3,150\* judgements were pronounced during the first three quarters of 2023, against 3,486\* in 2022, same period,

#### Investigative measures

83 investigative measures were ordered on September 30, 2023, compared to 109 in 2022 (- 24%). 93 reports were submitted, against 73 in 2022 year-to-year, The current investigative measures being 276, the average processing time decreased significantly to 26.7 (39.5 at the same date in 2022).

\* This data does not include the 604 judgments relating to pension funds handed down during the period

### Orders issued

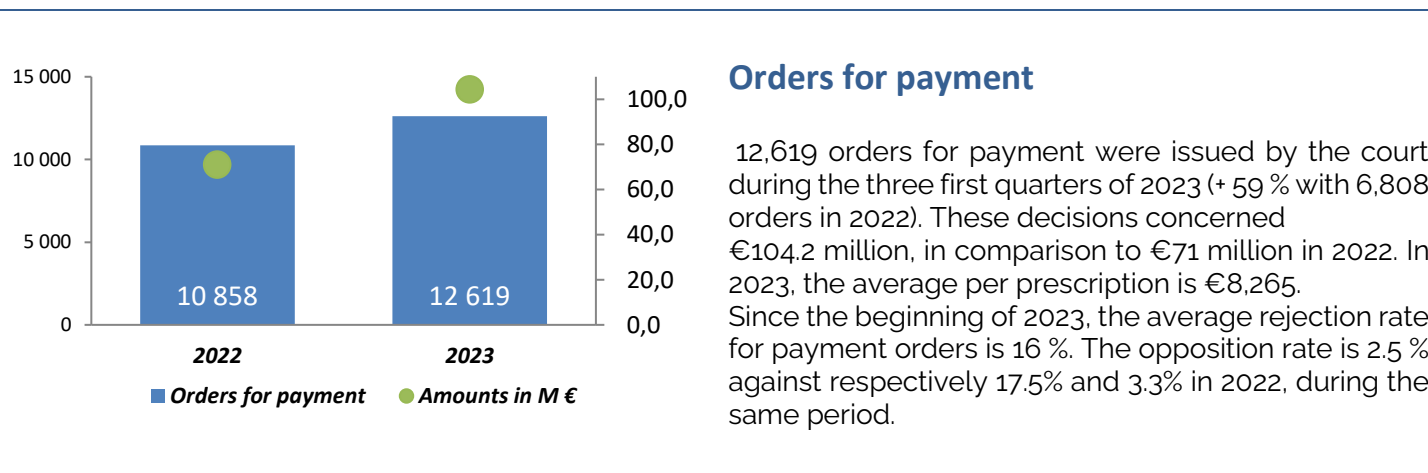
#### Summary proceeding orders

3,062 summary proceeding orders were delivered during the first three quarters of 2023, (+ 7.3%) in comparison with 2022 (2,853 decisions). All these orders concerned €41 million as in 2022, same period.

#### Orders made on a request

4,904 orders on request were issued, including 586 orders falling under the jurisdiction of the President, 4,318 relating to the RCS and 83 appointment of contribution auditors.

In addition, 605 orders were issued by the examining judge.



### Orders for payment

12,619 orders for payment were issued by the court during the three first quarters of 2023 (+ 59 % with 6,808 orders in 2022). These decisions concerned €104.2 million, in comparison to €71 million in 2022. In 2023, the average per prescription is €8,265. Since the beginning of 2023, the average rejection rate for payment orders is 16 %. The opposition rate is 2.5 % against respectively 17.5% and 3.3% in 2022, during the same period.

## Alternative dispute resolution

On September 30, 2023, 320 conciliation proceedings have been opened. During the same period 121 conciliations were successful.

	Opened Conciliation proceedings	Successful conciliation proceedings	Mediation
2023	319	121	1

**The commercial court of Paris** is the most important court in France by the number of its decisions and the number of its judges: 180. The judges of the commercial courts are "consular judges." They are not career judges but business owners or managers elected by their peers.

The commercial court fulfils four assignments:

- Disputes relating to traders, commercial companies, international groups, and disputes relating to commercial acts among all persons.
- Preventive detection of business difficulties
- Treatment of business difficulties: confidential negotiation proceedings or public proceedings of safeguarding, judicial restructuring reaching to a continuation plan, assignment, or a judicial liquidation:
- Supervision of the Commercial and Companies Register (RCS) and the legal registers kept by the registrar of the commercial court.


**The registrar of the commercial court** is a public and ministerial officer appointed by the Ministry of Justice and carries out a dual legal and judicial task. The registrar manages all business registers, including the registrar of trade of companies. He also assists the judges of the court.

**The registrar of Paris** proposes on his website [www.greffe-tc-paris.fr](http://www.greffe-tc-paris.fr) 350 practical sheets on formalities and procedures for the public service of commercial justice.

**The clerk's office of the commercial court of Paris** currently employs more than 200 members of staff.

Reception of the registry from Monday to Friday 9h-12h / 13h-17h by appointment only:

 Via the website [www.greffe-tc-paris.fr](http://www.greffe-tc-paris.fr)

 **01 86 86 75 75** from 9h to 12h30 / and 13h30 to 17h

 Directly at the reception of the registry via the terminal provided for this purpose.



## The digital court

Developed and perfected by Infogreffe on the initiative of the National Council of Commercial Court, the digital court is an online access portal to the 141 commercial courts of France via a single address: <https://www.tribunaldigital.fr>.

Thanks to the Monidemum digital identity service, any litigant has the possibility of creating a free digital identity in just a few steps allowing him to enter commercial jurisdiction online.

The digital court also offers the possibility for litigants to follow their cases in real time and to directly receive the decisions rendered.

**tribunal digital**  
Agir en justice

 **monidemum**