

Decrees, orders, circulars

GENERAL TEXTS

MINISTRY OF THE ECONOMY, FINANCE AND INDUSTRY

INDUSTRY

Decree No. 2006-1239 of 11 October 2006 on La Poste's contribution to regional planning

NOR: INDI0607971D

The Prime Minister,

Acting upon a report from the Minister of the Economy, Finance and Industry,

Having regard to the amended Law No. 90-568 of 2 July 1990 on the public service organisation of La Poste and France Télécom, in particular sections 6 and 38;

Having regard to the amended Pluriannual Law No. 95-115 of 4 February 1995 on regional planning and development, in particular section 29;

Having regard to the opinion of the Postal Services and Electronic Communications Regulatory Authority dated 28 February 2006;

Having regard to the opinion of the Commission for the Public Service of Postal and Electronic Communications dated 7 March 2006;

Having regard to the opinion of the Board of Directors of La Poste dated 9 March 2006;

Having heard the *Conseil d'Etat* (Public Works Division),

Decrees:

Article 1. – La Poste shall produce an annual report for each *département* on the accessibility of the postal network, which shall include:

a) An overall assessment of the public's needs in terms of postal services, taking into account the *département's* social, economic and demographic characteristics, the geographical features of the *département* itself and neighbouring *départements*, especially in mountain areas, and the existence of rural rehabilitation areas or sensitive urban areas;

b) The characteristics of its geographical network and a list and locations of the post-office counters making up this network, indicating whether they are run by a private entity, a public entity or La Poste directly;

c) The nature of the services provided in these different types of post-office counter and the extent to which they match the public's needs;

d) The network's development prospects for the next twelve months, making it possible to check whether the conditions laid down in the last paragraph of subparagraph (I) of section 6 of the above-mentioned law of 2 July 1990 are being met.

Article 2. – La Poste shall submit the annual report to the *département* postal coverage committee, which shall have two months to deliver its opinion.

Having received this opinion or, in its absence, upon expiry of the period specified in the first paragraph, La Poste shall adopt the annual report and send it, accompanied by the opinion of the *département* committee if one has been delivered, to the government representative and the chairman of the *département* postal coverage committee.

Within a month of the sending of the report, the government representative shall inform La Poste whether he has decided to initiate the local consultation procedure provided for in subparagraph (II) of section 29 of the above-mentioned law of 4 February 1995. If not, La Poste may implement the measures on which it has decided.

Article 3. – La Poste shall produce an annual national survey of its contribution to regional planning and development. This report shall outline the state of accessibility of the post-office counter network, the changes implemented during the year and the consultations carried out in the *départements*. It shall be sent to the Minister for Postal Services, the Minister for Regional Planning and the Commission for the Public Service of Postal and Electronic Communications.

Article 4. – The Minister of the Interior and Regional Planning, the Minister of the Economy, Finance and Industry, the Minister Delegate for Industry and the Minister Delegate for Regional Development shall be responsible with respect to their own spheres for the enforcement of this decree, which shall be published in the *Journal officiel de la République française*.

Done at Paris, 11 October 2006.

The Prime Minister:

DOMINIQUE DE VILLEPIN

Minister Delegate for Industry,
FRANÇOIS LOOS

*Minister of the Interior
and Regional Planning*
NICOLAS SARKOZY

*Minister of the Economy,
Finance and Industry,*
THIERRY BRETON

*Minister Delegate for
Regional Planning,*
CHRISTIAN ESTROSI