

Box reserved for the Fund

GCE number _____
Agreement No. _____
Awarded on _____

C N E T P
31 rue Le Peletier
75453 PARIS CEDEX 09

Identification of Applicant Name

Name :

Head office address :

Listed in the Trade and Companies Register : under SIRET number :

It is agreed as follows :

Article 1 - Preamble

The CNETP provides member companies with online services which have no other purpose than to optimise and facilitate, within a secure environment, various exchanges between the CNETP and its members.

The online services of the CNETP website also make it possible to adapt as well as possible to the diversity of organisational methods adopted by each company.

Article 2 - The CNETP website [CNETP = French National Public Works Contractors Fund]

The CNETP website (www.cnetp.fr) has two separate areas :

- **The public area** : This is an online information service with free access. It allows you to search all information concerning the CNETP, membership, paid leave and the weather-related unemployment scheme.
- **The reserved area** : This set of online services is reserved only for persons authorised by CNETP member companies who have an access code and have agreed to these general terms and conditions of use. It allows member companies to access individualised and personalised services such as the entry of, amendment to and access to information on leave and claims for weather-related unemployment benefits, viewing of account statements, the service for online filing and payment of contributions, file exchanges, and a messaging service.

Article 3 - Terms of access to the reserved area on the CNETP website : Appointment of an administrator

A member company wishing to access the various services of the reserved area shall appoint an administrator who shall be the sole contact person vis-à-vis the CNETP.

The administrator shall be appointed under the full responsibility of the member company, which shall ensure that he/she has the necessary authorisations both at the time of his/her appointment and during the performance of his/her duties as administrator.

The CNETP shall register the subscribing company's membership to the online services in the reserved area under a chronological number known as an internet agreement number (or ANET).

It shall issue the administrator appointed by the subscribing company with a confidential password that the administrator must personalise upon receipt, so that only the administrator knows the composition of the password.

This password, in accordance with the recommendations of the CNIL [French Data Protection Authority] on the security and complexity of passwords, must contain a minimum of 8 characters, including at least 3 of the following 4 categories: upper case letters, lower case letters, numbers from 0 to 9, special characters.

Any action in the reserved area using this password is considered to have been carried out by the administrator, who is the only person responsible for any consequences that may result from its disclosure to third parties.

A member company which, for reasons specific to its organisation, has several management centres, may opt to group them together within the same access agreement for the reserved area. These management centres shall then constitute the scope of the internet agreement.

Article 4 - Competence of the administrator

The administrator appointed by the company shall be competent for all management centres of the member company grouped within the same internet agreement.

He/she shall be authorised for all online services in the CNETP reserved area. He/she shall have all rights that are conferred within the scope of the internet agreement (searching, viewing, entry, amendment, etc.).

He/she may authorise one or more users whose permissions and profiles he/she shall determine by assigning rights to one or more of the CNETP site's online services.

He/she may at any time amend or discontinue the rights granted to the users named in the agreement he/she administers.

For obvious reasons of confidentiality and for the traceability of management acts carried out in the online services of the CNETP website, it is essential that each user created corresponds to one and only one individual, who shall be responsible for his or her user account and the actions carried out through the use of this account.

Article 5 - Introduction of new online services

The CNETP shall inform the member company of the introduction of any new online services in the reserved area of its website. In such a situation, it is not necessary, unless expressly provided otherwise, to sign a new agreement.

At the time, the administrator shall reconsider users' authorisations if necessary.

Article 6 - Use of the file submission service

Within the framework of the ANET agreement only, the CNETP website allows users to submit files for the following :

- employee activity declarations for the purpose of issuing leave certificates ;
- applications for leave ;
- declarations for weather-related unemployment.

The Fund disclaims all liability under this agreement, which defines the technical and legal terms and conditions of the exchange. The company acknowledges that :

- a. it has received all information from the Fund to enable it to assess the technical and legal consequences of the exchange;
- b. it has the necessary competence to operate and maintain any information systems, equipment, hardware and software required to process the information requested from the CNETP ;
- c. it has all legal, regulatory and administrative authorisations required to process such information.

The parties agree that the Fund shall not be liable for any damages of any kind arising from (a), (b) and (c) above.

The Fund shall not be liable for any loss or misappropriation of the medium or the information contained therein, whether sent or returned.

Article 7 - Declarations for weather-related unemployment

Under no circumstances does the use of this method of declaration in place of the paper medium allow for any derogation from the usual rules concerning declarations for weather-related unemployment.

Whether these declarations are made by inputting them in the service concerned or by submitting an online file, the transmission of an email exchange is deemed to constitute certification by the employer concerned of the genuine and true nature of its declaration, certification that adverse weather has indeed made work impossible during the period of stoppage and that the workers mentioned by name in this exchange do indeed fulfil the conditions required by Articles D.5424-11 to D.5424-14 inclusive of the French Labour Code or any other provisions of the same nature which may be substituted for them, and that they were entitled to receive compensation for unemployment due to adverse weather. The transmission of an email exchange is also equivalent to a certificate of compliance with the provisions of Article L.5424-9 of the French Labour Code and the affixing of the company's stamp and signature.

Article 8 - Decision of the member Company to no longer use the online services on the reserved website

The administrator or, failing which, the legal representative of a member company, may at his convenience and at any time decide to no longer use the online services on the reserved area of the CNETP website. He shall inform the CNETP by the most expedient means at his disposal (telephone, e-mail, etc.). This decision shall be confirmed by ordinary letter indicating the date from which it will no longer this service.

Article 9 - Suspension or interruption of online services on the website at the initiative of the CNETP

The CNETP may be required, for legislative, regulatory, technical or simple reasons of convenience, to suspend or permanently discontinue the online services on the CNETP website. The administrator or, failing which, the legal representative, is informed by the most expedient means. This decision is confirmed by standard letter indicating the date of the suspension or interruption of the website's online services.

As each telematics service in the reserved area of the website is likely to meet specific normative, technical and organisational constraints, the terms and consequences of the waiver by a member company from benefiting from these services or the interruption of said services at the initiative of the CNETP are, as and when required, specified in the documentation relating to each of the services.

Article 10 - Management of communication by email address

The company shall make every effort within its organisation to authorise the receipt of e-mails sent by the CNETP using the domain name "cnetp.fr", including to avoid the retention of these e-mails by "anti-spam" software and other "junk mail" management. The CNETP cannot be held responsible for the non-delivery of any information to its recipient due to this type of blocking.

Article 11 - Personal data

The CNETP implements technical and organisational measures to ensure the protection of personal data in accordance with applicable regulations (General Data Protection Regulation - GDPR - of 27 April 2016 entered into force on 25 May 2018, Law of 20 June 2018 on the protection of personal data amending the Law of 06 January 1978).

The information requested when joining the Members' reserved area of the CNETP website is necessary and mandatory in order to set up the administrator account. As such, the email address provided may be used by the website for the administration, management and coordination of the service offered.

The consent of the person whose personal data is to be processed is collected on the date of signature of the ANET agreement, as well as their acceptance of these general terms and conditions of use.

This data shall not be transferred or granted to third parties, whether free of charge or against payment.

In accordance with the applicable legislation and unless otherwise expressly provided for by law, you have a right of access, right of correction, right of deletion (right to be forgotten), right to limitation, right of opposition for legitimate reasons and right to the portability of information concerning you. You also have the right to set out instructions concerning the use of your personal data after your death.

To exercise these rights, you should send a written request with all relevant references to the Data Protection Officer (DPO) appointed within the CNETP at the following address: dpo@cnetp.fr. This request must be accompanied by a copy of an identity document or any other document confirming the identity of the applicant and ensuring that it is the individual actually concerned by the personal data processed.

I, the undersigned,
legal representative of the Company acting as _____ specially empowered,
Appoint as administrator under general terms and conditions of access to the reserved area of the CNETP
website :

Mr, Mrs, Name : _____ Surname : _____

Identifying nickname :
(between 2 and 20 characters)

Title : _____
(If you are an accountant, indicate name of firm)

Address : _____

Post code : _____ Town / City : _____

Phone number : _____ E-mail : _____

Signed in (place) : _____ Date : _____

*Signature of legal representative preceded by the words "read and approved"
and company stamp*

