

Decree No 2025-1224, of 15 December 2025, on the access to travel and traffic data granted to mobility organising authorities

NOR: TRAT2513573D

ELI: <https://www.legifrance.gouv.fr/eli/decret/2025/12/15/TRAT2513573D/jo/texte>

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Text No 39

Target audience: digital travel assistance services established in France or outside the European Union that aim to facilitate single-modal or multimodal travel by means of transport services, vehicles, bicycles, personal mobility devices or on foot, and mobility organising authorities designated under Articles L. 1231-1, L. 1231-3, L. 1231-10, L. 1241-1, L. 1243-1 and L. 1811-2 of the Transport Code.

Subject: the purpose of this decree is to set out the implementing rules for Article L. 1214-8-3 of the Transport Code on the access granted to mobility organising authorities to relevant data from digital travel assistance services in order to understand mobility within their territorial jurisdiction. The aim of this access is to promote relevant alternatives to the exclusive use of the individual vehicle, particularly in low-emission mobility zones, and to assess the impact of modal shift strategies, in particular the adequacy of park-and-ride facilities. The decree specifies the data concerned and their format, the digital services concerned, the arrangements for accessing, processing, securing and transmitting the data and the arrangements for obtaining consent from users of the services.

Entry into force: the text shall enter into force on the day after its publication.

Application: this decree is adopted pursuant to Article L. 1214-8-3 of the Transport Code.

The Prime Minister,

On the report of the Minister for Transport,

Having regard to Directive 2000/31/EC of the European Parliament and of the Council, of 8 June 2000, on certain legal aspects of Information Society services, in particular electronic commerce, in the Internal Market;

Having regard to Directive (EU) 2015/1535 of the European Parliament and of the Council, of 9 September 2015, laying down a procedure for the provision of information in the field of technical regulations and of rules on Information Society services;

Having regard to Regulation (EU) 2016/679 of the European Parliament and of the Council, of 27 April 2016, on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC;

Having regard to the Transport Code, in particular Article L. 1214-8-3 thereof;

Having regard to the Opinion of the French Data Protection Authority, dated 19 September 2024;

Having regard to the Opinion of the National Council for the Evaluation of Standards, dated 10 October 2024;

Having regard to Notification No 2024/0623/FR on the draft decree addressed to the European Commission in accordance with Directive (EU) 2015/1535 of the European Parliament and of the Council, of 9 September 2015, laying down a procedure for the provision of information in the field of technical regulations and of rules on Information Society services, dated 18 November 2024;

Having regard to the Detailed Opinion, of 17 February 2025, issued by the European Commission pursuant to Article 6, Paragraph 2, of Directive (EU) 2015/1535, of 9 September 2015,
Hereby decrees:

Article 1

Chapter IV, of Title I, of Book II, of Part One, of the Transport Code (Regulatory Part) is supplemented by a Section 5, worded as follows:

‘Section 5

‘Provisions for digital travel assistance services

‘Article D. 1214-13. – The relevant travel and traffic data held by the digital travel assistance services referred to in Section I of Article L. 1214-8-3 shall consist of the following data:

- ‘ - trace timestamp;
- ‘ - unique route identifier;
- ‘ - location timestamp;
- ‘ - latitude;
- ‘ - longitude;
- ‘ - heading;
- ‘ - instantaneous speed;
- ‘ - mode of transport.

‘Article D. 1214-14. – The digital services referred to in Section II of Article L. 1214-8-3 are those established in France or outside the European Union.

‘Article D. 1214-15. – The request for the provision of the relevant data within the meaning of Section I of Article L. 1214-8-3 made by the authorities referred to in Section I of Article L. 1214-8-3 may relate only to data resulting from a data anonymisation process referred to in Article D. 1214-13 and the use of which is necessary for the pursuit of the purposes defined in Section III of Article L. 1214-8-3.

‘Article D. 1214-16. – For the purposes of Section I of Article L. 1214-8-3, the digital travel assistance services defined in Article D. 1214-14 are required to anonymise the data referred to in Article D. 1214-13. The anonymisation method chosen must guarantee the irreversible anonymisation of the data, while providing relevant and usable information to meet the needs of the authorities referred to in Section I of Article L. 1214-8-3. The information made available to the authorities referred to in Section I of Article L. 1214-8-3 must be presented in a format that is easily usable and exploitable by an automated processing system and the specification of which is public and accessible to all.

‘Article D. 1214-17. – The digital travel assistance services defined in Article D. 1214-14 receiving a request to make data available from an authority referred to in Section I of Article L. 1214-8-3, shall inform the users concerned about the implementation of a processing operation aimed at anonymising their travel data, under the conditions laid down in Articles 12 and 13 of Regulation (EU) 2016/679 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC.

‘Article D. 1214-18. – Financial compensation for the costs related to the anonymisation of data may be obtained by the digital travel assistance services defined in Article D. 1214-14. The latter shall provide detailed information on the costs resulting from the anonymisation to the mobility organising authority that requests the data to be made available.

‘Article D. 1214-19. – Pursuant to the provisions of Article 32 of Regulation (EU) 2016/679 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC, digital travel assistance services shall implement appropriate technical and organisational measures when implementing the data anonymisation process referred to in Article D. 1214-13. ’

Article 2

The Minister for Partnership with the Territories and Decentralisation, and the Minister of Transport shall each be responsible, within their respective remits, for the implementation of this decree, which shall be published in the Official Journal of the French Republic.

Signed on 15 December 2025.

Sébastien Lecornu
By the Prime Minister:

The Minister of Transport,
Philippe Tabarot

The Minister for Partnership with the Territories and Decentralisation,
Françoise Gatel