

FRANCO CAIADO GUERREIRO & ASSOCIADOS

SOCIEDADE DE ADVOGADOS, RL

LEGAL

THE END OF THE GOLDEN SHARES IN PRIVATIZED COMPANIES

The entry into force of the second amendment to the Framework Law on Privatization has reduced government participation in privatized companies. Thus it, is no longer foreseen the existence of preferred shares ("the golden shares"), that remain in the ownership of the government, also ending the possibility of deliberation relating to certain matters remain subject to the confirmation by an administrator appointed by the state. In addition, the new Act repealed the provision concerning the percentage of capital reserved for employees, small investors and emigrants, in case of privatization.

For further information on this matter please contact [Ricardo Costa Macedo](#).

EXTENDING THE TERRITORIAL SCOPE OF EXPERIMENTAL NATURE RULES OF CIVIL PROCEDURE

It was published the Administrative Decree n. º 265/2011, of 14th September that made the first amendment to Administrative Decree 115-C/2011, of 24th March, applying experimental rules of civil procedure on the civil district courts of Barreiro and Matosinhos, the civil courts of the district court of Porto and the districts of Leiria, Portimão, Évora and Viseu. The main objective is to fasten the processes that take place in those courts.

For further information on this matter please contact [Nelson de Azevedo](#).

THE SURCHARGE OF INCOMES SUBJECT TO PERSONAL INCOME TAX

On September 7th it was published in the "DIÁRIO DA REPÚBLICA" the Law no. 49/2011, which approves the creation of a special surcharge on the income subject to tax earned in the year of 2011. The incomes covered obligatorily are the ones of the categories A, B, F and H and, if the taxpayer opts for the aggregation, also of categories E and G. Relating to the quantitative element of the tax, it has to be taken into account that the tax base is the annual income. However, for the surcharge the legislator has consecrated a basic exemption. Regarding the element of time, if there are any incomes of category A and H, the time of collection will be the payment of Christmas bonus, and withholding and in case of categories B and F, will only be charged with the tax assessment (May 2012) and will be no charge to the extent that the taxpayer must pay taxes.

For further information on this matter please contact [Ana Castro Gonçalves](#).

BUSINESS

EXPANSION OF JERÓNIMO MARTINS GROUP LEADERSHIP IN POLAND

In turbulent times, "Jerónimo Martins Group" has shown resilience and innovation in the Portuguese territory, this group of companies focuses its business in the retail and wholesale, best known for brands "Pingo Doce" and "Recheio". Besides, it also acts in the industry sector. Similarly, brands like "Hussel", "Caterplus", "Jeronymo", "Ben & Jerry's" and "Ola" are trademarks formed, operated and introduced by "Jerónimo Martins Group" in Portuguese territory. In Poland, this group defines itself as a marker leader with more than 1,700 stores with the brand "Hard discount". The probable acquisition of the Polish retail "Emperia" demonstrates the broadening of the leadership in the Polish market.

FRANCO CAIADO GUERREIRO & ASSOCIADOS

SOCIEDADE DE ADVOGADOS, RL

For further information on this matter please contact [Joaquim Cunha Reis Ferreira](#).

REGISTRATION RELEASE OF DOMAIN NAME “.XXX”

IMC Registry, a management company of website domains, has now permission for domain name registration with termination the “.xxx” for adult content websites. In a first phase (until 28th of October, 2011) the domain registrations are reserved exclusively for owners of adult content or trademark holders who wish to reserve the brand name so such name cannot be used for a site for adults. After this first phase, the domain names, including those that include the name of brands will be free and a third person can register a website ending in “.xxx” with a domain name similar to a trademark. Companies that want to protect their trademarks should book the domains until October 28, avoiding that their brand will be associated with an adult content site.

For further information on this matter please contact [Ricardo Rodrigues Lopes](#).

SONAE INVESTS IN GERMANY AND ANGOLA

Sonae Sieera, a company belonging to SONAE Group, a Portuguese group specialized in shopping centres, is now going to manage and market one more shopping centre in Germany, The Bikini Berlin. Besides the managing of the shopping centre, Sonae Sieera also manages another shopping centre and is the co-owner of three more. In Angola, SONAE has already formalized a partnership with CONDIS, the Angolan Company of Isabel dos Santos, for the creation of a Continente supermarket chain in the country. These two actions of SONAE Group reinforce the company’s internationalization strategy.

For further information on this matter please contact [Marta Paiva](#).