

Portugal has published today in the Official Journal a further package of contingency measures applicable in case the United Kingdom leaves the European Union without an agreement. While also covering social security, the measures are primarily applicable to the banking, investment, payment and insurance activities pursued by UK institutions in Portugal. Unless there is an extension of the deadline for a Brexit agreement between the United Kingdom and the European Union, the UK shall cease to be an EU Member State as from the 31 October 2019 at 23 hours GMT and the contingency measures shall apply as from such date.

The measures approved by the Portuguese Government consist broadly of the following:

1. Investment Services. The provision of investment services on a cross border basis is conditional upon (a) the Portuguese securities regulator (the *Comissão do Mercado de Valores Mobiliários* or CMVM) or, if provided by a credit institution, the Portuguese banking regulator (the Banco de Portugal or BoP) receiving prior to the Brexit date from the relevant UK supervisory authority a notification for the provision of such services in Portugal; and (b) the relevant institution submitting to the CMVM an application, no later than 3 months after the Brexit date, containing certain information set out in the new legislation, also indicating if it (i) wishes to terminate any existing agreements or (ii) apply for a license to operate in Portugal. Until the submission of the application for a license, the actions carried out by the relevant institution under agreements concluded with non-professional investors must be limited to those required to terminate such agreements. The foregoing measures broadly apply to services related with collective investment undertakings and their managers.

2. Banking, payment and e-money services. Existing contracts entered in connection with the deposit taking, lending, payment services, e-money and ancillary services thereto entered by an UK institution under the right of establishment and or the freedom to provide services shall continue in force until 31 December 2020 provided that such institution notifies the BoP of its intention to benefit from the new legislation no later than 3 (three) months after the Brexit date.

3. Insurance contracts. Insurance contracts underwritten by UK insurance companies covering risks situated in Portugal or in which Portugal is the State of the commitment shall continue in force but cannot be extended.

Further details on the contents and scope of the contingency measures is available in the [Official Journal](#).