

ANTI-CORRUPTION PLATFORM

1) CONTEXT

On November 25th, 2024, the Anti-Corruption Platform ("**RGPC Platform**") became operational. The platform, available at <https://entidade.mec-anticorrupcao.pt>, requires private and public companies with more than 50 employees to register and submit all documentation related to Corruption Prevention by February 14th, 2025.

This Platform arises following the publication of Decree-Law No. 109-E/2021, of 9 December ("**RGPC**"), which established the National Anti-Corruption Mechanism ("**MENAC**") and set out the general regime for the prevention of corruption, in which Articles 6 and 7 provide for a duty for the entities covered to communicate their risk prevention plan for corruption and related offences, as well as their code of conduct, through a communication made via a platform managed for this purpose by MENAC.

2) THE COVERED ENTITIES

The following entities are required to register and submit documentation through the RGPC Platform:

- a) Legal entities based in Portugal employing 50 or more workers;

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- b) Branches located in Portugal of legal entities headquartered abroad that employ 50 or more workers; and
- c) Services and legal entities within the direct and indirect administration of the State, autonomous regions, local authorities, and the public business sector employing 50 or more workers, as well as independent administrative entities with regulatory functions over the economic activities of the private, public, and cooperative sectors, and the Bank of Portugal (except in matters related to its participation in the performance of tasks assigned to the European System of Central Banks).

3) ACCESS TO THE RGPC PLATFORM

Public entities that meet the aforementioned requirements will have a pre-registration, which will be duly communicated to the email address they have registered with the Directorate-General for Administration and Public Employment (DGAEP).

Regarding the private entities that meet the aforementioned requirements, as well as the public entities that do not receive the previously mentioned communication, a request for access to the platform should be sent to the email address registo@mec-anticorrupcao.pt. Subsequently, an email will be sent with all the necessary instructions for them to proceed with the registration on the RGPC Platform.

4) THE DOCUMENTS TO BE SUBMITTED

The entities mentioned in point 2) of this Newsletter must submit all documents related to the compliance programme they have implemented, namely:

- a) The corruption risk prevention plan ("**PPR**"), which contains the following information:
 - i. The identification, analysis, and classification of risks and situations that may expose the entity to acts of corruption and related offences, including those associated with the duties of the members of the management and governing bodies, taking into account the realities of the sector and the geographical areas in which the entity operates;
 - ii. Preventive and corrective measures to reduce the likelihood and impact of the identified risks and situations
 - iii. The areas of activity of the entity at risk of committing acts of corruption and related offences;
 - iv. The probability of occurrence and the foreseeable impact of each situation, to enable the grading of risks;
 - v. Preventive and corrective measures that allow for the reduction of the likelihood of occurrence and the impact of identified risks and situations;
 - vi. For high or maximum risk situations, the most exhaustive preventive measures should be taken, with their execution being a priority;
 - vii. The designation of the overall responsible person for the execution, control and review of the PPR, who may be the person responsible for regulatory compliance.

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- b) A code of conduct that establishes the set of principles, values, and rules of conduct for all managers and employees regarding professional ethics, taking into account the criminal laws related to corruption and related offences, as well as the entity's exposure risks to such crimes.

5) ENTRY INTO FORCE

Entities subject to the obligation under RGPC have until **February 14TH, 2025** to register and submit all documents relating to the compliance programme they have implemented, on pain of sanctions, namely the imposition of fines ranging from €2,000.00 to €44,891.81 in the case of legal entities.

If entities have already submitted the required documentation to MENAC, such as by mail or email, they should upload the latest versions of each document currently in force through the new RGPC platform.

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