
From: Inga Norgailaite <[REDACTED]>
Sent: 20 de dezembro de 2018 09:57
To: Carla M. Amoroso <[REDACTED]>
Subject: Re: FW: Notification from ANACOM on the Annual Turnover

Dear Ms. Carla Amoroso,

Thank you for your explanation and please accept our apologies for the delayed provision of your mentioned document.

We would like to inform you, that due to unknown reasons the document has not reached us. However, kindly note that the aforementioned form is now under review and that it will be sent to you as soon as it is filled.

Please, accept our apologies once again as we can assure you that DIDWW Ireland Ltd is willing to fulfil all its obligations and to comply with all existing regulations in Portugal.

Thank you for your help and understanding.

Kind regards,

On Thu, Dec 20, 2018 at 11:38 AM <[REDACTED]> wrote:

Dear Ms. Inga Norgailaite

We confirm that you are not required to make any contribution to the compensation fund of the universal service.

Please note that on June 8, 2018, we send a letter (copy attached) requesting the filling of a statement for the purposes of Law no. 35/2012, of 23 August. In accordance with the legislation, the statement must be signed by a person with legal powers to bind the company and the certification must state not only the authenticity of the signature but also that the signature on its own is enough to publicly bind the company. In addition the same law determines a deadline (the 30th of June) for sending the referred statement. Note that non-compliance with this obligation is considered to be a breach, in accordance with the nr. 3, article 15^o, of the Law nr. 35/2012, and in accordance with article 113^o of the Electronic Communications Law – Law nr. 5/2004, from 10th February (in its current version), which can be punishable through a fine. Additionally, in accordance with same article 113.^o the application of fines or penalties shall not exempt the offender from fulfilling the duty. On the other hand the correction of a breach as well as the date when that happens are factors considered when determining the amount of the fine.

In the same month (June), we also required the filling of a statement for the purpose of the Administrative Rule No 1473-B/2008, of 17 December. Therefore, there are two-different statements. One for the “Liquidação de taxas – Portaria nº 1473-B/2008” and another for the “Declaração para apuramento do volume de negócios elegível – Lei nº 35/2002, 23 agosto”, as each statement aims to comply with different legal obligations.

We received your answer for the Liquidação de taxas – Portaria nº 1473-B/2008 (the one that is attached as an annex to your email), however we did not receive an answer for the purposes of Law no. 35/2012, of 23 August. Therefore, DIDWW Ireland Limited still need to send the statement “Declaração para apuramento do volume de negócios elegível – Lei nº 35/2002, 23 agosto” to comply with Law no. 35/2012, of 23 August.

The last letter you received, of 10th December, gives notice of the approval of a draft decision on contributions to the compensation fund of the universal service and also explains in what regards your company that in the absence of a specific statement with information about your relevant turnover for the purpose of the Law no. 35/2012, of 23 August, ANACOM used the information presented for the purpose of Portaria nº 1473-B/2008. However, note that you continue to be required to present the statement mentioned as previously mentioned.

Best regards

Carla Amoroso

Carla Amoroso

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From: Inga Norgailaite <[REDACTED]>

Sent: 18 de dezembro de 2018 09:35

To: fundosu@anacom.pt; <[REDACTED]>

Subject: Notification from ANACOM on the Annual Turnover

Dear Sir/Madam,

I am Inga Norgailaite and I am writing on behalf of DIDWW Ireland Limited, which is registered as a telecommunication service provider in Portugal.

Currently we have received a notification from ANACOM (kindly see attached), stating that DIDWW Ireland Limited is not included in the list of companies obliged to make the contributions to the compensation fund of the universal service.

However, from the second part of the letter it is not entirely clear if DIDWW is required to submit any kind of information regarding its annual turnover for 2017.

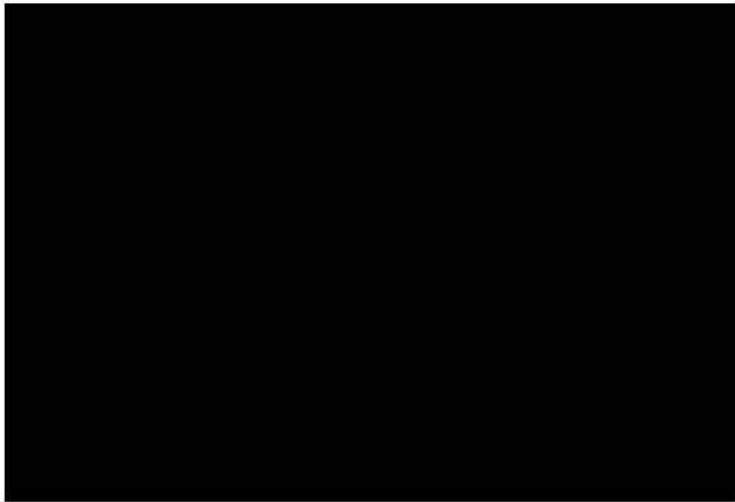
As it is said in the letter and as it was indicated in the official form sent to ANACOM, the annual turnover of DIDWW for year 2017 was [REDACTED] (document attached).

In this regard, we would like to ask you if any kind of actions or response from DIDWW Ireland Limited side is needed?

Thank you for your help and co-operation.

Best regards,

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