




























## European Disclosure and Registration Requirements

Country	Are there disclosure obligations on the franchisor?	Franchise related registration?	Other requirements
Austria 	Yes. Due to the statutory duty of good faith a franchisor has to disclose certain information to potential franchisees.	No	No
Belgium 	Yes. The law regarding pre-contractual disclosure which is set out in the statutory framework of commercial partnerships lists a number of items which need to be disclosed to potential franchisees.	No	No
Bulgaria 	No	No	No
Cyprus 	No	No	No
Czech Republic 	No	No	No
Denmark 	No	No	No
Estonia 	Yes. Due to the statutory duty of good faith a franchisor has to disclose certain information to potential franchisees.	No	No
Finland 	No	No	Yes. Finnish legislation is very protective towards franchisees. In order not to fall foul of the requirements under the unfair contract terms legislation and the overriding statutory principle of fairness which is a key feature under Finnish law, we recommend to our clients to provide potential franchisees with a disclosure document.
France 	Yes. The Loi Doubin (the French statutory disclosure law) lists a number of items which need to be disclosed to potential franchisees.	No	No
Germany 	Yes. Due to the statutory duty of good faith a franchisor has to disclose certain information to potential franchisees.	No	No

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Greece 	Yes. Due to the statutory duty of good faith a franchisor has to disclose certain information to potential franchisees.	No	Yes. Although franchise agreements do not have to be registered per se, if they involve elements of technology transfer and provisions relating to know-how they need to be registered with the relevant authorities. In addition, all franchisees located in Greece are under the obligation to lodge a copy of the franchise agreement with the local tax authorities.
Hungary 	Yes. Due to the statutory duty of good faith a franchisor has to disclose certain information to potential franchisees.	No	No
Ireland 	No	No	No
Italy 	Yes. The Italian (franchising) law on 'commercial affiliation' lists a number of items which need to be disclosed to potential franchisees.	No	No
Latvia 	No. There is no current statutory pre-contractual disclosure obligation in Latvia. However, there will be from 1 January 2010 onwards.	No	No
Lithuania 	Yes. Due to the statutory duty of good faith a franchisor has to disclose certain information to potential franchisees.	No	Yes. In order for the franchise agreement to be enforceable against third parties, it has to be registered in the Register of Legal Entities of the Republic of Lithuania.
Luxembourg 	No	No	No
Malta 	No	No	No
Netherlands 	Yes. Due to the statutory duty of good faith a franchisor has to disclose certain information to potential franchisees.	No	No
Poland 	No	No	No
Portugal 	Yes. Due to the statutory duty of good faith a franchisor has to disclose certain information to potential franchisees.	No	No

Country	Are there disclosure obligations on the franchisor?	Franchise related registration?	Other requirements
Romania 	Yes. The Romanian Ordinance 52/1997 as modified by Law No. 79/1998 - the statute regarding the legal status of franchising - lists a number of items which need to be disclosed to potential franchisees.	No	Yes. If certain financial turnover and market share thresholds are exceeded, the franchise agreement has to be notified to the Romanian Competition Counsel.
Slovakia 	Yes. Due to the statutory duty of good faith a franchisor has to disclose certain information to potential franchisees.	No	No
Slovenia 	No	No	No
Spain 	Yes. Article 62 of the Spanish Law on Retail Commerce Planning together with Royal Decree 2485/1998 lists a number of items which need to be disclosed to potential franchisees. It is applicable to all franchises and not limited to retail franchises as the name might suggest.	Yes. All franchisors are required to be registered in the Spanish Franchise Registry.	No
Sweden 	Yes. The Swedish Disclosure Act 2006 lists a number of items which need to be disclosed to potential franchisees.	No	No
United Kingdom 	No	No	No