Country Profile: Portugal

Region: Southern Europe

Last Updated: 14 November 2018

Identified policies and legal sources related to abortion:
- Reproductive Health Act
- General Medical Health Act
- Constitution
- Criminal / Penal Code
- Civil Code
- Ministerial Order / Decree
- Case Law
- Health Regulation / Clinical Guidelines
- EML / Registered List
- Medical Ethics Code
- Document Relating to Funding
- Abortion Specific Law
- Law on Medical Practitioners
- Law on Health Care Services
- Other

Related Documents

From Criminal / Penal Code:
- Criminal Code

From Ministerial Order / Decree:
- Termination of Pregnancy Act, 2007

Concluding Observations:

- CEDAW
- CRC

Persons who can be sanctioned:
- A woman or girl can be sanctioned
- Providers can be sanctioned
- A person who assists can be sanctioned

Abortion at the woman’s request

- Gestational limit: 10

Legal Ground and Gestational Limit

Economic or social reasons: No

Related documents:
- Penal Code (page 108)

WHO Guidance

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

WHO defines health for member states as a state of complete physical, mental and social well-being and not merely the absence of disease or infirmity. Safe Abortion Guidelines, § 4.2.1.5.

Source document: WHO Safe Abortion Guidance (page 103)
### Foetal impairment

| Yes |

**Related documents:**
- Termination of Pregnancy Act (page 5)
- Penal Code (page 108)
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy (page 1)

### Gestational limit

**Weeks:** 24

An abortion can be undertaken "at any time" (later than 24 weeks of gestation) if the foetus is not viable.

- Penal Code (page 108)
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy (page 1)

#### WHO Guidance

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

A woman is entitled to know the status of her pregnancy and to act on this information; health protection or social reasons can be interpreted to include distress of the pregnant woman caused by the diagnosis of fetal impairment. Prenatal tests and other medical diagnostic services cannot legally be refused because the woman may decide to terminate her pregnancy. Safe Abortion Guidelines, § 4.2.1.4.

- Source document: WHO Safe Abortion Guidance (page 103)

Laws or policies that impose time limits on the length of pregnancy may have negative consequences for women, including forcing them to seek clandestine abortions and suffer social inequities. Safe Abortion Guidelines, § 4.2.1.7.

- Source document: WHO Safe Abortion Guidance (page 103)

### Rape

| No |

**Related documents:**
- Penal Code (page 108)

#### WHO Guidance

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

The protection of women from cruel, inhuman and degrading treatment requires that those who have become pregnant as the result of coerced or forced sexual acts can lawfully access safe abortion services. Prompt, safe abortion services should be provided on the basis of a woman's complaint rather than requiring forensic evidence or police examination. Safe Abortion Guidelines, § 4.2.1.3.

- Source document: WHO Safe Abortion Guidance (page 102)

### Incest

| No |

**Related documents:**
- Penal Code (page 108)

#### WHO Guidance

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

The protection of women from cruel, inhuman and degrading treatment requires that those who have become pregnant as the result of coerced or forced sexual acts can lawfully access safe abortion services. Prompt, safe abortion services should be provided on the basis of a woman's complaint rather than requiring forensic evidence or police examination. Safe Abortion Guidelines, § 4.2.1.3.

- Source document: WHO Safe Abortion Guidance (page 102)

### Intellectual or cognitive disability of the woman

| No |

**Related documents:**
- Penal Code (page 108)

### Mental health

| Yes |

**Related documents:**
- Termination of Pregnancy Act (page 4)
- Penal Code (page 108)

### Gestational limit

**Weeks:** 12

- Penal Code (page 108)

#### WHO Guidance

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

The scope of mental health includes psychological distress or mental suffering caused by, for example, coerced or forced sexual acts and diagnosis of severe fetal impairment. Safe Abortion Guidelines, § 4.2.1.2.

- Source document: WHO Safe Abortion Guidance (page 102)

Laws or policies that impose time limits on the length of pregnancy may have negative consequences for women, including forcing them to seek clandestine abortions and suffer social inequities. Safe Abortion Guidelines, § 4.2.1.7.

- Source document: WHO Safe Abortion Guidance (page 103)
**Physical health**

<table>
<thead>
<tr>
<th>Yes</th>
</tr>
</thead>
</table>

**Related documents:**
- Termination of Pregnancy Act (page 4)
- Penal Code (page 108)

**Gestational limit**

<table>
<thead>
<tr>
<th>Weeks: 12</th>
</tr>
</thead>
</table>

**Related documents:**
- Penal Code (page 108)

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Physical health is widely understood to include conditions that aggravate pregnancy and those aggravated by pregnancy. Safe Abortion Guidelines, § 4.2.1.2.

[Safeguard document: WHO Safe Abortion Guidance (page 102)]

Laws or policies that impose time limits on the length of pregnancy may have negative consequences for women, including forcing them to seek clandestine abortions and suffer social inequities. Safe Abortion Guidelines, § 4.2.1.7.

[Safeguard document: WHO Safe Abortion Guidance (page 103)]

---

**Health**

<table>
<thead>
<tr>
<th>No</th>
</tr>
</thead>
</table>

**Related documents:**
- Termination of Pregnancy Act (page 4)
- Penal Code (page 108)

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

The fulfillment of human rights requires that women can access safe abortion when it is indicated to protect their health. WHO defines health for member states as a state of complete physical, mental and social well-being and not merely the absence of disease or infirmity. Safe Abortion Guidelines, § 4.2.1.2.

[Safeguard document: WHO Safe Abortion Guidance (page 103)]

---

**Life**

<table>
<thead>
<tr>
<th>Yes</th>
</tr>
</thead>
</table>

**Related documents:**
- Termination of Pregnancy Act (page 4)
- Penal Code (page 108)

**Gestational limit**

<table>
<thead>
<tr>
<th>Weeks: No limit specified</th>
</tr>
</thead>
</table>

**Related documents:**
- Penal Code (page 108)

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

The human right to life requires protection by law, including when pregnancy is life-threatening or a pregnant woman’s life is otherwise endangered. Both medical and social conditions can constitute life-threatening conditions. Safe Abortion Guidelines, § 4.2.1.1.

[Safeguard document: WHO Safe Abortion Guidance (page 102)]

Laws or policies that impose time limits on the length of pregnancy may have negative consequences for women, including forcing them to seek clandestine abortions and suffer social inequities. Safe Abortion Guidelines, § 4.2.1.7.

[Safeguard document: WHO Safe Abortion Guidance (page 103)]

---

**Other**

The pregnancy resulted from a crime against freedom and sexual self-determination

**Related documents:**
- Penal Code (page 108)

**Additional notes**

Abortion is permissible when the pregnancy resulted from a crime against freedom and sexual self-determination during first 16 weeks of pregnancy.
### Authorization of health professional(s)

**Yes**

**Related documents:**
- Termination of Pregnancy Act (page 3)
- Penal Code (page 109)

---

### Number and cadre of health-care professional authorizations required

1

**Doctor (Specialty Not Specified)**

The doctor authorising the abortion must be different from the doctor providing the abortion.

In cases where the unborn child will incurably suffer from a serious illness or congenital malformation, the required certification is done by a Technical Committee at the level of the health institution.

- Termination of Pregnancy Act (page 3)
- Penal Code (page 108)
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy (page 1)
- Termination of Pregnancy Act (page 3)

---

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Third-party authorization should not be required for women to obtain abortion services. The requirement for authorization by hospital authorities may violate the right to privacy and women's access to health care on the basis of equality of men and women. Safe Abortion Guidelines, § 4.2.2.2.

---

**Source document:** WHO Safe Abortion Guidance (page 105)

---

### Authorization in specially licensed facilities only

**Yes**

**Related documents:**
- Termination of Pregnancy Act (page 2)
- Penal Code (page 108)

---

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Restrictions on the range of providers or facilities that are authorized to provide abortion reduce the availability of services and their equitable geographic distribution. Safe Abortion Guidelines, § 4.2.2.4.

---

**Source document:** WHO Safe Abortion Guidance (page 106)

---

### Judicial authorization for minors

**Not specified**

When there is no explicit reference to an issue covered in the questionnaire in the relevant document(s), this is noted and no interpretation was made.

**Related documents:**
- Termination of Pregnancy Act
- Options for Interruption of Pregnancy Information Guide
- Surgical Termination of Pregnancy before 10 Weeks of Gestation
- Penal Code
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy

---

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Third-party authorization should not be required for women to obtain abortion services. Safe Abortion Guidelines, § 4.2.2.

---

**Source document:** WHO Safe Abortion Guidance (page 105)

---

### Judicial authorization in cases of rape

**Not applicable**

---

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Laws, policies and practices that restrict access to abortion information and services can deter women from care seeking and create a "chilling effect" (suppression of actions because of fear of reprisals or penalties) for the provision of safe, legal services. Examples of barriers include: requiring third-party authorization from one or more medical professionals or a hospital committee, court or police, parent or guardian or a woman’s partner or spouse. Safe Abortion Guidelines, § 4.2.2

---

**Source document:** WHO Safe Abortion Guidance (page 104)

---

### Police report required in case of rape

**Not applicable**

---

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Laws, policies and practices that restrict access to abortion information and services can deter women from care seeking and create a "chilling effect" (suppression of actions because of fear of reprisals or penalties) for the provision of safe, legal services. Examples of barriers include: requiring third-party authorization from one or more medical professionals or a hospital committee, court or police, parent or guardian or a woman’s partner or spouse. Safe Abortion Guidelines, § 4.2.2

---

**Source document:** WHO Safe Abortion Guidance (page 104)
### Parental consent required for minors

**Yes**

**Related documents:**
- Termination of Pregnancy Act (page 5)
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy (page 1)

**Can another adult consent in place of a parent?**

**Yes**

If in a situation of an emergency it is not possible to obtain consent by a parent or legal representative, the doctor shall decide conscientiously in the light of the situation and shall, whenever possible, seek the advice of another physician.

**Age where consent not needed**

16

**Related documents:**
- Options for Interruption of Pregnancy Information Guide (page 4)
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy (page 1)

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Third-party authorization should not be required for women to obtain abortion services. The requirement for authorization by parents may violate the right to privacy and women's access to health care on the basis of equality of men and women. Safe Abortion Guidelines, § 4.2.2.2.

**Source document:** WHO Safe Abortion Guidance (page 105)

### Spousal consent

**Not specified**

When there is no explicit reference to an issue covered in the questionnaire in the relevant document(s), this is noted and no interpretation was made.

**Related documents:**
- Termination of Pregnancy Act
- Options for Interruption of Pregnancy Information Guide
- Surgical Termination of Pregnancy before 10 Weeks of Gestation
- Penal Code
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Third-party authorization should not be required for women to obtain abortion services. The requirement for authorization by a spouse may violate the right to privacy and women's access to health care on the basis of equality of men and women. Safe Abortion Guidelines, § 4.2.2.2.

**Source document:** WHO Safe Abortion Guidance (page 105)

### Ultrasound images or listen to foetal heartbeat required

**Not specified**

When there is no explicit reference to an issue covered in the questionnaire in the relevant document(s), this is noted and no interpretation was made.

**Related documents:**
- Termination of Pregnancy Act
- Options for Interruption of Pregnancy Information Guide
- Surgical Termination of Pregnancy before 10 Weeks of Gestation
- Penal Code
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Regulatory, policy and programmatic barriers, one example of which is the requirement for mandatory ultrasound prior to abortion, that hinder access to and timely provision of safe abortion care should be removed. Safe Abortion Guidelines, Executive Summary, Box 7 - Recommendation.

**Source document:** WHO Safe Abortion Guidance (page 19)
### Compulsory counselling

**Related documents:**
- Termination of Pregnancy Act (page 3)
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy (page 1)

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Many women have made a decision to have an abortion before seeking care, and this decision should be respected without subjecting a woman to mandatory counselling. Provision of counselling to women who desire it should be voluntary, confidential, non-directive and by a trained person. Safe Abortion Guidelines, § 2.1.8.1.

[Source document: WHO Safe Abortion Guidance (page 46)]

**Additional notes**

Counselling includes information on (a) the conditions for carrying out any voluntary termination of pregnancy and its consequences for the health of women; (b) the conditions of support that the State and the social security institutions can give to women during pregnancy and maternity; (c) the obligation of psychological accompaniment, during the reflection period; d) the compulsory monitoring by a social worker during the period of reflection.

### Compulsory waiting period

**Related documents:**
- Termination of Pregnancy Act (page 3)
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy (page 1)

**Waiting period**

First consultation
3

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

States should consider eliminating waiting periods that are not medically required, and expanding services to serve all eligible women promptly. Safe Abortion Guidelines, § 4.2.2.6.

[Source document: WHO Safe Abortion Guidance (page 107)]

### Mandatory HIV screening test

**Not specified**

When there is no explicit reference to an issue covered in the questionnaire in the relevant document(s), this is noted and no interpretation was made.

**Related documents:**
- Termination of Pregnancy Act
- Options for Interruption of Pregnancy Information Guide
- Penal Code
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Requirements for HIV and other tests that are not clinically indicated are potential service-delivery barriers. Safe Abortion Guidelines, p 88.

[Source document: WHO Safe Abortion Guidance (page 88)]

### Other mandatory STI screening tests

**Not specified**

When there is no explicit reference to an issue covered in the questionnaire in the relevant document(s), this is noted and no interpretation was made.

**Related documents:**
- Termination of Pregnancy Act
- Options for Interruption of Pregnancy Information Guide
- Surgical Termination of Pregnancy before 10 Weeks of Gestation
- Penal Code
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Requirements for HIV and other tests that are not clinically indicated are potential service-delivery barriers. Safe Abortion Guidelines, p 88.

[Source document: WHO Safe Abortion Guidance (page 88)]
### Clinical and Service-delivery Aspects of Abortion Care

#### Prohibition of sex-selective abortion

<table>
<thead>
<tr>
<th>Information</th>
<th>Source</th>
<th>Recommendation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Related documents:</td>
<td>Options for Interruption of Pregnancy Information Guide</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Surgical Termination of Pregnancy before 10 Weeks of Gestation</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Penal Code</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy</td>
<td></td>
</tr>
</tbody>
</table>

#### Restrictions on information provided to the public

<table>
<thead>
<tr>
<th>Information</th>
<th>Source</th>
<th>Recommendation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Related documents:</td>
<td>Preventing Gender-Biased Sex Selection (page 17)</td>
<td></td>
</tr>
</tbody>
</table>

#### Restrictions on methods to detect sex of the foetus

<table>
<thead>
<tr>
<th>Information</th>
<th>Source</th>
<th>Recommendation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Related documents:</td>
<td>WHO Safe Abortion Guidance (page 107)</td>
<td></td>
</tr>
</tbody>
</table>

#### Other

<table>
<thead>
<tr>
<th>Information</th>
<th>Source</th>
<th>Recommendation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Related documents:</td>
<td>WHO Safe Abortion Guidelines (page 103)</td>
<td></td>
</tr>
</tbody>
</table>

#### National guidelines for induced abortion

<table>
<thead>
<tr>
<th>Information</th>
<th>Source</th>
<th>Recommendation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Related documents:</td>
<td>Options for Interruption of Pregnancy Information Guide (page 1)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Surgical Termination of Pregnancy before 10 Weeks of Gestation (page 1)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Medical Termination of Pregnancy (page 1)</td>
<td></td>
</tr>
</tbody>
</table>

#### WHO Guidance

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

In situations where abortion is restricted for sex selection purposes, terminating a pregnancy for this reason is likely to involve an unsafe procedure carrying high risks. Any policies or guidelines on the use of technology in obstetric and fetal medicine should take into account the need to ensure women’s access to safe abortion and other services - efforts to manage or limit sex selection should also not hamper or limit access to safe abortion services. Preventing gender-biased sex selection: an interagency statement, p 10 - Recommendation.

Source document: Preventing Gender-Biased Sex Selection (page 17)

States should refrain from limiting access to means of maintaining sexual and reproductive health, including censoring, withholding or intentionally misrepresenting health-related information.

Source document: WHO Safe Abortion Guidance (page 107)

A woman is entitled to know the status of her pregnancy and to act on this information. Prenatal tests and other medical diagnostic services cannot legally be refused because the woman may decide to terminate her pregnancy.

Source document: WHO Safe Abortion Guidance (page 103)

Standards and guidelines should be developed and updated with the intent of eliminating barriers to obtaining the highest attainable standard of sexual and reproductive health.

Source document: WHO Safe Abortion Guidance (page 75)
<table>
<thead>
<tr>
<th>Methods allowed</th>
<th>Vacuum aspiration</th>
<th>Yes (10 WEEKS)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>Options for Interruption of Pregnancy Information Guide (page 1)</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Surgical Termination of Pregnancy before 10 Weeks of Gestation (page 1)</td>
</tr>
<tr>
<td>Dilatation and evacuation</td>
<td>Not specified</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Options for Interruption of Pregnancy Information Guide</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Surgical Termination of Pregnancy before 10 Weeks of Gestation</td>
</tr>
<tr>
<td>Combination mifepristone-misoprostol</td>
<td>Yes (9 WEEKS)</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Medical Termination of Pregnancy (page 1)</td>
</tr>
<tr>
<td>Misoprostol only</td>
<td>Not specified</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Options for Interruption of Pregnancy Information Guide</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Surgical Termination of Pregnancy before 10 Weeks of Gestation</td>
</tr>
<tr>
<td>Other (where provided)</td>
<td>Dilatation and Curettage</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Options for Interruption of Pregnancy Information Guide (page 1)</td>
</tr>
</tbody>
</table>

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Vacuum aspiration is the recommended technique of surgical abortion for pregnancies of up to 12 to 14 weeks of gestation. The procedure should not be routinely completed by dilatation and sharp curettage (D&C). Safe Abortion Guidelines, Executive Summary, Box 1- Recommendation.

- Source document: WHO Safe Abortion Guidance (page 123)

Dilatation and evacuation (D&E) and medical methods (mifepristone and misoprostol; misoprostol alone) are both recommended methods for abortion for gestations over 12 to 14 weeks. Safe Abortion Guidelines, Executive Summary, Box 3- Recommendation.

- Source document: WHO Safe Abortion Guidance (page 123)

The recommended method for medical abortion is mifepristone followed by misoprostol (regimen differs by gestational age). Safe Abortion Guidelines, Executive Summary, Box 2- Recommendation.

- Source document: WHO Safe Abortion Guidance (page 13)

Where mifepristone is not available, the recommended method for medical abortion is misoprostol (regimen differs by gestational age). Safe Abortion Guidelines, Executive Summary, Box 2- Recommendation.

- Source document: WHO Safe Abortion Guidance (page 14)

<table>
<thead>
<tr>
<th>Country recognized approval (mifepristone / mifepristone-misoprostol)</th>
<th>Yes</th>
</tr>
</thead>
<tbody>
<tr>
<td>Related documents:</td>
<td>Use of Mifepristone and Misoprostol (page 1)</td>
</tr>
</tbody>
</table>

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

The combination of mifepristone and misoprostol for medical abortion is included on the WHO model list of essential medicines. Safe Abortion Guidelines, § 2.2.5

- Source document: WHO Safe Abortion Guidance (page 54)

Chemists/pharmacists can help women avoid unintended pregnancy through provision of accurate contraceptive information, pregnancy tests, contraceptive methods and referral to safe abortion services. Safe Abortion Guidelines, § 3.3.1.1.

- Source document: WHO Safe Abortion Guidance (page 13)

<table>
<thead>
<tr>
<th>Country recognized approval (misoprostol)</th>
<th>Yes, for gynaecological indications</th>
</tr>
</thead>
<tbody>
<tr>
<td>Related documents:</td>
<td>Use of Mifepristone and Misoprostol (page 1)</td>
</tr>
</tbody>
</table>

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

The combination of mifepristone and misoprostol for medical abortion is included on the WHO model list of essential medicines. Safe Abortion Guidelines, § 2.2.5

- Source document: WHO Safe Abortion Guidance (page 54)
Where can abortion services be provided

### Primary health-care centres
Not specified
- Termination of Pregnancy Act
- Options for Interruption of Pregnancy Information Guide
- Surgical Termination of Pregnancy before 10 Weeks of Gestation
- Penal Code
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy

### Secondary (district-level) health-care facilities
Not specified
- Termination of Pregnancy Act
- Options for Interruption of Pregnancy Information Guide
- Surgical Termination of Pregnancy before 10 Weeks of Gestation
- Penal Code
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy

### Specialized abortion care public facilities
Not specified
- Termination of Pregnancy Act
- Options for Interruption of Pregnancy Information Guide
- Surgical Termination of Pregnancy before 10 Weeks of Gestation
- Penal Code
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy

### Private health-care centres or clinics
Not specified
- Termination of Pregnancy Act
- Options for Interruption of Pregnancy Information Guide
- Surgical Termination of Pregnancy before 10 Weeks of Gestation
- Penal Code
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy

### NGO health-care centres or clinics
Not specified
- Termination of Pregnancy Act
- Options for Interruption of Pregnancy Information Guide
- Surgical Termination of Pregnancy before 10 Weeks of Gestation
- Penal Code
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy

### Other (if applicable)
Official or officially recognized health facility.
- Termination of Pregnancy Act
- Options for Interruption of Pregnancy Information Guide
- Surgical Termination of Pregnancy before 10 Weeks of Gestation
- Penal Code
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy

---

### WHO Guidance

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Abortion services should be available at primary-care level, with referral systems in place for all required higher-level care. Safe Abortion Guidelines, Executive Summary, Box 6-Recommendation.

- Source document: WHO Safe Abortion Guidance (page 18)

---

### National guidelines for post-abortion care

Yes, guidelines issued by the government

### Related documents:
- Options for Interruption of Pregnancy Information Guide
- Surgical Termination of Pregnancy before 10 Weeks of Gestation
- Medical Termination of Pregnancy

---

### WHO Guidance

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Standards and guidelines should be developed and updated with the intent of eliminating barriers to obtaining the highest attainable standard of sexual and reproductive health. Safe Abortion Guidelines, § 3.3. Standards and guidelines should cover: types of abortion service, where and by whom they can be provided; essential equipment, instruments, medications, supplies and facility capabilities; referral mechanisms; respect for women's informed decision-making, autonomy, confidentiality and privacy. Safe Abortion Guidelines, p. 63.

- Source document: WHO Safe Abortion Guidance (page 75)
Where can post-abortion care services be provided

<table>
<thead>
<tr>
<th>Service Type</th>
<th>Not specified</th>
</tr>
</thead>
</table>
| Primary health-care centres | • Termination of Pregnancy Act  
| | • Options for Interruption of Pregnancy Information Guide  
| | • Surgical Termination of Pregnancy before 10 Weeks of Gestation  
| | • Penal Code  
| | • Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy  
| Secondary (district-level) health-care facilities | Not specified |
| | • Termination of Pregnancy Act  
| | • Options for Interruption of Pregnancy Information Guide  
| | • Surgical Termination of Pregnancy before 10 Weeks of Gestation  
| | • Penal Code  
| | • Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy  
| Specialized abortion care public facilities | Not specified |
| | • Termination of Pregnancy Act  
| | • Options for Interruption of Pregnancy Information Guide  
| | • Surgical Termination of Pregnancy before 10 Weeks of Gestation  
| | • Penal Code  
| | • Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy  
| Private health-care centres or clinics | Not specified |
| | • Termination of Pregnancy Act  
| | • Options for Interruption of Pregnancy Information Guide  
| | • Surgical Termination of Pregnancy before 10 Weeks of Gestation  
| | • Penal Code  
| | • Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy  
| NGO health-care centres or clinics | Not specified |
| | • Termination of Pregnancy Act  
| | • Options for Interruption of Pregnancy Information Guide  
| | • Surgical Termination of Pregnancy before 10 Weeks of Gestation  
| | • Penal Code  
| | • Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy  
| Other (if applicable) |  

**Contraception included in post-abortion care**

- Yes

**Related documents:**
- Termination of Pregnancy Act (page 3 )  
- Options for Interruption of Pregnancy Information Guide (page 12 )  
- Surgical Termination of Pregnancy before 10 Weeks of Gestation (page 3 )  
- Medical Termination of Pregnancy (page 4 )  
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy (page 2 )

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

All women should receive contraceptive information and be offered counselling for and methods of post-abortion contraception, including emergency contraception, before leaving the health-care facility. Safe Abortion Guidelines § 2.3.

**Source document:** WHO Safe Abortion Guidance (page 62)
Insurance to offset end user costs

Related documents:
- Termination of Pregnancy Act
- Options for Interruption of Pregnancy Information Guide
- Surgical Termination of Pregnancy before 10 Weeks of Gestation
- Medical Termination of Pregnancy
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy

Other (if applicable)

Who can provide abortion services

Nurse
Not specified

Midwife/nurse-midwife
Not specified

Doctor (specialty not specified)
Yes

Specialist doctor, including OB/GYN
Not specified

Other (if applicable)
Under the Direction of a Doctor (Individual Not Specified)

Source document: WHO Safe Abortion Guidance (page 18)

WHO Guidance

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Financing of abortion services should take into account costs to the health system while ensuring that services are affordable and readily available to all women who need them. Safe Abortion Guidelines, Executive Summary, Box 6 - Recommendation. Abortion services should be mandated for coverage under insurance plans; women should never be denied or delayed because of the inability to pay. Safe Abortion Guidelines, § 3.6.2.

Source document: Health Worker Roles in Safe Abortion Care and Post-Abortion Contraception (page 33)
Conscientious Objection

### Public sector providers

**Referral linkages to a higher-level facility**

Not specified

- Termination of Pregnancy Act
- Options for Interruption of Pregnancy Information Guide
- Surgical Termination of Pregnancy before 10 Weeks of Gestation
- Medical Termination of Pregnancy
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy

**Availability of a specialist doctor, including OB/GYN**

Not specified

- Termination of Pregnancy Act
- Options for Interruption of Pregnancy Information Guide
- Surgical Termination of Pregnancy before 10 Weeks of Gestation
- Medical Termination of Pregnancy
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy

**Minimum number of beds**

Not specified

- Termination of Pregnancy Act
- Options for Interruption of Pregnancy Information Guide
- Surgical Termination of Pregnancy before 10 Weeks of Gestation
- Medical Termination of Pregnancy
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy

**Other (if applicable)**

- Psychological support and social assistance services for pregnant women.
  - Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy (page 2)

---

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Abortion facilities within both the public and private sectors should be available at all levels of the health system, with appropriate referral mechanisms between facilities. Safe Abortion Guidelines, § 3.3.1.

---

**Conscientious Objection**

**Related documents:**

- Termination of Pregnancy Act (page 2)
- Portugal Law on exclusion of unlawfulness in cases of voluntary termination of pregnancy (page 2)

**Individual health-care providers who have objected are required to refer the woman to another provider**

Yes

There is a requirement for no more than five days to pass between the woman’s initial abortion request and the first consultation.

- Termination of Pregnancy Act (page 2)

---

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Health-care professionals who claim conscientious objection must refer the woman to another willing and trained provider in the same, or another easily accessible health-care facility. Where referral is not possible, the health-care professional who objects, must provide safe abortion to save the woman’s life, to prevent serious injury to her health and provide urgent care when women present with complications from an unsafe or illegal abortion. Safe Abortion Guidelines, § 4.2.2.5.

---

**Additional notes**

Conscientious objection is expressed in a document signed by the objector, which must be presented, as the case may be, to the clinical director or the Director of Nursing of all health facilities where the objector provides services and in which voluntary interruption of pregnancy is practiced.
### Private sector providers

<table>
<thead>
<tr>
<th>Individual health-care providers who have objected are required to refer the woman to another provider</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
</tr>
<tr>
<td>There is a requirement for no more than five days to pass between the woman's initial abortion request and the first consultation.</td>
</tr>
<tr>
<td><em>Termination of Pregnancy Act (page 2)</em></td>
</tr>
</tbody>
</table>

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Health-care professionals who claim conscientious objection must refer the woman to another willing and trained provider in the same, or another easily accessible health-care facility. Where referral is not possible, the health-care professional who objects, must provide safe abortion to save the woman's life, to prevent serious injury to her health and provide urgent care when women present with complications from an unsafe or illegal abortion. Safe Abortion Guidelines, § 4.2.2.5.

*Source document: WHO Safe Abortion Guidance (page 106)*

#### Additional notes

Conscientious objection is expressed in a document signed by the objector, which must be presented, as the case may be, to the clinical director or the Director of Nursing of all health facilities where the objector provides services and in which voluntary interruption of pregnancy is practiced.

### Provider type not specified

<table>
<thead>
<tr>
<th>Individual health-care providers who have objected are required to refer the woman to another provider</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
</tr>
<tr>
<td>There is a requirement for no more than five days to pass between the woman's initial abortion request and the first consultation.</td>
</tr>
<tr>
<td><em>Termination of Pregnancy Act (page 2)</em></td>
</tr>
</tbody>
</table>

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Health-care professionals who claim conscientious objection must refer the woman to another willing and trained provider in the same, or another easily accessible health-care facility. Where referral is not possible, the health-care professional who objects, must provide safe abortion to save the woman’s life, to prevent serious injury to her health and provide urgent care when women present with complications from an unsafe or illegal abortion. Safe Abortion Guidelines, § 4.2.2.5.

*Source document: WHO Safe Abortion Guidance (page 106)*

#### Additional notes

Conscientious objection is expressed in a document signed by the objector, which must be presented, as the case may be, to the clinical director or the Director of Nursing of all health facilities where the objector provides services and in which voluntary interruption of pregnancy is practiced.

### Neither Type of Provider Permitted

<table>
<thead>
<tr>
<th>Individual health-care providers who have objected are required to refer the woman to another provider</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
</tr>
<tr>
<td>There is a requirement for no more than five days to pass between the woman's initial abortion request and the first consultation.</td>
</tr>
<tr>
<td><em>Termination of Pregnancy Act (page 2)</em></td>
</tr>
</tbody>
</table>

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Health-care professionals who claim conscientious objection must refer the woman to another willing and trained provider in the same, or another easily accessible health-care facility. Where referral is not possible, the health-care professional who objects, must provide safe abortion to save the woman’s life, to prevent serious injury to her health and provide urgent care when women present with complications from an unsafe or illegal abortion. Safe Abortion Guidelines, § 4.2.2.5.

*Source document: WHO Safe Abortion Guidance (page 106)*

#### Additional notes

Conscientious objection is expressed in a document signed by the objector, which must be presented, as the case may be, to the clinical director or the Director of Nursing of all health facilities where the objector provides services and in which voluntary interruption of pregnancy is practiced.
Indicators
Country specific information related to sexual and reproductive health indications. As data for the Sustainable Development Goal (SDG) indicators related to sexual and reproductive health become available, these will be provided, through periodic updates.
### Goal 1. End poverty in all its forms everywhere

<table>
<thead>
<tr>
<th>Indicator</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.1.1 Proportion of population below the international poverty line</td>
<td>No data</td>
</tr>
<tr>
<td>1.3.1 Proportion of population covered by social protection floors/systems</td>
<td>No data</td>
</tr>
<tr>
<td>1.a.2 Proportion of total government spending on essential services</td>
<td>No data</td>
</tr>
</tbody>
</table>

### Goal 3. Ensure healthy lives and promote well-being for all at all ages

<table>
<thead>
<tr>
<th>Indicator</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>3.1.1 Maternal mortality ratio</td>
<td>8 (2017)</td>
</tr>
<tr>
<td>3.1.2 Proportion of births attended by skilled health personnel</td>
<td>No data</td>
</tr>
<tr>
<td>3.7.1 Proportion of women of reproductive age (aged 15-49 years)</td>
<td>No data</td>
</tr>
<tr>
<td>3.7.2 Adolescent birth rate (aged 10-14 years; aged 15-19 years) per 1,000 women</td>
<td>9.4 (2015-2020)</td>
</tr>
<tr>
<td>3.8.2 Number of people covered by health insurance or a public health system</td>
<td>No data</td>
</tr>
</tbody>
</table>

### Goal 4. Ensure inclusive and equitable quality education and promote lifelong learning opportunities for all

<table>
<thead>
<tr>
<th>Indicator</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>4.1.1 Proportion of children and young people: (a) in grades 2/3; (b) at the end of primary; and (c) at the end of lower secondary achieving at least a minimum proficiency level in (i) reading and (ii) mathematics, by sex</td>
<td>No data</td>
</tr>
</tbody>
</table>

### Goal 5. Achieve gender equality and empower all women and girls

<table>
<thead>
<tr>
<th>Indicator</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>5.1.1 Whether or not legal frameworks are in place to promote, enforce and monitor equality and nondiscrimination on the basis of sex</td>
<td>No data</td>
</tr>
<tr>
<td>5.2.1 Proportion of ever-partnered women and girls aged 15 years and older subjected to physical, sexual or psychological violence by a current or former intimate partner in the previous 12 months, by form of violence and by age</td>
<td>No data</td>
</tr>
<tr>
<td>5.2.2 Proportion of women and girls aged 15 years and older subjected to sexual violence by persons other than an intimate partner in the previous 12 months, by age and place of occurrence</td>
<td>No data</td>
</tr>
<tr>
<td>5.3.1 Proportion of women aged 20-24 years who were married or in a union before age 15 and before age 18</td>
<td>No data</td>
</tr>
<tr>
<td>5.3.2 Proportion of girls and women aged 15-49 years who have undergone female genital mutilation/cutting, by age</td>
<td>No data</td>
</tr>
<tr>
<td>5.6.1 Proportion of women aged 15-49 years who make their own informed decisions regarding sexual relations, contraceptive use and reproductive health care</td>
<td>No data</td>
</tr>
<tr>
<td>5.6.2 Number of countries with laws and regulations that guarantee women aged 15-49 years access to sexual and reproductive health care, information and education</td>
<td>No data</td>
</tr>
<tr>
<td>5.a.1 Proportion of total agricultural population with ownership or secure rights over agricultural land, by sex; and (b) share of women among owners or rights-bearers of agricultural land, by type of tenure</td>
<td>No data</td>
</tr>
<tr>
<td>5.b.1 Proportion of individuals who own a mobile telephone, by sex</td>
<td>No data</td>
</tr>
</tbody>
</table>

### Goal 8. Promote sustained, inclusive and sustainable economic growth, full and productive employment and decent work for all

<table>
<thead>
<tr>
<th>Indicator</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>8.5.2 Unemployment rate, by sex, age and persons with disabilities</td>
<td>No data</td>
</tr>
</tbody>
</table>
Goal 10. Reduce inequality within and among countries

10.2.1 Proportion of people living below 50 per cent of median income, by age, sex and persons with disabilities

10.3.1 Proportion of the population reporting having personally felt discriminated against or harassed within the previous 12 months on the basis of a ground of discrimination prohibited under international human rights law

Goal 16. Promote peaceful and inclusive societies for sustainable development, provide access to justice for all and build effective, accountable and inclusive institutions at all levels

16.1.3 Proportion of population subjected to physical, psychological or sexual violence in the previous 12 months

16.2.2 Number of victims of human trafficking per 100,000 population, by sex, age and form of exploitation

16.2.3 Proportion of young women and men aged 18-29 years who experienced sexual violence by age 18

16.3.1 Proportion of victims of violence in the previous 12 months who reported their victimization to competent authorities or other officially recognized conflict resolution mechanisms

16.5.1 Proportion of persons who had at least one contact with a public official and who paid a bribe to a public official, or were asked for a bribe by those public officials, during the previous 12 months

16.6.1 Primary government expenditures as a proportion of original approved budget, by sector (or by budget codes or similar)

16.6.2 Proportion of the population satisfied with their last experience of public services

16.7.1 Proportions of positions (by sex, age, persons with disabilities and population groups) in public institutions (national and local legislatures, public service, and judiciary) compared to national distributions

16.9.1 Proportion of children under 5 years of age whose births have been registered with a civil authority, by age

16.10.1 Number of verified cases of killing, kidnapping, enforced disappearance, arbitrary detention and torture of journalists, associated media personnel, trade unionists and human rights advocates in the previous 12 months

16.b.1 Proportion of population reporting having personally felt discriminated against or harassed in the previous 12 months on the basis of a ground of discrimination prohibited under international human rights law

Goal 17. Strengthen the means of implementation and revitalize the Global Partnership for Sustainable Development

17.8.1 Proportion of individuals using the Internet

Additional Reproductive Health Indicators

Percentage of married women with unmet need for family planning

Percentage of births attended by trained health professional

Percentage of women aged 20-24 who gave birth before age 18

Total fertility rate

Legal marital age for women, with parental consent
<table>
<thead>
<tr>
<th>Category</th>
<th>Value</th>
<th>Year</th>
</tr>
</thead>
<tbody>
<tr>
<td>Legal marital age for women, without parental consent</td>
<td>18</td>
<td>2009-2017</td>
</tr>
<tr>
<td>Gender Inequalities Index (Value)</td>
<td>0.09</td>
<td>2017</td>
</tr>
<tr>
<td>Gender Inequalities Index (Rank)</td>
<td>19</td>
<td>2017</td>
</tr>
<tr>
<td>Mandatory paid maternity leave</td>
<td>yes</td>
<td>2020</td>
</tr>
<tr>
<td>Median age</td>
<td>46.2</td>
<td>2020</td>
</tr>
<tr>
<td>Population, urban (%)</td>
<td>65.211</td>
<td>2018</td>
</tr>
<tr>
<td>Percentage of secondary school completion rate for girls</td>
<td>0.99</td>
<td>2013</td>
</tr>
<tr>
<td>Gender parity in secondary education</td>
<td>0.973</td>
<td>2016</td>
</tr>
<tr>
<td>Percentage of women in non-agricultural employment</td>
<td>49.8</td>
<td>2013</td>
</tr>
<tr>
<td>Proportion of seats in parliament held by women</td>
<td>34.8</td>
<td>2017</td>
</tr>
<tr>
<td>Sex ratio at birth (male to female births)</td>
<td>1.06</td>
<td>2018</td>
</tr>
</tbody>
</table>