

NCP Annual Reporting Questionnaire 2024

Survey response 1

A. Contact information

Please indicate your country:
Brazil
Please provide the names, titles and contact information of all the people to be included in the contacts list on the ONE Community. If relevant, list the NCP's primary contact first.
Names, job titles and emails of all people to be included:
Marcio Luiz de Freitas Naves de Lima - Under Secretary Of Foreign Investments (NCP Brazil Coordinator) - Marcio.Lima@mdic.gov.br
Renato Rezende de Campos Souza - General Coordinator - renato.campos@mdic.gov.br
Felipe Cabral Bastos - Head of Division of Specific Instances - felipe.bastos@mdic.gov.br
Alessandra Tavares Mourão - Technical and administrative support - alessandra.mourao@mdic.gov.br

B. Institutional arrangements - (a) Structure, location and composition of the NCP

1. What is the structure of the NCP?
Inter agency
1. What is the structure of the NCP? [Other]
1a. Did the structure of the NCP change in 2024? If yes, please provide details in the comment box.
No
1a. Did the structure of the NCP change in 2024? If yes, please provide details in the comment box. [Comment]
2. Who are the staff of the NCP? Please describe the functions of the NCP staff.
The NCP Brazil Secretariat is made up of the following components: Marcio Luiz de Freitas Naves de Lima - Under Secretary Of Foreign Investments (NCP Brazil Coordinator) - Marcio.Lima@mdic.gov.br Renato Rezende de Campos Souza - General Coordinator - renato.campos@mdic.gov.br Felipe Cabral Bastos - Head of Division of Specific Instances - felipe.bastos@mdic.gov.br Alessandra Tavares Mourão - Technical and administrative support - alessandra.mourao@mdic.gov.br
3. Please select all groups represented in the NCP structure (excluding advisory body), and list the members. [Business]
No
3. Please select all groups represented in the NCP structure (excluding advisory body), and list the members. [Business][Comment]
3. Please select all groups represented in the NCP structure (excluding advisory body), and list the members. [Trade unions]
No

3. Please select all groups represented in the NCP structure (excluding advisory body), and list the members. [Trade unions][Comment]
3. Please select all groups represented in the NCP structure (excluding advisory body), and list the members. [Civil society]
No
3. Please select all groups represented in the NCP structure (excluding advisory body), and list the members. [Civil society][Comment]
3. Please select all groups represented in the NCP structure (excluding advisory body), and list the members. [Government (include ministry/department/agency they represent)]
Yes
3. Please select all groups represented in the NCP structure (excluding advisory body), and list the members. [Government (include ministry/department/agency they represent)][Comment]
I - two from the Ministry of Development, Industry, Commerce and Services (one from the Executive Secretariat of the Chamber of Foreign Commerce, who coordinate it, and other from the Secretariat for Green Economy, Decarbonization and Bioindustry); II one from the Federal Attorney General's Office; III - one from the Central Bank of Brazil; III - one from the Civil House of the Presidency of the Republic IV - one from the Comptroller General of the Union; V - one from the Ministry of Agriculture and Livestock; VI - one from the Ministry of Justice and Public Security; VII - one from the Ministry of Environment and Climate Change; VIII - one from the Ministry of Mines and Energy; IX - one from the Ministry of Human Rights; X - one from the Ministry of Foreign Affairs XI - one from the Ministry of Labor and Employment.
3. Please select all groups represented in the NCP structure (excluding advisory body), and list the members. [Other NCP members]
No
3. Please select all groups represented in the NCP structure (excluding advisory body), and list the members. [Other NCP members][Comment]
4. Does the NCP have a secretariat?
Yes
4. (Continued) If the NCP has a Secretariat, in which ministry or agency is the Secretariat located?
Investment or trade agency
4. (Continued) If the NCP has a Secretariat, in which ministry or agency is the Secretariat located? [Other]
4. (Continued) If the NCP has a Secretariat, in which department of the ministry or agency is the Secretariat located?
PCN Brasil is located at the Subsecretariat of Foreign Investments (SINVE) of the Executive Secretariat of the Chamber of Foreign Commerce (SE-CAMEX) of the Ministry of Development, Industry, Commerce and Services (MDIC)
4. (Continued) If the NCP has a Secretariat, did the location of the Secretariat change in 2024?
No
5. Has the NCP been established through a legislative, regulatory or administrative instrument (e.g. a statute, a decree, a ministerial decision)? If yes, please provide the name and date of this instrument, and a link if available, in the comments box. If no link is available, you may upload as an annex.
Decree, order or similar
5. Has the NCP been established through a legislative, regulatory or administrative instrument (e.g. a statute, a decree, a ministerial decision)? If yes, please provide the name and date of this instrument, and a link if available, in the comments box. If no link is available, you may upload as an annex. [Comment]
The NCP Brazil has been established through a decree. Its structure was revised by Decree No. 11,523, of May 10, 2023, which updated Decree No. 11,105, of June 27, 2022.
https://www.in.gov.br/web/dou/-/decreto-n-11.523-de-10-de-maio-de-2023-482404227
https://www.in.gov.br/web/dou/-/decreto-n-11.105-de-27-de-junho-de-2022-410690738

Additional comments on the section Structure, location and composition of the NCP:

The Brazilian NCP is an Interministerial Working Group and, until the end of 2022, was linked to the Ministry of Economy. At the end of 2022, there was a presidential election in Brazil which have repercussions on changes in the structure of the Ministries that compose the NCP, including the fact that, nowadays, the NCP is linked to the Ministry of Development, Industry, Commerce and Services.

It is composed of representatives of the following bodies and entities:

I - two from the Ministry of Development, Industry, Commerce and Services (one from the Executive Secretariat of the Chamber of Foreign Commerce, who coordinate it, and other from the Secretariat for Green Economy, Decarbonization and Bioindustry);

II - one from the Federal Attorney General's Office;

III - one from the Central Bank of Brazil;

IV - one from the Civil House of the Presidency of the Republic

V - one from the Comptroller General of the Union;

VI - one from the Ministry of Agriculture and Livestock;

VII - one from the Ministry of Justice and Public Security;

VIII - one from the Ministry of Environment and Climate Change;

IX - one from the Ministry of Mines and Energy;

X - one from the Ministry of Human Rights;

XI - one from the Ministry of Foreign Affairs

XII - one from the Ministry of Labor and Employment.

The NCP is responsible for:

I - to disseminate the OECD (Organization for Economic Co-operation and Development) Guidelines for Multinational Enterprises and resolve doubts about their implementation;

II - to act as a non-judicial mechanism for resolving disputes between individuals or legal entities governed by private law in allegations of non-compliance with the OECD (Organization for Economic Co-operation and Development) Guidelines for Multinational Enterprises;

III - to coordinate and ensure the coherence of responsible business conduct policies; and

IV - to follow the OECD (Organization for Economic Co-operation and Development) discussions on the implementation of the OECD (Organization for Economic Cooperation and Development) Guidelines for Multinational Enterprises and complementary negotiations.

B. Institutional arrangements - (b) Advisory body

6. Does the NCP have one or several advisory bodies?

No

6. (continued) Was the advisory body added/modified in 2024? Please describe. [Comment]

6. (Continued) If the NCP has several advisory bodies, please specify.

6. (Continued) If yes, please describe the advisory body(ies)' functions. [Advising on promotion]

N/A

6. (Continued) If yes, please describe the advisory body(ies)' functions. [Advising on specific instance handling in general]

N/A

6. (Continued) If yes, please describe the advisory body(ies)' functions. [Advising on individual specific instances]

N/A

6. (Continued) If yes, please describe the advisory body(ies)' functions. [Providing oversight]

N/A

6. (Continued) Did the advisory body(ies) contain representatives from the following groups? Please select all that apply and list the members from each group in the adjacent comment box. [Business]

N/A

6. (Continued) Did the advisory body(ies) contain representatives from the following groups? Please select all that apply and list the members from each group in the adjacent comment box. [Trade unions]

N/A

6. (Continued) Did the advisory body(ies) contain representatives from the following groups? Please select all that apply and list the members from each group in the adjacent comment box. [Civil society]
N/A
6. (Continued) Did the advisory body(ies) contain representatives from the following groups? Please select all that apply and list the members from each group in the adjacent comment box. [Government]
N/A
7. If an advisory body provides oversight, please describe the oversight procedure:
Additional comments on the section Advisory body(ies):
The Brazilian NCP is working for the establishment of an Advisory Body, according to the INTEGRAR Plan.

B. Institutional arrangements - (c) Human and financial resources

8. Does the NCP have dedicated full-time staff members?
Yes
8. (Continued) Please indicate the number of full-time staff members:
3
9. Does the NCP have dedicated part-time staff members?
Yes
9. (Continued) Please indicate the number of part-time staff members:
1
9. (Continued) Please indicate the percentage of time spent on NCP matters for each part-time staff member:
Part-time staff 1: 30% of time on NCP function
10.1 Have any full-time staff members joined the NCP during the year?
Yes
10.1 (Continued) Please indicate how many full-time staff members joined the NCP during the year:
1
10.2 Have any part-time staff members joined the NCP during the year?
No
11.1 Have any full-time staff members left the NCP during the year?
Yes
11.1 (Continued) Please indicate how many full-time staff members left the NCP during the year:
1
11.2 Have any part-time staff members left the NCP during the year?
No
12. Did the NCP have a dedicated budget this year?
No
12. (Continued) If no, were financial resources for promotional activities allocated on an ad hoc basis when requested by the NCP?
Yes
12. (Continued) If no, were financial resources for specific instances allocated on an ad hoc basis when requested by the NCP? Please select N/A (Not Applicable) if the NCP did not handle specific instances this year.
Yes

13. During the year, did the human and financial resources available to the NCP allow it to: Please select "N/A" if the response was not relevant to the NCP's work in 2024 (e.g. if the NCP did not handle specific instances). [Handle specific instances in an efficient and timely manner]
No
13. During the year, did the human and financial resources available to the NCP allow it to: Please select "N/A" if the response was not relevant to the NCP's work in 2024 (e.g. if the NCP did not handle specific instances). [Conduct promotion (organise events, produce materials, etc.)]
Yes
13. During the year, did the human and financial resources available to the NCP allow it to: Please select "N/A" if the response was not relevant to the NCP's work in 2024 (e.g. if the NCP did not handle specific instances). [Provide support to efforts by their government to develop, implement, and foster coherence of policies to promote RBC]
Yes
13. During the year, did the human and financial resources available to the NCP allow it to: Please select "N/A" if the response was not relevant to the NCP's work in 2024 (e.g. if the NCP did not handle specific instances). [Attend NCP meetings at the OECD]
No
13. During the year, did the human and financial resources available to the NCP allow it to: Please select "N/A" if the response was not relevant to the NCP's work in 2024 (e.g. if the NCP did not handle specific instances). [Attend events organised by other NCPs]
No
13. During the year, did the human and financial resources available to the NCP allow it to: Please select "N/A" if the response was not relevant to the NCP's work in 2024 (e.g. if the NCP did not handle specific instances). [Attend events organised by stakeholders]
Yes
13. During the year, did the human and financial resources available to the NCP allow it to: Please select "N/A" if the response was not relevant to the NCP's work in 2024 (e.g. if the NCP did not handle specific instances). [Attend events organised by other government entities]
Yes
13. During the year, did the human and financial resources available to the NCP allow it to: Please select "N/A" if the response was not relevant to the NCP's work in 2024 (e.g. if the NCP did not handle specific instances). [Cover professional mediator fees or in-house mediator fees]
N/A
13. During the year, did the human and financial resources available to the NCP allow it to: Please select "N/A" if the response was not relevant to the NCP's work in 2024 (e.g. if the NCP did not handle specific instances). [Conduct fact-finding research into specific instances]
N/A
13. (Continued) If you have answered "no" to any of the above, please specify:
The change in the composition of the NCP secretariat team impacted the progress of NCP Brazil activities.
Additional comments on the section Human and financial resources:
As the Brazilian NCP is part of the Ministry of Development, Industry, Commerce and Services (MDIC), in 2024, it used the human and financial resources available.

B. Institutional arrangements - (d) Reporting

14. Does the NCP report to the executive on its activities?
Yes
14. (Continued) If yes, how often?
Less than once a year
15. Does the NCP report to the legislative body on its activities?
No

16. Please indicate any other relevant transparency requirement(s) (e.g. access to information or disclosure laws) applicable to the NCP in your country:

Federal law governing access to information: http://www.planalto.gov.br/ccivil_03/_ato2011-2014/2011/lei/l12527.htm

Additional comments on the section Reporting:

The Brazilian NCP submits its report to the Investment Committee regularly during the past few years. These reports are published on the NCP's webpage since 2013. The NCP does not report to Parliament. The NCP also reports at domestic level within the Ministry of Development, Industry, Commerce and Services (MDIC).

The National Committee on Investment of the Board of Foreign Trade and Investment of the MDIC, also known as CONINV, acts as the NCP's oversight body.

C. Information and promotion - (a) Website

17. Does the NCP have a website?

Yes

17. (Continued) If yes, please provide the link:

<https://www.gov.br/mdic/pt-br/assuntos/camex/pcn>

17. (continued) Was the website created/renovated this year?

The NCP website was not created/renovated in 2024.

18.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [The text of the Guidelines]

Yes

18.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [A description of the Guidelines]

Yes

18.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [The OECD Due Diligence Guidance Documents]

Yes

18.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [Explanatory text about due diligence]

Yes

18.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [OECD Recommendation on the Role of Government in Promoting Responsible Business Conduct]

No

18.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [Ministerial Declaration on Promoting and Enabling Responsible Business Conduct in the Global Economy]

No

18.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [Information on the NCP and its mandate]

Yes

18.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [The NCP Annual Report submitted to the OECD]

Yes

18.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [The NCP's Report to the executive and/or legislative (if applicable)]

Yes

18.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [The NCP's peer review report (if applicable)]

Yes

18.2 Are the following items available on the NCP website? Information about specific instances [Information on how to submit a specific instance]
Yes
18.2 Are the following items available on the NCP website? Information about specific instances [An online form to submit a specific instance]
Yes
18.2 Are the following items available on the NCP website? Information about specific instances [The NCP's case-handling procedures]
Yes
18.2 Are the following items available on the NCP website? Information about specific instances [All final statements since 2011]
Yes
18.3 Are the following items available on the NCP website? Information on promotional activities: [The NCP's promotional plan]
Yes
18.3 Are the following items available on the NCP website? Information on promotional activities: [Information on upcoming events promoting the Guidelines]
No
18.3 Are the following items available on the NCP website? Information on promotional activities: [Information on past events promoting the Guidelines]
Yes
18.4 Are the following items available on the NCP website? Contact information: [Information on how to make an enquiry to the NCP]
Yes
18.4 Are the following items available on the NCP website? Contact information: [A phone number to reach the NCP directly]
Yes
18.4 Are the following items available on the NCP website? Contact information: [An email address to reach the NCP directly]
Yes
Additional comments on the section NCP website:

C. Information and promotion - (b) Promotion*

19. Does the NCP have a promotional plan for the coming year(s)? If yes and it is public, please provide a link in the comments box.
Yes
19. Does the NCP have a promotional plan for the coming year(s)? If yes and it is public, please provide a link in the comments box. [Comment]
https://www.gov.br/mdic/pt-br/assuntos/camex/pcn/plano-de-trabalho-integrar.pdf
20. Did the NCP organise or co-organise events to promote the Guidelines and/or the NCP during the year? If yes, please also provide details in the NCP Reporting Questionnaire Annex document that will be uploaded at the end of the questionnaire.
Yes
21. Did the NCP make a presentation to promote the Guidelines and/or the NCP in events organised by others? If yes, please also provide details in the NCP Reporting Questionnaire Annex document that will be uploaded at the end of the questionnaire.
Yes
22. Did the NCP make use of social media to communicate on NCP promotional activities during the year?
No
22. (Continued) If yes, please list the accounts from which the NCP posts.

23. Did the NCP produce other materials to promote the Guidelines and/or the NCP during the year (includes: flyers, brochures, email campaigns, newsletters, videos, etc.)? If yes, please provide details in table 3 in Annex 1.
No
24. Did the NCP hold a stakeholder meeting during the year?
No
25. Did the NCP promote the Guidelines among the business community during the year?
Yes
26. Did the NCP carry out any training on the Guidelines aimed at businesses during the year?
No
27. Did the NCP promote the Guidelines among NGOs during the year?
No
28. Did the NCP promote the Guidelines among trade unions during the year?
No
29. Did the NCP focus on any of the following during promotional activities during the year: [OECD Due Diligence Guidance for Responsible Business Conduct]
Yes
29. Did the NCP focus on any of the following during promotional activities during the year: [OECD Due Diligence Guidance for Responsible Supply Chains in the Garment and Footwear Sector]
No
29. Did the NCP focus on any of the following during promotional activities during the year: [Due Diligence for Responsible Corporate Lending and Securities Underwriting and/or Responsible Business Conduct for Institutional Investors and/or Responsible Business Conduct Due Diligence for Project and Asset Finance Transactions]
No
29. Did the NCP focus on any of the following during promotional activities during the year: [OECD Due Diligence Guidance for Responsible Supply Chains of Minerals from Conflict-Affected and High-Risk Areas]
No
29. Did the NCP focus on any of the following during promotional activities during the year: [OECD Due Diligence Guidance for Meaningful Stakeholder Engagement in the Extractive Sector]
No
29. Did the NCP focus on any of the following during promotional activities during the year: [OECD-FAO Guidance for Responsible Agricultural Supply Chains]
No
29. Did the NCP focus on any of the following during promotional activities during the year: [OECD-FAO Business Handbook on Deforestation and Due Diligence in Agricultural Supply Chains]
No
Additional comments on the section Promotional activities:
The PCN Brazil is developing a handbook on the new OECD Guidelines for better dissemination among interested parties in the country (private sector, unions, NGOs, academia, civil society, among others).

D. Specific Instances - (a) NCP case-handling procedures for specific instances

30. Does the NCP have case-handling procedures?
Yes
31. Are the case-handling procedures available online?
Yes
31. (Continued) If yes, please provide a link in the text box.
https://www.gov.br/mdic/pt-br/assuntos/camex/pcn/copy_of_Manualdeprocedimentosversofinal.07.08.24.pdf

31. (continued) If no, please upload a copy of the case-handling procedures in the Additional Materials section at the end of the online questionnaire.
32. Were the NCP's case-handling procedures modified this year?
Yes
32. (continued) If yes, are they aligned with the 2023 version of the Guidelines?
Yes
32. (continued) If yes, were stakeholders consulted?
Yes
32. (continued) If no, what are the NCP's plans to update its case-handling procedures in alignment with the 2023 version of the Guidelines? Please indicate estimated completion date and provide relevant details in the comments box. [Comment]
Additional comments on the section Case-handling procedures:
The revision of the Case-handling procedures is the result of the work of the consultancy hired by NCP Brazil, which considered, in addition to updating the Guidelines, the recommendations contained in the PCN Brazil Peer Review Report, in addition to the contributions of OECD representatives.

D. Specific Instances - (b) Specific instances in practice

33. Has the NCP ever received a specific instance?
Yes
33. (continued) If yes, how many years ago did the NCP receive its most recent specific instance?
1-5 years ago
34. Does the NCP request feedback from the parties on the procedure following the conclusion of a specific instance? Please select N/A if the NCP has never received a specific instance
No
35. Has the NCP staff undergone training in dispute resolution or problem solving during the year (e.g. mediation)? If yes, please provide details in the comments box.
No
35. Has the NCP staff undergone training in dispute resolution or problem solving during the year (e.g. mediation)? If yes, please provide details in the comments box. [Comment]
36. Did the NCP conduct mediation this year?
No
Additional comments on the section Specific instances in practice:
The new case-handling procedures provides for request feedback from the parties on the procedure following the conclusion of a specific instance.

D. Specific Instances - (c) Reporting specific instances

37. Did the NCP receive new specific instance submissions during the year? If yes, please also provide details in the NCP Reporting Questionnaire Annex document that will be uploaded at the end of the questionnaire.
No
38. Did the NCP close specific instances during the year? If yes, please also provide details in the NCP Reporting Questionnaire Annex document that will be uploaded at the end of the questionnaire.
Yes

39. Of the specific instances that were already in progress at the start of the year, are there any that are still ongoing at the end of the year? If yes, please also provide details in the NCP Reporting Questionnaire Annex document that will be uploaded at the end of the questionnaire. Select N/A if no specific instances were in progress at the start of the year.
Yes
40. Did the NCP follow up on a case during the year? If yes, please also provide details in the NCP Reporting Questionnaire Annex document that will be uploaded at the end of the questionnaire. Select N/A if no specific instances were concluded before the start of the year.
Yes
41. Is the OECD database of specific instances accurate and up to date with regard to cases handled by the NCP? Select N/A if the NCP has never received a specific instance.
No
41. (Continued) Please provide details (missing cases, out of date entries, broken links, etc.) in the box below:
There are out of date entries.
42. Did the NCP submit keywords to be included in all specific instances available in the OECD case database? If not, please submit a keyword reporting form for each public specific instance.
No
Additional comments on the section Reporting specific instances:

E. Peer learning and peer reviews

43. Did the NCP take part in the following activities with other NCPs during the year: [Host a peer learning activity]
No
43. Did the NCP take part in the following activities with other NCPs during the year: [Participate in peer learning activities hosted by other NCPs]
No
43. Did the NCP take part in the following activities with other NCPs during the year: [Co-operate with other NCPs in handling specific instances]
Yes
43. Did the NCP take part in the following activities with other NCPs during the year: [Provide mentoring/capacity building to another NCP]
No
43. Did the NCP take part in the following activities with other NCPs during the year: [Participate in/host a meeting of regional networks of NCPs (excluding during the NCP meetings at the OECD)]
No
44. Is the NCP interested in hosting an NCP learning/experience-sharing event in 2025?
No
44. Is the NCP interested in hosting an NCP learning/experience-sharing event in 2025? [Comment]
45. Which topic would the NCP consider to be a priority to cover in a peer learning event?
NCP case-handling procedures, questions about confidentiality, disclosure and transparency of information.
46. Is the NCP interested in participating in developing tools for use by NCPs?
No
47. Did the NCP act as a peer reviewer during a peer review onsite visit in 2024?
No
48. Did the NCP undergo a peer review (onsite visit) in 2024?
No

48. (continued) If yes, please specify the date on which the onsite visit began.

Additional comments on the section Peer-learning and peer reviews:

F. Support for government policies to promote RBC* - (a) Promotional work

49. In 2024, did the NCP promote the Guidelines and/or the OECD due diligence guidance instruments among: [Trade and investment promotion agencies (or other government entity in charge of trade and investment support)]

Yes

49. In 2024, did the NCP promote the Guidelines and/or the OECD due diligence guidance instruments among: [Embassies abroad]

No

49. In 2024, did the NCP promote the Guidelines and/or the OECD due diligence guidance instruments among: [Other relevant government agencies]

Yes

50. Did the NCP promote the Recommendation on the Role of Government in Promoting RBC among relevant government officials during the year?

Yes

50. Did the NCP promote the Recommendation on the Role of Government in Promoting RBC among relevant government officials during the year? [Comment]

51. Did the NCP carry out any activity to promote its role and mandate with other relevant government agencies during the year?

Yes

51. Did the NCP carry out any activity to promote its role and mandate with other relevant government agencies during the year? [Comment]

Additional comments on the section Promotional work for policy coherence:

During this year, the NCP Brazil has been working on different fronts to promote policy coherence, such as:

- a) Revalidation of the RBC Action Plan (PACER) and action to implement its recommendations for improving RBC policies in Brazil;
- b) Preparation, negotiation and approval within the scope of SGT 12 - Mercosur Investment Working Subgroup, of a GMC Recommendation proposal for the harmonization, integration and development of regional policies and practices of Responsible Business Conduct - CER among the countries of the Bloc. Among these initiatives, the Mercosur CER Guidelines stand out.
- c) Support and monitoring of the implementation of the Sustainable Work Program, an initiative of the Ministry of Labor and Employment;
- d) Support and monitoring of the Pact for the adoption of good labor practices and the guarantee of decent work in the wine and coffee value chains;
- e) Support and monitoring of the Pact for the Eradication of Slavery-Like Labor in Brazil, in partnership with the Ministry of Human Rights and Citizenship and the Ministry of Labor and Employment;
- f) Participation in the Pro-Ethics Committee, coordinated by the Comptroller General of the Union (CGU) and currently composed of representatives from the Ministry of Development, Industry, Commerce and Services (MDIC) and nine other institutions. Pro-Ethics is an important initiative resulting from the joint efforts of the public and private sectors to promote a more honest, ethical and transparent corporate environment in the country.

F. Support for government policies to promote RBC - (b) Engagement with relevant officials

52. Is the NCP involved in any intergovernmental coordination mechanism regarding policy areas covered by the Guidelines and/or relevant for RBC? If yes, please provide a short description of these mechanisms and the NCP's participation therein.

Yes

52. Is the NCP involved in any intergovernmental coordination mechanism regarding policy areas covered by the Guidelines and/or relevant for RBC? If yes, please provide a short description of these mechanisms and the NCP's participation therein. [Comment]
Preparation, negotiation and approval within the scope of SGT 12 - Mercosur Investment Working Subgroup, of a GMC Recommendation proposal for the harmonization, integration and development of regional policies and practices of Responsible Business Conduct - RBC among the countries of the Bloc. Among these initiatives, the Mercosur RBC Guidelines stand out.
53. Does the NCP coordinate its action / cooperation with other state-based non-judicial grievance mechanisms? If yes, please explain how.
No
53. Does the NCP coordinate its action / cooperation with other state-based non-judicial grievance mechanisms? If yes, please explain how. [Comment]
54. Did the NCP share statements, data and other insights with: [Officials responsible for public procurement]
No
54. Did the NCP share statements, data and other insights with: [Officials responsible for public procurement][Comment]
54. Did the NCP share statements, data and other insights with: [Officials responsible for trade and investment support (including trade missions)]
Yes
54. Did the NCP share statements, data and other insights with: [Officials responsible for trade and investment support (including trade missions)][Comment]
Since the PCN Brazil is supervised by the National Investment Committee (Coninv), a collegiate body that is part of the Foreign Trade Chamber (Camex), information is passed on whenever relevant.
54. Did the NCP share statements, data and other insights with: [Officials responsible for SOEs]
No
54. Did the NCP share statements, data and other insights with: [Officials responsible for SOEs][Comment]
54. Did the NCP share statements, data and other insights with: [Officials in relevant government agencies (including other state-based non-judicial grievance mechanisms)]
Yes
54. Did the NCP share statements, data and other insights with: [Officials in relevant government agencies (including other state-based non-judicial grievance mechanisms)][Comment]
Since the PCN Brazil is a working group formed by different Ministries, the relevant documents are shared and worked on with its members.
55. Did the NCP inform officials responsible for reviewing eligibility for government support and services* of companies' involvement/engagement in specific instances? *(e.g. such as trade advocacy, economic diplomacy, or other benefits)
No
55. Did the NCP inform officials responsible for reviewing eligibility for government support and services* of companies' involvement/engagement in specific instances? *(e.g. such as trade advocacy, economic diplomacy, or other benefits) [Comment]
56. To what extent has the NCP engaged or exchanged with public procurement officials/practitioners, trade and investment officials, or SOEs officials? [As part of a public procurement process]
No
56. To what extent has the NCP engaged or exchanged with public procurement officials/practitioners, trade and investment officials, or SOEs officials? [As part of a public procurement process][Comment]
56. To what extent has the NCP engaged or exchanged with public procurement officials/practitioners, trade and investment officials, or SOEs officials? [As part of dedicated events or training]
No

56. To what extent has the NCP engaged or exchanged with public procurement officials/practitioners, trade and investment officials, or SOEs officials? [As part of dedicated events or training][Comment]
56. To what extent has the NCP engaged or exchanged with public procurement officials/practitioners, trade and investment officials, or SOEs officials? [Other]
No
56. To what extent has the NCP engaged or exchanged with public procurement officials/practitioners, trade and investment officials, or SOEs officials? [Other][Comment]
56. To what extent has the NCP engaged or exchanged with public procurement officials/practitioners, trade and investment officials, or SOEs officials? [N/A: the NCP has not engaged or exchanged with officials/practitioners in this context]
Yes
56. To what extent has the NCP engaged or exchanged with public procurement officials/practitioners, trade and investment officials, or SOEs officials? [N/A: the NCP has not engaged or exchanged with officials/practitioners in this context][Comment]
57. Please identify any specific initiatives/good practices in your country, involving RBC and other policy areas like public procurement, trade and investment, and/or SOEs.
We can mention the negotiations in Mercosur on the Guidelines for Responsible Business Conduct (RBC) in the bloc. The PCN Brazil advocates expanding the dissemination of best practices within Mercosur in order to prepare countries and their companies for the regulatory requirements related to the various RBC matters.
58. Please include any other examples of policy coherence activities:
RBC Action Plan update, which involved coordination with various government sectors.
Additional comments on Engagement with relevant officials

F. Support for government policies to promote RBC - (c) RBC policy landscape and the role of the NCP

59. Does the NCP follow and/or provide input, or is the NCP consulted, on policy or regulatory developments to promote RBC? If yes, please provide a short explanation of how this is done in practice.
Yes
59. Does the NCP follow and/or provide input, or is the NCP consulted, on policy or regulatory developments to promote RBC? If yes, please provide a short explanation of how this is done in practice. [Comment]
One example we can cite was the participation of the NCP in the Interministerial Working Group of the Ministry of Human Rights and Citizenship for the construction of the National Policy on Human Rights and Business;
60. Have the Guidelines and/or the OECD due diligence instruments and/or the Recommendation on the Role of Government in Promoting RBC been referred to in national legislation/regulations/policies/economic agreements adopted during the year? (e.g. on responsible business conduct; non-financial reporting, export credits, public procurement, trade and investment) [The Guidelines]
Yes
60. Have the Guidelines and/or the OECD due diligence instruments and/or the Recommendation on the Role of Government in Promoting RBC been referred to in national legislation/regulations/policies/economic agreements adopted during the year? (e.g. on responsible business conduct; non-financial reporting, export credits, public procurement, trade and investment) [The OECD due diligence instruments]
No
60. Have the Guidelines and/or the OECD due diligence instruments and/or the Recommendation on the Role of Government in Promoting RBC been referred to in national legislation/regulations/policies/economic agreements adopted during the year? (e.g. on responsible business conduct; non-financial reporting, export credits, public procurement, trade and investment) [The Recommendation on the Role of Government in Promoting RBC]
No

60. Have the Guidelines and/or the OECD due diligence instruments and/or the Recommendation on the Role of Government in Promoting RBC been referred to in national legislation/regulations/policies/economic agreements adopted during the year? (e.g. on responsible business conduct; non-financial reporting, export credits, public procurement, trade and investment) [Relevant national legislation/regulations/policies/economic agreements were adopted during the year but did not include reference to the above.]
No
60. Have the Guidelines and/or the OECD due diligence instruments and/or the Recommendation on the Role of Government in Promoting RBC been referred to in national legislation/regulations/policies/economic agreements adopted during the year? (e.g. on responsible business conduct; non-financial reporting, export credits, public procurement, trade and investment) [N/A: no relevant national legislation/regulations/policies/economic agreements were adopted during the year.]
No
60. (Continued) Please provide a short summary and a link to the legislation/regulation/policies/economic agreement. If a link is not available, please upload a copy of the legislation at the end of the questionnaire, on the "Additional materials" page.
<p>Among the government agreements adopted in 2024 in which the Guidelines were a reference, we can mention the one concluded in February, between Brazil and 121 other countries. The investment facilitation agreement aims, among other things, to promote responsible business conduct in international operations.</p> <p>Here is a link to an article on this subject: https://www.gov.br/mdic/pt-br/assuntos/noticias/2024/fevereiro/brasil-e-outros-121-paises-fecham-acordo-para-aumentar-investimentos-estrangeiros</p> <p>We can also mention the Joint Declaration celebrating the 22nd Plenary of the Brazil-US Commercial Dialogue, held in September 2024. This Commercial Dialogue is committed to increasing bilateral trade and investment. Among the main results of these actions are the discussions on Responsible Business Conduct. It is worth highlighting the Webinar held in March 2024 on Responsible Business Conduct. Among the priorities for the next plenary are exchanges with stakeholders and government experts on best practices for governments to support workers and encourage the private sector to adopt responsible business conduct.</p> <p>Here is a link to an article on this subject: https://www.gov.br/mdic/pt-br/assuntos/noticias/2024/setembro/declaracao-conjunta-sobre-a-22a-plenaria-do-dialogo-comercial-brasil-eua</p>
60. (continued) Was the NCP involved in and/or consulted during the development of the legislation/regulation/policies/economic agreement?
Yes
60. (continued) Does the legislation/regulation/policy/economic agreement make reference to the NCP/give a role to the NCP in its implementation? If yes, please provide details in the comments box.
No
60. (continued) Does the legislation/regulation/policy/economic agreement make reference to the NCP/give a role to the NCP in its implementation? If yes, please provide details in the comments box. [Comment]
61. Did your country adopt a National Action Plan (NAP) on Business and Human Rights or Responsible Business Conduct in 2024.
No
61. (Continued) Please indicate the scope of the National Action Plan: [NAP on Business and Human Rights]
N/A
61. (Continued) Please indicate the scope of the National Action Plan: [NAP on Responsible Business Conduct]
N/A
61. (Continued) Please provide a link to the NAP on Responsible Business Conduct: If a link is not available, please upload a copy of the legislation at the end of the questionnaire, on the "Additional materials" page.
61. (Continued) Did the NAP on Responsible Business Conduct make reference to: [The Guidelines?]
61. (Continued) Did the NAP on Responsible Business Conduct make reference to: [The NCP?]
61. (Continued) Did the NAP on Responsible Business Conduct make reference to: [The OECD due diligence instruments?]

61. (Continued) Did the NAP on Responsible Business Conduct make reference to: [The Recommendation on the Role of Government in Promoting RBC?]
61. (Continued) Please provide a link to the NAP on Business and Human Rights: If a link is not available, please upload a copy of the legislation at the end of the questionnaire, on the "Additional materials" page.
61. (Continued) Did the NAP on Business and Human Rights make reference to: [The Guidelines?]
61. (Continued) Did the NAP on Business and Human Rights make reference to: [The NCP?]
61. (Continued) Did the NAP on Business and Human Rights make reference to: [The OECD due diligence instruments?]
61. (Continued) Did the NAP on Business and Human Rights make reference to: [The Recommendation on the Role of Government in Promoting RBC?]
62. Was a NAP in development in 2024?
No
62. (Continued) If yes, please indicate the scope of the NAP: [NAP on Business and Human Rights]
N/A
62. (Continued) If yes, please indicate the scope of the NAP: [NAP on Responsible Business Conduct]
N/A
Additional comments on the section RBC policy landscape and the role of the NCP
<p>In terms of the RBC political panorama and the role of the NCP, we can highlight, in addition to the participation of the NCP Brazil with the Ministry of Human Rights and Citizenship in the development of the National Policy on Human Rights and Business; its participation in seminars, forums and workshops produced by the Ministry of Human Rights and Citizenship, which sought to foster the human rights and business agenda and advance the debate that focuses on the RBC perspective.</p> <p>We can also mention the revalidation of the RBC Action Plan (PACER) and action in the implementation of its recommendations for the improvement of RBC policies in Brazil; and the preparation, negotiation and approval within the scope of SGT 12 - Mercosur Investment Subgroup, of a proposed GMC Recommendation for the harmonization, integration and development of regional RBC policies and practices among the countries of the Bloc. Among such initiatives, the Mercosur RBC Guidelines stand out.</p>

G. Challenges

63. Has the NCP faced any particular challenge(s) it would like to highlight this year?
Personnel and Budget restraints