

Tradução DECRETO Nº 11.700, DE 12 DE SETEMBRO DE 2023

PRESIDENT OF THE REPUBLIC, in the use of the authority conferred upon him by art. 84, caput, item VI, subparagraph "a", of the Constitution,

DECREES:

Art. 1º This Decree establishes the National Program of Urban and Periurban Agriculture.

Sole Paragraph. The National Program of Urban and Periurban Agriculture will be executed by the following Ministries:

I - Ministry of Agrarian Development and Family Farming;

II - Ministry of Development and Social Assistance, Family and Hunger Combat;

III - Ministry of the Environment and Climate Change; and

IV - Ministry of Labor and Employment.

Art. 2º For the purposes of this Decree, urban and periurban agriculture is understood as agricultural activities and small animal husbandry developed in urban areas or periurban regions, which include:

I - the stages of production, processing, distribution, and commercialization of food, medicinal plants, aromatic and ornamental plants, phytotherapeutics, and inputs, for self-consumption or commercialization; and

II - organic waste management processes.

Art. 3º The National Program of Urban and Periurban Agriculture will be implemented within:

I - the National Policy on Food and Nutritional Security, with the aim of promoting food and nutritional security and ensuring the human right to adequate food in the country;

II - the National System of Food and Nutritional Security, with the aim of promoting intersectoral, participatory, and coordinated management for its implementation and execution; and

III - the National Policy on Agroecology and Organic Production, with the aim of promoting the sustainable use of natural resources associated with the supply and consumption of healthy foods.

Art. 4º The principles of the National Program of Urban and Periurban Agriculture are:

I - the human right to adequate food;

II - the right to health;

III - the right to the city;

IV - popular and social participation;

V - popular and solidarity economy;

VI - cooperativism and associationism;

VII - agroecology and organic production;

VIII - healthy and sustainable food systems;

IX - short marketing circuits;

X - sustainable use of soil, water, ecosystems, and agro socio biodiversity;

XI - respect for socioenvironmental and cultural diversity;

XII - food as a cultural and social practice; and

XIII - bioeconomy.

Art. 5º The National Program of Urban and Periurban Agriculture aims to promote:

I - sustainable agriculture in urban areas and periurban regions;

II - access to adequate and healthy food and the guarantee of food and nutritional security for the urban population;

III - socioeconomic inclusion and income generation;

IV - environmental conservation and sustainable management, in order to support agroecological transition and conservation of water and soil, and restrict the use of highly toxic pesticides and chemicals in urban areas and periurban regions;

V - food circularity, through actions of production, distribution, consumption, and organic waste recycling, in order to reduce food loss and waste;

VI - development of healthier, sustainable, and climate-resilient cities, in order to combat environmental racism and encourage the adoption of climate change adaptation and mitigation practices;

VII - youth participation in various urban and periurban agriculture activities;

VIII - marketing and offering healthy foods, mainly through short circuits;

IX - women's involvement in urban and periurban agriculture; and

X - combating food insecurity resulting from social inequalities related to race, ethnicity, and gender.

Art. 6º The lines of action of the National Program of Urban and Periurban Agriculture are:

I - agroecological or organic-based production;

II - processing, supply, and commercialization of urban and periurban agricultural products;

III - organic solid waste management along the production chain;

IV - food, nutritional, and environmental education;

V - assistance and strengthening of productive, technical, and managerial capacities of urban and periurban farmers;

VI - formative processes and knowledge and information building;

VII - protection and conservation of the environment, biodiversity, and water sources to promote environmental quality in urban and periurban areas;

VIII - restoration of degraded areas and maintenance and sustainable management of green areas integrated with food production;

IX - promotion of water reuse technologies, rainwater harvesting, and revitalization of urban rivers, streams, and springs;

X - research, development, and innovation; and

XI - support for pedagogical and community initiatives.

Art. 7º The adherence of States, the Federal District, and Municipalities to the initiatives of the National Program of Urban and Periurban Agriculture shall be voluntary.

Sole Paragraph. Actions carried out under the National Program of Urban and Periurban Agriculture shall be formalized through contracts, agreements, cooperation agreements, decentralized execution terms, funding terms, or similar instruments with federal, state, district, and municipal public administration bodies, including public consortia, and private entities, as provided for by law.

Art. 8º Within the scope of the States, the Federal District, and Municipalities, initiatives related to urban and periurban agriculture, such as the establishment of programs and the

elaboration of norms, shall be supported by the National Program of Urban and Periurban Agriculture.

Sole Paragraph. For the purposes of the provision in the caput, priority shall be given in the National Program of Urban and Periurban Agriculture to:

I - federative entities that have joined the National Food and Nutritional Security System;

II - groups in situations of social vulnerability; and

III - peripheral regions.

Art. 9º In implementing the National Program of Urban and Periurban Agriculture in States, the Federal District, and Municipalities, local specificities and regional agricultural aptitude and vocation shall be considered.

Sole Paragraph. Federative entities shall be encouraged to enact regulations that allow and ensure agricultural practices within master plans and land use legislation.

Art. 10. Within the scope of the National Program of Urban and Periurban Agriculture, it is incumbent upon:

I - the Ministry of Agrarian Development and Family Farming:

a) establish parameters for the inclusion of urban and periurban farmers in the National Registry of Family Farming;

b) propose the inclusion of urban and periurban agriculture in production financing and protection policies; and

c) include urban and periurban agriculture in technical assistance and rural extension, agro-industrialization, cooperativism, short marketing circuits, and food supply policies and programs;

II - the Ministry of Development and Social Assistance, Family and Hunger Combat:

a) map urban and periurban agriculture initiatives and manage related information;

b) establish procedures for the integration of urban and periurban agriculture into public food and nutritional security facilities; and

c) propose mechanisms to promote urban and periurban agriculture actions in health and social assistance services;

III - the Ministry of the Environment and Climate Change:

- a) provide assistance to Municipalities in evaluating and monitoring the environmental services provided by urban and periurban agriculture;
- b) integrate urban and periurban agriculture with the economic instrument of payment for environmental services;
- c) promote urban and periurban agriculture as a strategic action for city adaptation to the effects of climate change; and
- d) encourage recycling actions of organic waste, with the participation of recyclable material collectors, integrated with urban and periurban agroecological agriculture; and

IV - the Ministry of Labor and Employment:

- a) register collective organizations of urban and periurban agriculture in the National Registry of Solidarity Economic Enterprises;
- b) Supporting the collective organization of urban and peri-urban farmers in the form of solidarity economic enterprises and networks of solidarity cooperation; and
- c) Promoting the alignment of urban and peri-urban agriculture with instruments of solidarity finance organization, such as community banks, solidarity funds, and credit cooperatives.

Sole paragraph. It is also the responsibility of the Ministries referred to in the heading:

I - Establishing partnerships with the aim of promoting urban and peri-urban agriculture, in the form of sustainable, community-based, or domestic agricultural production, through the promotion of sustainable production initiatives;

II - Promoting capacity-building and improvement actions for the management of urban and peri-urban agriculture;

III - Promoting the inclusion of urban and peri-urban agriculture in policies related to:

- a) Government purchase;
- b) Provision of public areas for production; and
- c) Granting of tax incentives;

IV - Collaborating with legal entities providing resources to finance urban and peri-urban agriculture; and

V - Collaborating with the bodies and entities of state, district, and municipal public administration with the aim of encouraging the development of regional and municipal policies for urban and peri-urban agriculture.

Art. 11. Within the scope of the National Program for Urban and Peri-Urban Agriculture, the bodies and entities of state, district, and municipal public administration may plan and

implement integrated actions based on the document "Municipal Agendas for Urban and Peri-Urban Agriculture: A Guide to Integrating Agriculture into Urban Planning Processes."

Sole paragraph. For the purposes of the provisions of the heading, the bodies of state, district, and municipal public administration shall observe the following:

- I - Establishment of governance spaces of the National Food and Nutritional Security System as a coordination instance of the municipal agenda;
- II - Mapping and mobilization of relevant actors for the construction of the municipal agenda;
- III - Establishment of the municipal agenda, considering the prioritization of strategic benefits that the Municipality intends to achieve, as advocated in the document referred to in the heading;
- IV - Survey of ongoing urban and peri-urban agriculture initiatives and new initiatives to be implemented;
- V - Elaboration of a plan to strengthen municipal agendas for urban and peri-urban agriculture, ensuring broad participation of civil society and different public actors; and
- VI - Monitoring and dissemination of municipal agenda results.

Art. 12. Expenses resulting from compliance with the provisions of this Decree shall be charged to the budgetary allocations allocated to the Ministry of Agrarian Development and Family Agriculture, the Ministry of Development and Social Assistance, Family and Hunger Combating, the Ministry of Environment and Climate Change, and the Ministry of Labor and Employment, observing the limits of movement, commitment, and payment of the annual budgetary and financial programming.

Sole paragraph. The National Program for Urban and Peri-Urban Agriculture may be funded by other sources of resources allocated:

- I - by the States, the Federal District, and the Municipalities;
- II - by private entities without conflicts of interest with the National Food and Nutritional Security Policy; and
- III - by international organizations.

Art. 13. The Working Group of the National Program for Urban and Peri-Urban Agriculture is hereby established, with the objective of supporting the planning, implementation, execution, monitoring, and evaluation of said Program.

Art. 14. The Working Group is responsible for:

- I - drafting and approving its internal regulations;
- II - proposing the annual planning guidelines for actions related to urban and peri-urban agriculture;
- III - establishing the focus of action and the operational rules of execution;
- IV - monitoring actions carried out under the National Program for Urban and Peri-Urban Agriculture;
- V - establishing a methodology for evaluating the National Program for Urban and Peri-Urban Agriculture; and
- VI - recommending the establishment of temporary advisory committees to discuss technical issues related to urban and peri-urban agriculture.

Art. 15. The Working Group consists of representatives from the following bodies:

- I - one from the Ministry of Development and Social Assistance, Family and Hunger Combating;
- II - one from the Ministry of Agrarian Development and Family Agriculture;
- III - one from the Ministry of Environment and Climate Change;
- IV - one from the Ministry of Labor and Employment; and
- V - one from the National Council for Food and Nutritional Security.

§ 1. The Coordination of the Working Group shall be exercised alternately by the representatives of the Ministries referred to in items I to IV of the heading.

§ 2. The term of office of the Coordinator of the Working Group shall be one year, with no possibility of re-election.

§ 3. Each member of the Working Group shall have an alternate, who shall replace them in their absences and impediments.

§ 4. The members of the Working Group and their respective alternates shall be appointed by the heads of the bodies they represent and designated by the Minister of State for Development and Social Assistance, Family and Hunger Combating.

Art. 16. The Working Group shall meet semi-annually in regular sessions and, in extraordinary cases, upon the call of any of its members.

§ 1. The quorum for the Working Group meeting is an absolute majority, and the approval quorum is a simple majority.

§ 2. In the event of a tie, in addition to the ordinary vote, the Coordinator of the Working Group shall have the casting vote.

§ 3. The Coordinator of the Working Group may invite specialists and representatives of other public and private bodies and entities to participate in its meetings, without the right to vote.

§ 4. Members of the Working Group located in the Federal District shall meet in person or via video conference, and members located in other federative entities shall participate in the meeting via video conference.

Art. 17. The Executive Secretariat of the Working Group shall be exercised by the Ministry of Development and Social Assistance, Family and Hunger Combating.

Art. 18. Participation in the Working Group is considered a relevant unpaid public service.

Art. 19. This Decree shall enter into force on the date of its publication.

Brasília, September 12, 2023; 202nd year of Independence and 135th of the Republic.

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