



MINISTÉRIO DA JUSTIÇA
E SEGURANÇA PÚBLICA
Assessoria Especial Internacional

TRADUÇÃO DE LEGISLAÇÃO BRASILEIRA RELACIONADA À ÁREA DE JUSTIÇA E SEGURANÇA PÚBLICA PARA O INGLÊS E O ESPANHOL

Decreto nº 9.489, de 30 de agosto de 2018.

Regulamenta, no âmbito da União, a Lei nº 13.675, de 11 de junho de 2018, para estabelecer normas, estrutura e procedimentos para a execução da Política Nacional de Segurança Pública e Defesa Social.

VERSÃO EM INGLÊS



Projeto da Assessoria Especial Internacional

Como forma de divulgar o arcabouço legislativo brasileiro a autoridades estrangeiras e a Organismos Internacionais e, ainda, de aprimorar a cooperação internacional, em diversas áreas, a Assessoria Especial Internacional do Ministério da Justiça e Segurança Pública desenvolveu projeto para a compilação e tradução¹, para os idiomas inglês e espanhol, de parte das legislações brasileiras relacionadas às áreas de Justiça e Segurança Pública. A seleção das leis traduzidas ficou a cargo das áreas técnicas do Ministério, levando em consideração, igualmente, trabalhos já realizados por outros órgãos brasileiros, os quais serão disponibilizados como link externo no site da Assessoria Especial Internacional.



¹Traduções não juramentadas ou oficiais.

DECREE nº 9,489 of AUGUST 30th, 2018.

Regulates, within the scope of the Union, Law nº 13,675 of June 11th, 2018, to establish norms, structure, and procedures for the implementation of the National Policy of Public Security and Social Defense.

I, **the PRESIDENT OF BRAZIL**, in the use of the powers conferred by article 84, head provision, items IV and VI, subitem "a", of the Constitution, and in view of the provisions of Law nº 13,675 of June 11, 2018,

DECREES:

CHAPTER I

PRELIMINARY PROVISIONS

Art. 1. This Decree establishes norms, structure, and procedures for the implementation of the National Policy of Public Security and Social Defense, referred to in Law nº 13,675 of June 11th, 2018, which establishes the Unified System of Public Security (Susp in Portuguese).

Art. 2. The National Policy of Public Security and Social Defense shall be implemented by strategies that ensure federative integration, coordination, and cooperation, interoperability, situational leadership, modernization of the management of public security institutions, valuation and protection of professionals, complementarity, allocation of human resources, diagnosis of problems to be faced, technical excellence, continuous evaluation of results, and guarantee of budgetary regularity for the execution of public security plans and programs.

Sole paragraph. The following configure essential means and instruments of the National Policy of Public Security and Social Defense:

I - the National Plan for Public Security and Social Defense (PNSP in Portuguese), which shall comprise the National Plan for Confronting Youth Homicides;

II - the National System of Information and Management of Public Security and Social Defense; and

III - the integrated operation of the mechanisms formed by the federal bodies for the prevention and control of illegal acts against the government and related to the concealment of goods, rights, and values.

Art. 3. The Ministry of Public Security, responsible for the management, coordination, and monitoring of Susp, shall guide and monitor the activities of the bodies integrated into the system, in addition to promoting the following actions: [Head provision of the article with wording given by Decree nº 9,876 of 6/27/2019](#)

I - support the equipment and modernization programs of the public security and social defense bodies of the country;

II - implement, maintain, and expand the National System of Information and Management of Public Security and Social Defense, observing the restrictions provided for in the law regarding secrecy;

III - exchange technical and operational experiences between federal, state, district, and municipal police agencies;

IV - value the technical, scientific, and functional autonomy of the official criminalistics, forensic medicine, and identification institutes, in order to guarantee them full conditions for the exercise of their competences;

V - promote the professional qualification of members of public security and social defense, especially in the operational, ethical, and technical-scientific fields;

VI - develop national studies and research and consolidate data and statistical information on crime and victimization;

VII - coordinate public security and social defense intelligence activities integrated to the Brazilian intelligence system; and

VIII - develop the doctrine of police intelligence.

Paragraph 1. The autonomy of the official criminalistics, forensic medicine, and identification institutes referred to in item IV of the head provision refers exclusively to the technical-scientific freedom to conduct and complete procedures and examinations inherent to the exercise of their powers.

Paragraph 2. In the performance of the competences covered by items VII and VIII of the head provision, the Ministry of Justice and Public Security shall maintain systems for the coordination, planning, and integration of public security and social defense intelligence and penitentiary intelligence activities in the national territory and for strategic advice to federal, state, district, and municipal governments, with information and knowledge that support decision-making in this field. [\(Paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 3. The Ministry of Justice and Public Security may establish instruments of cooperation to integrate into the systems covered by paragraph 2, other federal, state, district, and municipal bodies or entities whose activities are compatible with the interests of intelligence activities. [\(Paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 4. An act of the Minister of State for Justice and Public Security shall provide on the procedures necessary to comply with the actions that the head provision refers to within the Ministry of Justice and Public Security. [\(Paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

CHAPTER II

NATIONAL PUBLIC SECURITY AND SOCIAL DEFENSE PLAN

Section I

Formulation regime

Art. 4. The Ministry of Justice and Public Security shall prepare the National Public Security and Social Defense Plan (PNSP in Portuguese), which should include the National Plan for Confronting Youth Homicides and establishing its strategies, goals, actions, and indicators, aimed at fulfilling the objectives and purposes established in article 6 and article 22 of Law nº 13,675 of 2018. [\(Head provision of the article with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 1. The preparation of the PNSP must comply with the directives established in article 24 of Law nº 13,675 of 2018.

Paragraph 2. The PNSP shall last ten years counting from the date of its publication and should be structured in implementation cycles of two years.

Paragraph 3. Without prejudice to the principle that prevention of crime should be considered a priority in the development of the PNSP, the first phase of the PNSP, edited after the date of entry into force of this act, shall prioritize actions to facilitate the collection, analysis, updating, systematization, system interoperability, integration, and data interpretation of:

- I - public security and social defense;
- II - prisons;
- III - weapons and ammunition traceability;
- IV - genetic profile and fingerprinting; and
- V - drugs.

Art. 5. The PNSP shall be established after a public consultation process, performed by electronic means, observing the provisions of Chapter VI of Decree nº 9,191 of November 1st, 2017.

Section II

Goals for monitoring and evaluating Public Security and Social Defense Policies

Art. 6. The members of the Susp, referred to in article 9 of Law nº 13,675 of 2018, shall annually prepare, establish, and disseminate action programs based on evaluation parameters and goals of excellence to prevent and repress, within the scope of their jurisdiction, criminal and administrative offenses and disaster prevention, with the purpose of:

I - planning, entering into agreements, implementing, coordinating, and supervising management, technical, and operational education in cooperation with the federative entities;

II - supporting and promoting qualified, continuing, and integrated education;

III - identifying and proposing new education methodologies and techniques aimed at improving its activities;

IV - identifying and proposing mechanisms for professional valuation;

V - supporting and promoting the health system for public security and social defense professionals; and

VI - supporting and promoting the housing system for public security and social defense professionals.

Art. 7. Until March 31st of each calendar year, the Ministry of Justice and Public Security, in coordination with the competent authorities of the member states, Federal District, and municipalities, shall evaluate the implementation of the PNSP, with the aim of verifying compliance with the targets set and to make appropriate recommendations to the managers and operators of public policies related to public security and social defense. [Head provision of the article with wording established by Decree nº 9,876 of 6/27/2019](#)

Paragraph 1. The first evaluation of the PNSP shall be performed in the second year of validity of Law nº 13,675 of 2018.

Paragraph 2. At the end of the evaluation of each PNSP, a report shall be prepared with the history and characterization of the activities, recommendations, and deadlines for its completion, in accordance with the provisions of article 27 of Law 13,675 of 2018.

Paragraph 3. The evaluation report should be sent to the state, district, and municipal councils of public security and social defense.

Section III

Mechanisms of transparency, evaluation, control, correction of acts of the bodies of the Unified Public Security System

Art. 8. The correction bodies of the operational members of the Susp, in the exercise of their powers, shall manage and implement the procedures for determining functional responsibility, through syndication and disciplinary administrative procedure, and the proposal of subsidies for improving the activities of the public security and social defense bodies.

Paragraph 1. The Ministry of Justice and Public Security shall establish mechanisms for registration, monitoring, and evaluation, at the national level, of the correction bodies, and may, to this end, request the correction bodies referred to in the head provision to provide data and information that it deems necessary, respecting the legal duties and to promote the rationalization of means based on best practices. [Paragraph with wording established by Decree nº 9,876 of 6/27/2019](#)

Paragraph 2. The holders of the correction bodies referred to in the head provision, who shall exercise their duties preferably through a mandate, must collaborate with the evaluation process referred to in paragraph 1 to facilitate access to the documentation and elements necessary for its effective fulfillment.

Paragraph 3. The Ministry of Justice and Public Security shall consider the efficiency indicators determined in the evaluation process referred to in paragraph 1, among the criteria and conditions to support the implementation of the public security and social defense plans of the states, Federal District, and municipalities. [\(Paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Art. 9. The Ombudsman bodies of the Union, States, Federal District, and Municipalities shall be responsible, in accordance with the provisions of article 34 of Law nº 13,675 of 2018, for the receipt and treatment of representations, compliments, and suggestions of any person regarding the actions and activities of the professionals and members of the Susp, and the referral to the competent body to take legal measures and provide the answer to the applicant.

CHAPTER III

NATIONAL SYSTEM OF INFORMATION AND MANAGEMENT OF PUBLIC SECURITY AND SOCIAL DEFENSE

Section I

Composition

Art. 10. The National System of Information and Management of Public Security and Social Defense shall have the following systems and programs available to achieve its objectives, which will act in an integrated manner:

I - National System of Monitoring and Evaluating Public Security and Social Defense Policies;

II - National System for Information regarding Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs;

III - Integrated Education and Professional Valuation System;

IV - National Network of High Studies in Public Security; and

V - National Quality of Life Program for Security Professionals.

Section II

National System of Monitoring and Evaluating Public Security and Social Defense Policies;

Art. 11. The implementation of the National System of Monitoring and Evaluating Public Security and Social Defense Policies shall observe the provisions of article 26 to article 32 of Law nº 13,675 of 2018.

Sole subsection

Standing Committee of the National System of Monitoring and Evaluating Public Security and Social Defense Policies;

Art. 12. The Standing Committee of the National System of Monitoring and Evaluating Public Security and Social Defense Policies is created, with the function of coordinating the evaluation of the objectives and goals of the PNSP.

Paragraph 1. The Standing Committee shall be composed of five representatives, holders and alternates, appointed and designated by the Minister of State for Justice and Public Security. [\(Paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 2. The Minister of State for Justice and Public Security, among the members appointed by him, shall designate the president of the Standing Committee. [\(Paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 3. The term of office of the representatives of the Standing Committee shall be two years, subject to renewal.

Paragraph 4. The Standing Committee may create, through an ordinance, up to ten temporary evaluation committees with a duration not superior to one year, which shall be constituted by a maximum of seven members, observing to the provisions of its internal rules and article 32 of Law nº 13,675 of 2018. [\(Paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 5. The Standing Committee shall meet quarterly on an ordinary basis and whenever convened by its president or by the Minister of State for Justice and Public Security on an extraordinary basis. [\(Paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 6. The Standing Committee shall act by a simple majority, with the presence of a majority of its representatives.

Paragraph 7. It is prohibited for the Standing Committee to appoint evaluators who are holders or servants of the management bodies evaluated to the temporary committees, if:

I - they have kinship up to the third degree with holders or servants of the management bodies evaluated; or

II - they are responding to criminal or administrative proceedings.

Paragraph 8. The temporary committees must have a representative of the Office of the Federal Controller General or the Institute of Applied Economic Research or the Ministry of Citizenship, whenever possible, observing the provisions of article 32 of Law nº 13,675 of 2018. [\(Paragraph added by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 9. The meetings shall be held, preferably, by video conference. [\(Paragraph added by Decree nº 9,876 of 6/27/2019\)](#)

Art. 13. The Standing Committee of the National System of Monitoring and Evaluating Public Security and Social Defense Policies, with the technical and administrative support of the Ministry of Justice and Public Security, through the Office of the National Department of Public Security, shall coordinate the monitoring and evaluation procedure referred to in paragraph 1 and 2 of article 8. [\(Head provision of the article with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 1. The Standing Committee shall take the necessary measures to comply with the provisions of article 31 of Law nº 13,675 of 2018.

Paragraph 2. The members of the Susp shall provide the Standing Committee and the temporary evaluation committees with access to the facilities, documentation, and elements necessary for the exercise of their powers.

Paragraph 3. The Standing Committee shall take the necessary measures to comply with the provisions of article 27 of Law nº 13,675 of 2018. [\(Paragraph added by Decree nº 9,876 of 6/27/2019\)](#)

Art. 14. The Standing Committee of the National System for Monitoring and Evaluating Public Security and Social Defense Policies shall provide for the participation in the evaluation process of the PNSP, of representatives of the Legislative, Executive, and Judicial Branches, of the Public Prosecutor, of the Public Defender's Office, and the councils of public security and social defense at the state, district, and municipal levels, observing the standards set forth in Law nº 13,675 of 2018.

Art. 15. [\(Repealed by Decree nº 9,876 of 6/27/2019\)](#)

Art. 16. [\(Repealed by Decree nº 9,876 of 6/27/2019\)](#)

Section III

National System for Information regarding Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs;

Art. 17. The National System for Information regarding Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs, instituted by article 35 of Law nº 13,675 of 2018, shall be integrated by bodies created or designated for this purpose by all federative entities.

Sole paragraph. The Ministry of Justice and Public Security shall seek the integration of the National Information System of Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs with information systems of other countries, to give priority to countries bordering the Federative Republic of Brazil. [\(Sole paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Art. 18. The National Information System of Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs, without prejudice to others defined by its Board of Directors, shall consist of data and information regarding:

I - registered criminal occurrences and legal communications;

II - registration and traceability of firearms and ammunition;

III - entry and exit of foreigners;

IV - missing persons;

V - criminal execution and prison system;

VI - human and material resources of Public Security and Social Defense bodies and entities;

VII - convictions, sentences, and arrest warrants;

VIII - repression of production, manufacture, and trafficking of illicit drugs and related crimes, as well as the seizure of illicit drugs;

IX - indices of crime elucidation;

X - vehicles and drivers; and

XI - genetic profile and fingerprint database.

Paragraph 1. The data and information that shall be provided in the form updated by the members of the National Information System of Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs shall be standardized and categorized to ensure integrity, availability, confidentiality, reliability, and availability standards of the information systems of the federal Government.

Paragraph 2. The personal identification of those involved must be preserved in the disclosure of data and information.

Paragraph 3. The data and information regarding the prevention, treatment, and social reintegration of users and dependents of illicit drugs shall be provided, stored, and treated in an aggregate form, to preserve the secrecy, confidentiality, and identity of users and dependents, observing the multidisciplinary and inter-sectoral nature provided for in the legislation.

Paragraph 4. The provision of user data, access, and consultation of the National Information System of Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs shall be conditioned to the establishment and instruction of administrative or judicial procedures, observing, in concrete cases, the procedures of information and user security.

Paragraph 5. The user who improperly uses the information obtained through the National Information System of Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs shall be subject to administrative, civil, and criminal liability.

Art. 19. The Board of Directors of the National Information System of Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs, an advisory body of

the Ministry of Justice and Public Security, shall, by resolution: [\(Head provision of the article with wording established by Decree nº 9,876 of 6/27/2019\)](#)

I - propose procedures on collection, analysis, systematization, integration, updating, interpretation of data and information regarding policies related to:

- a) public security and social defense;
- b) prison system and criminal enforcement;
- c) weapons and ammunition traceability;
- d) genetic profile and fingerprint database; and
- e) combating illicit drug trafficking;

II - propose: [\(Item with wording established by Decree nº 9,876 of 6/27/2019\)](#)

a) methodology, standardization, categories, and rules for the treatment of data and information to be provided to the National Information System of Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs;

b) data and information to be integrated into the National Information System of Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs, observing the provisions of article 18;

c) standards of interoperability of data and information systems that shall integrate the National Information System of Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs;

d) criteria for the centralized integration and management of data and information systems referred to in article 18;

e) list of crimes of immediate communication; and

f) form and conditions for the accession of municipalities, the Judiciary Branch, the Public Defender's Office, the Public Prosecutor's Office, and other public bodies that they consider relevant;

III - propose norms, criteria, and standards for the provision of studies, statistics, indicators, and other information to assist in the formulation, implementation, execution, monitoring, and evaluation of public policies related to public security and social defense, prison system and criminal execution, weapons and ammunition traceability, genetic profile and fingerprint database, and confrontation with illicit drug trafficking;

IV - suggest procedures for the implementation, operationalization, improvement, and supervision of the National Information System of Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs;

V - establish working groups related to public security and social defense, the prison system and criminal execution, combating illicit drug trafficking and prevention, treatment and social reintegration of drug users and dependents;

VI - promote the elaboration of studies regarding the integration of networks and data and information systems related to public security and social defense, prison system and criminal execution, and combating illicit drug trafficking;

VII - propose conditions, parameters, levels, and forms of access to data and information of the National Information System of Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs, ensuring the preservation of secrecy;

VIII - control and publicize situations of non-compliance of members of the National Information System of Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs, regarding the provision of mandatory information, to the Minister of State for Justice and Public Security, for the application of the provisions of paragraph 2 of article 37 of Law nº 13,675 of 2018; and [\(Item with wording established by Decree nº 9,876 of 6/27/2019\)](#)

IX - publish annual reports that include statistics, indicators, and analyses regarding public security and social defense, prison and criminal execution system, weapons and ammunition traceability, genetic profile and fingerprint database, and confronting illicit drug trafficking.

Sole paragraph. The Resolutions of the Board of Directors shall be subject to the approval of the Minister of Justice and Public Security, in its capacity as the body responsible for the administration, coordination, and formulation of directives for the National Information System of Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs, shall publish the supplementary rules necessary for the implementation of the agreed measures. [\(Sole paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Art. 20. The Board of Directors of the National Information System of Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs shall be composed of the following representatives, holders, and alternates:

I - four representatives of the Ministry of Justice and Public Security, namely: [\(Item with wording established by Decree nº 9,876 of 6/27/2019\)](#)

a) one from the Office of Management and Integration and Information of the National Department of Public Security; [\(Subitem added by Decree nº 9,876 of 6/27/2019\)](#)

b) one from the National Penitentiary Department; [\(Subitem added by Decree nº 9,876 of 6/27/2019\)](#)

c) one from the Federal Police; and [\(Subitem added by Decree nº 9,876 of 6/27/2019\)](#)

d) one from the Federal Highway Police; [\(Subitem added by Decree nº 9,876 of 6/27/2019\)](#)

II - a representative of the Ministry of Women, Family, and Human Rights; and [\(Item with wording established by Decree nº 9,876 of 6/27/2019\)](#)

III - five representatives of the states or Federal District, being one from each geographical region. [\(Item with wording established by Decree nº 9,876 of 6/27/2019\)](#)

IV - [\(Repealed by Decree nº 9,876 of 6/27/2019\)](#)

V - [\(Repealed by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 1. The representatives referred to in item III of the head provision shall be chosen by direct election by the managers of the federative entities of their region. [\(Paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 2. The holder and alternate representatives of the Board of Directors shall be appointed by the holders of the bodies they represent and appointed by the Minister of State for Justice and Public Security. [\(Paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 3. The term of office of the representatives of the Board of Directors shall be two years, subject to renewal.

Paragraph 4. The reappointment of the representatives referred to in item III of the head provision shall be conducted by a new consultation with the federative entities belonging to the corresponding geographical region. [\(Paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 5. The president of the Board of Directors shall be the Director of the Office of Information Management and Integration of the National Department of Public Security of the Ministry of Justice and Public Security. [\(Paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 6. In his/her absences and impediments, the president of the Board of Directors shall be replaced by the General Coordinator of the National Information System of Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs. [\(Paragraph added by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 7. The Board of Directors shall meet quarterly, on an ordinary basis, and whenever convened by its president, on an extraordinary basis. [\(Paragraph added by Decree nº 9,876 of 6/27/2019\)](#)

Art. 21. The Board of Directors of the National Information System of Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs shall deliberate by a simple majority, with the presence of a majority of its representatives, with the president responsible for the quality vote as a tiebreaker.

Art. 22. The administrative structure of the Board of Directors of the National System for Information regarding Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs is comprised by;

I - an Executive Secretary;

II - three technical chambers;

III - [\(Repealed by Decree nº 9,876 of 6/27/2019\)](#)

IV - managers of federative entities.

Art. 23. The Executive Secretary of the Board shall be exercised by the Office of Management and Integration of Information of the National Office of Public Security of the Ministry of Justice and Public Security and shall have jurisdiction to: [\(Head provision of the article with wording established by Decree nº 9,876 of 6/27/2019\)](#)

I - organize the meetings of the Board of Directors, the technical chambers, and the elections of the representatives of the mentioned Board; [\(Item with wording established by Decree nº 9,876 of 6/27/2019\)](#)

II - provide technical-administrative, logistical, and financial support to the Board of Directors; and

III - promote articulation among the members of the National System for Information regarding Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs.

Art. 24. The technical chambers, of a temporary nature, with a duration not superior to one year, aim to offer suggestions and technical basis to subsidize the decisions of the Board of Directors, which may operate simultaneously. [\(Head provision of the article with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 1. Each technical chamber shall act in one of the following areas:

I - statistics and analysis;

II - intelligence; and

III - information technology.

Paragraph 2. Each technical chamber shall be composed of the following representatives, holders, and alternates:

I - one representative of the Ministry of Justice and Public Security; [\(Item with wording established by Decree nº 9,876 of 6/27/2019\)](#)

II - five representatives of the states or Federal District, one of which shall be appointed for each geographical region.

Paragraph 3. The coordination of the technical chambers shall be defined in internal rules. [\(Paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 4. The representatives of the technical chambers shall be appointed by the Minister of Justice and Public Security. [\(Paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Art. 25. [Repealed by Decree nº 9,876 of 6/27/2019](#)

Art. 26. Each federative entity shall appoint a manager and alternate to act in each of the following areas:

I - statistics and analysis;

II - intelligence; and

III - information technology.

Sole paragraph. The managers of the federative entities shall, without prejudice to other powers conferred by the Board of Directors:

I - pass on data and information regarding their areas of activity whenever requested by the Board of Directors;

II - monitor the quality and frequency of the supply and updating of data and information of the National System for Information regarding Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs and communicate to the corresponding federative entity regarding the provision of mandatory data and information;

III - assist in the execution of the activities of collection, treatment, supply, and updating of data and information of each area of activity; and

IV - manage the routines and activities concerning the National System for Information regarding Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs.

Art. 27. [Repealed by Decree nº 9,876 of 6/27/2019](#)

Art. 28. [Repealed by Decree nº 9,876 of 6/27/2019](#)

Art. 29. The Board of Directors of the National System for Information regarding Public Security, Prisons, Weapons and Ammunition Traceability, Genetic Material, Fingerprints, and Drugs shall propose changes in their areas of activity, referred to in paragraph 1 of article 24 and the head provision of article 26.

Art. 30. The meetings of the technical chambers of the Board of Directors shall be held by video conference.

Sole paragraph. The Board of Directors may, on an exceptional basis, convene its representatives for face-to-face meetings. [Article with wording established by Decree nº 9,876 of 6/27/2019](#)

Art. 31. The Board of Directors may invite representatives of other bodies and entities, public or private, to participate in its meetings, without the right to vote.

Section IV

Integrated Education and Professional Valuation System;

Art. 32. The implementation of the Integrated Education and Professional Valuation System shall observe the provisions of article 38 to article 41 of Law nº 13,675 of 2018.

Sole paragraph. The National Office of Public Security of the Ministry of Justice and Public Security, in coordination with other agencies and federal entities with competing jurisdictions, to run the programs referred to in items I to IV of paragraph 1 of article 38 of Law nº 13,675 of 2018, to ensure the access to education, face-to-face or distance, to public security and social defense professionals, in the context of Susp. [\(Sole paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Section V

National Quality of Life Program for Security Professionals.

Art. 33. The National Quality of Life Program for Security Professionals is established with the objective of elaborating, implementing, supporting, monitoring, and evaluating the projects of psychosocial and health care programs at the work of Public Safety and Social Defense professionals, and to promote the systemic integration of health units of the organs that make up the Susp.

Sole paragraph. The National Office of Public Security of the Ministry of Justice and Public Security, in coordination with the other federal bodies and entities with competing jurisdictions, shall execute the programs provided for in the head provision, through programs and actions specified in five-year plans. [\(Sole paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

CHAPTER IV

INTEGRATION OF MECHANISMS FOR THE PREVENTION AND CONTROL OF ILLEGAL ACTS AGAINST THE GOVERNMENT

Art. 34. Without prejudice to the powers assigned to the Office of the Federal Comptroller General by Law nº 12,846 of August 1st, 2013, the Ministry of Justice and Public Safety shall practice all the activities required to integrate and coordinate the actions of the agencies and federal entities on the prevention and control of unlawful acts against the government regarding the concealment of goods, rights, and values set out in the annual strategic plan, approved in accordance with the criteria and procedures set forth in the act of the Minister of State for Justice. [\(Article with wording established by Decree nº 9,876 of 6/27/2019\)](#)

CHAPTER V

NATIONAL COUNCIL FOR PUBLIC SECURITY AND SOCIAL DEFENSE

Section I

Composition of the National Council for Public Security and Social Defense

Art. 35. The National Council of Public Security and Social Defense (CNSP in Portuguese) shall have the following composition:

I - the Minister of Justice and Public Security,, who shall preside it; [*\(Item with wording established by Decree nº 9,876 of 6/27/2019\)*](#)

II - the Executive Secretary of the Ministry of Justice and Public Security, who shall exercise the vice-presidency and replace the president in his/her absences and impediments; [*\(Item with wording established by Decree nº 9,876 of 6/27/2019\)*](#)

III - the Director General of the Federal Police; [*\(Item with wording established by Decree nº 9,876 of 6/27/2019\)*](#)

IV - the Director General of the Federal Highway Police; [*\(Item with wording established by Decree nº 9,876 of 6/27/2019\)*](#)

V - the Director General of the National Penitentiary Department;

VI - the National Secretary of Public Security;

VII - the National Secretary of Civil Protection and Defense;

VIII - the National Secretary for Drug Policy;

IX - the following representatives of the Federal Government, appointed by the corresponding Minister of State:

a) one representative of the Office of the President's Chief of Staff;

b) one representative of the Ministry of Defence;

c) one representative of the Ministry of Women, Family, and Human Rights; and [*\(Subitem with wording established by Decree nº 9,876 of 6/27/2019\)*](#)

d) one representative of the Office of Institutional Security of the Presidency of Brazil; [*\(Subitem with wording established by Decree nº 9,876 of 6/27/2019\)*](#)

e) [*\(Repealed by Decree nº 9,876 of 6/27/2019\)*](#)

X - the following state and district representatives:

- a) one representative of the Civil Police, appointed by the National Council of Civil Police Chiefs;
 - b) one representative of the military police, appointed by the National Council of General Commanders;
 - c) one representative of the military fire departments, appointed by the National Council of Military Fire Departments of Brazil;
 - d) one representative of the Offices of Public Security or similar bodies, appointed by the National College of Secretaries of Public Security;
 - e) one representative of the official Institutes of criminalistics, forensic medicine, and identification, appointed by the National Council of Criminal Expertise; and
 - f) one representative of the prison officers, appointed by a duly constituted National Council;
- XI - one representative of traffic agents, appointed by duly constituted National Council;
- XII - one representative of the municipal guards, appointed by duly constituted National Council;
- XIII - one representative of the Port Guard, appointed by duly constituted National Council;
- XIV - one representative of the Judiciary Branch, appointed by the National Council of Justice;
- XV - one representative of the Public Prosecutor's Office, appointed by the National Council of the Public Prosecutor's Office;
- XVI - one representative of the Public Defender's Office, appointed by the National College of General Public Defenders;
- XVII - one representative of the Brazilian Bar Association, appointed by the Federal Council of the Brazilian Bar Association;
- XVIII - two representatives of entities of organized civil society whose purpose is related to public security and social defense policies, elected in accordance with the provisions of paragraph 3;
- XIX - two representatives of entities of public security professionals, elected in accordance with the provisions of paragraph 3; and
- XX - the following nominees, of free choice and designated by the Minister of State for Justice and Public Security: [Item with wording established by Decree nº 9,876 of 6/27/2019](#)
- a) one representative of the Judiciary Branch;
 - b) one representative of the Public Prosecutor's Office;
 - c) up to eight representatives with notorious knowledge in the field of Public Security and Social Defense Policies and with an flawless reputation;

XXI - the Secretary of Integrated Operations of the Ministry of Justice and Public Security. [\(Item added by Decree nº 9,876, of 6/27/2019\)](#)

Paragraph 1. The Minister of State for Justice and Public Security shall designate the representatives referred to in item IX to XVII of the head provision. [\(Paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 2. Each holder representative shall have an alternate representative to replace him/her in his/her absences and impediments.

Paragraph 3. The representatives referred to in items XVIII and XIX of the head provision shall be chosen through a process open to entities of organized civil society of which purpose is related to public security policies and entities of public security professionals who express interest in participating in the CNSP.

Paragraph 4. The process referred to in paragraph 3 shall be preceded by a public call, the terms of which shall be approved at the first deliberative meeting of the CNSP, observing the requirement of representativeness and the objective criteria also defined at the first meeting.

Paragraph 5. The term of office of the representatives referred to in items IX to XX of the head provision shall be of two years, subject to renewal.

Paragraph 6. The participation in the CNSP shall be considered as a relevant, unpaid public service.

Section II

Functioning of the National Council for Public Security and Social Defense

Art. 36. [\(Repealed by Decree nº 9,876 of 6/27/2019\)](#)

Art. 37. The CNSP shall meet biannually, on an ordinary basis, and whenever convened by its president, on an extraordinary basis.

Paragraph 1. The ordinary and extraordinary meetings of the CNSP shall be held with the presence of a simple majority of its representatives.

Paragraph 2. The meetings of the CNSP shall take place, preferably, by video conference. [\(Paragraph with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Paragraph 3. The recommendations of the CNSP shall be approved by a simple majority of its representatives and its president shall have the quality vote, in addition to the ordinary vote.

Paragraph 4. The CNSP may invite representatives of other bodies and entities, public or private, to participate in its meetings, without the right to vote.

Art. 38. The CNSP shall be able to create up to ten technical chambers with simultaneous exercise. [\(Head provision of the article with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Sole paragraph. The technical chambers shall be of a temporary nature, lasting no more than one year, and shall consist of a maximum of seven members. [\(Sole paragraph added by Decree nº 9,876 of 6/27/2019\)](#)

Art. 39. The Ministry of Justice and Public Security shall issue the other administrative acts necessary to achieve the activities of the CNSP, through its Executive Office or unit that shall be established for this purpose in internal regulations, which shall provide technical and administrative support to the CNSP and its technical chambers. [\(Article with wording established by Decree nº 9,876 of 6/27/2019\)](#)

Section III

Jurisdiction of the National Council of Public Security and Social Defense

Art. 40. The CNSP, standing collegiate body, strategic member of the Susp, has advisory, suggestive, and social monitoring competence of Public Security and Social Defense activities, respecting the decision-making bodies and the governmental organization norms.

Sole paragraph. The CNSP shall monitor the operational members of the Susp, referred to in paragraph 2 of article 9 of Law nº 13,675 of 2018, and may recommend legal measures to the competent authorities to consider the following aspects, among others defined in internal regulations or in specific rule:

I - the working conditions, appreciation, and respect for the physical and moral integrity of its members;

II - the fulfillment of the goals defined in accordance with the provisions of Law nº 13,675 of 2018, for the achievement of the objectives of the body;

III - the quick result in the determination of complaints pending in the office of internal affairs; and

IV - the degree of reliability and acceptability of the body by the population which it serves.

Art. 41. The CNSP shall also:

I - propose directives for public policies related to public security and social defense, aimed at the prevention and repression of violence and crime and the satisfaction of principles, directives, objectives, strategies, means, and instruments of the National Policy of Public Security and Social Defense, established in articles 4 to 8 of Law nº 13,675 of 2018;

II - assess the National Plan for Public Security and Social Defense and, when necessary, make recommendations regarding the objectives, strategic actions, goals, priorities, indicators, and forms of financing and management of the Public Security and Social Defense policies established therein;

III - propose to the Ministry of Justice and Public Security and the members of the Susp the annual definition of goals of excellence aimed at the prevention and repression of criminal and administrative offenses and the prevention of disasters, through public indicators that objectively demonstrate the intended results; [\(Item with wording established, by Decree nº 9,876 of 6/27/2019\)](#)

IV - contribute to the integration and interoperability of information and electronic data on public security and social defense, prisons, and drugs, and to the police occurrence registration unit;

V - propose the creation of working groups with the aim of producing and publishing studies and diagnostics for the formulation and evaluation of public policies related to public security and social defense;

VI - provide support and articulate, systematically, with the state, district, and municipal councils of public security and social defense, aimed at formulating common basic directives and enhancing the exercise of their legal and regulatory duties;

VII - study, analyse, and suggest changes in relevant legislation; and

VIII - promote the articulation between the bodies that make up the Susp and civil society.

Sole paragraph. The CNSP shall annually and extraordinarily, when necessary, disclose the evaluations and recommendations it issues regarding the matters of its jurisdiction.

Art. 41-A. The calls for meetings of the CNSP, Sinesp Board of Directors, and Sinesp Standing Committee shall specify the beginning of the activities and forecast for their ending.

Paragraph 1. In the event of an ordinary meeting lasting more than two hours, a voting period must be specified, which may not exceed two hours.

Paragraph 2. The disclosure of ongoing discussions in the collegiate without the prior consent of the Minister of State for Justice and Public Security is prohibited. [\(Article added by Decree nº 9,876 of 6/27/2019\)](#)

Art. 41-B. The participation in the collegates and sub-collegiates referred to in this Decree shall be considered relevant, unpaid public service. [\(Article added by Decree nº 9,876 of 6/27/2019\)](#)

Art. 41-C. The internal regiments of the collegiates shall be drawn up within ninety days, counted from the date of publication of this Decree.

Sole paragraph. The internal regiments referred to by the *hear provision* shall be approved by a simple majority. [\(Article added by Decree nº 9,876 of 6/27/2019\)](#)

CHAPTER VI

FINAL PROVISIONS

Art. 42. The following are repealed:

I - Decree nº 6,138 of June 28th, 2007;

II - Decree nº 7,413 of December 30th, 2010; and

III - Decree nº 8,075 of August 14th, 2013.

Art. 43. This decree comes into force on the date of its publication.

Brasilia, August 30th, 2018; 197th of the Independence and 130th of the Republic.

MICHEL TEMER

Esteves Pedro Colnago Junior

Gustavo Do Vale Rocha

Raul Jungmann

This text does not replace the one published in the Federal Gazette of 31.8.2018

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