



**ICC Process in Brazil**  
**Summary**

**Chronology: General**

- 7 February 2000 Brazil signs the Rome Statute
- 19-20 February 2001 PGA Conference on ICC ratification in Lusophone countries, Senate Hall, Parliament of Portugal, Lisbon. See Report [http://www.pgaction.org/uploadedfiles/09\\_2001Lisbon\\_rep.pdf](http://www.pgaction.org/uploadedfiles/09_2001Lisbon_rep.pdf)
- 20 June 2002 Brazil ratifies the Rome Statute
- 4 September 2002 Brazil publicly rejects the signatures of a bilateral agreement of non-surrender to the Court with the United States
- 25-26 March 2004 PGA holds its Iberoamerican-Lusophone Conference on the ICC in Brazil's Congress. See Brasilia Declaration on the ICC [http://www.iccnw.org/documents/BrasiliaDeclarationPGA26Mar04\\_eng.pdf](http://www.iccnw.org/documents/BrasiliaDeclarationPGA26Mar04_eng.pdf)
- 30 December 2004 Through Amendment No. 45, Article 5(4) of the Constitution is amended to recognize the jurisdiction of the ICC, among others.
- 5- 8 March 2012 PGA Consultations on the Implementation of the Rome Statute, Brasilia, with the participation of ICC Judge Sylvia Steiner, Dep. Florisvaldo Fier, Dep. Felipe Michelini, David Donat Cattin and Deborah Ruiz Verduzco.

**On implementing legislation**

- 2002 The Human Rights Secretary sends to the Casa Civil for Presidential approval a draft bill on ICC crimes and cooperation measures. After a number of years under examination the draft was sent back to the Working Group in light of some constitutional concerns. The draft was not completed until 2008.
- 30 March 2006 PGA member Orlando Fantazzini (PSOL) submits Draft Bill to incorporate the definition of the ICC crimes and measures for cooperation. (PL-6830/2006).
- 6 March 2007 Dep. Rosinha (PT) reintroduces the Fantazzini text on implementing legislation to the Chamber of Deputies (PL-301/2007).
- 13 June 2007 After the approval of Dep. Pedro Wilson (PT-GO), rapporteur to the Human Rights and Minorities Committee, on 02 May, Project bill PL-301/2007 is approved by unanimity during an ordinary deliberation session of the Human Rights and Minorities Committee.
- 20 June 2007 Project bill PL- 301/2007 is received by the Foreign Affairs and National Defense Committee.
- 07 November 2007 The Foreign Affairs and National Defense Committee (CREDN) approves by unanimity draft bill PL 301/2007 incorporating the amendments proposed by Dep. Claudio Cajado (DEM-BA) on 04 September and the review by Dep. William Woo on 17 October.
- 01 October 2008 The Mesa Diretora da Câmara dos Deputados attaches draft bill PL-4038/2008 to draft bill PL-301/2007 (Rosinha draft).
- 23 April 2008 With comments provided by rapporteur, Dep. Antonio Carlos Biscaia (PT-RJ), on the constitutionality, legality, legislative technique and the merit, of the approval of the Amendments from Foreign Affairs and

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National Defense Committee and of the substitution for draft bill PL 301/2007. The Constitution, Justice and Citizenship Committee approves by unanimity draft bill to replace PL 301/2007.

- 23 September 2008 President Lula submits to the Câmara dos Deputados (Plenary) draft bill 4038 (MSC 700/2008) appended to the Rosinha draft (PL-301/2007)
- 23 April 2009 With Dip. Biscaia (PT) as rapporteur and with the intervention of PGA member Dip. Pannunzio (PSDB), Dep. Barradas Caneiro (PT) and Dep. Vicente Arruda, the Constitution, Justice and Citizenship Committee in Câmara dos Deputados approves draft bill 301/07 (Rosinha's text) adopting a new version, which incorporates some elements of the executive draft, and comments of the Foreign Affairs Committee. Adoption by the Plenary of the Lower House is pending. Bill is introduced as ordinary text.
- 8 May 2009 The Plenary acknowledges draft Bill to replace PL-301/2007 which remains pending approval since then.
- 20 March 2012 The Plenary of the Câmara dos Deputados, in extraordinary session, approves a 'Requirement of Urgency' related to draft bill PL 301/2007.

#### **On ratification of the APIC**

- 17 May 2004 Brazil signed the Agreement of Privileges and Immunities of the Court, APIC.
- 3 March 2010 Executive branch submits for its ratification the APIC to the Câmara dos Deputados. (MSC-110/2010)
- 18 August 2010 Foreign Affairs and Defence Committee in Câmara dos Deputados approves the ratification bill of the APIC. The Constitution, Justice and Citizenship Committee is now seized with its discussion.
- 12 December 2011 Ratification of the APIC

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