

**MINISTRY OF LABOR
NATIONAL IMMIGRATION COUNCIL**

NORMATIVE RESOLUTION NR.82 FROM DECEMBER 3, 2008

Regulates the concession of visas to professors, scientists, researchers and other professionals who intend to come to Brazil in order to participate in conferences, seminars, congresses or, in order to attend meetings related to research and development activities, for science and technology cooperation purposes as well as to students of any degree or post-graduation level.

THE NATIONAL IMMIGRATION COUNCIL, THE NATIONAL IMMIGRATION COUNCIL, created by Law 6.815 from August 19, 1980, and organized through Law 10.683 from May 28, 2003, based on the competence conferred by Decree 840 from June 22, 1993, decides:

Art. 1 A temporary visa may be granted by Brazilian consular authorities abroad to foreigners intending to come to Brazil and fulfill the criteria foreseen in insert 1 of art. 13, Law 6.815 from August 19, 1980:

1 – for a period that is not superior to a 30 (thirty) day period that cannot be extended, allowing for Pro Labore, to foreign scientists, professors, researchers and other professionals in order to participate in conferences, seminars or congresses that can be characterized as set and defined events.

2 – to scientists, professors, researchers and other professionals intending to participate in science and technology cooperation projects with a Brazilian institution, working within foreign educational or research and development institutions and without a work contract in Brazil.

Art. 2 The tourist visa foreseen in insert 2 of art. 4 of Law 6.815 from 1908 may be granted to foreign scientists, professors, researchers and other professionals intending to visit Brazil in order to participate in conferences, seminars, congresses or meetings in the area of scientific and technological research and development, as long as they do not receive any remuneration for their activities.

Single paragraph. The visa referred to in the heading of this article may be granted even if the foreigner is entitled to receive compensation for travel expenses, directly or through daily allowances.

Art. 3 If a foreigner team intends to apply for participation in science and technology cooperation activities, based on the provisions set in insert 2 of art. 1 of this Normative Resolution and as long as it is not in the area of bio-prospection, the request for the start of activities and for the participation of the foreign team must be addressed to the National Science and Technology Development Council (CNPq) that will forward it to the Ministry of Science and Technology (MCT) according to current legislation.

Single paragraph. When the foreign citizen applies for the visa foreseen in the heading of this article, he/she must present a copy of the Administrative Rule authorizing the activity and his/her participation, issued by the Ministry of Science and Technology and published in the Official Gazette.

Art. 4 The collection of data and material linked to Programs, scholarships or research assistance programs sponsored by the CNPq, CAPES, FINEP or State Research Support Foundations do not require the above mentioned authorizations issued by the Ministry of Science and Technology (MCT) which are the subject of the previous article.

Single paragraph. The Brazilian institutions that are interest in the participation of foreign citizens in activities referred to in the heading of this article, must present the consular authority of the foreigner's country of origin or precedence with a letter of invitation issued by the public agency that is responsible for the financing of the activities.

Art. 5 The concession of a work permit to foreign scientists, professors or researchers that are holders of a work contract or have passed public competitive examination for work within a Brazilian institution for education or scientific research and development will only need an authorization issued by the Ministry of Labor according to the terms and norms set by the National Immigration Council.

Art. 6 In cases related to scientific and technological cooperation aimed at the realization of bio-prospection activities, the request for the start of activities and for the participation of the foreign team must, according to current legislation, be addressed to the Genetic Patrimony Managing Council (CGEN) at the Ministry of the Environment (MMA).

Single paragraph. Foreign citizens that wish to participate in activities related to the heading of this article must, according to current legislation, present to the consular authorities a copy of the act issued by the Ministry of the Environment's (MMA) Genetic Patrimony Managing Council (CGEN) published in the Official Gazette (DOU).

Art. 7 In cases related to the access and collection of genetic resources and/or associated traditional knowledge according to articles 3 and 6 of this Normative Resolution, the foreign citizen is must also present the consular authorities with a Terms of Agreement form, according to the model contained in the appendix.

Art. 8 A temporary visa may be granted to students of any level of graduation or post-graduation who intend to visit Brazil, according to the provisions of insert 4 of art. 13 of Law 6.815 of August 19, 1980, including students participating in programs commonly know as “sandwich” and with or without a scholarship.

Single paragraph. Students that are not the recipients of a scholarship must present the consular authorities with proof that he/she has the resources needed for his/her upkeep during the study period in Brazil.

Art. 9 Normative Resolution 65 from October 4, 2005, is hereby revoked.

Art. 10 This Normative Resolution enters into effect on the date of its publication.

PAULO SERGIO DE ALMEIDA

President of the National Immigration Council

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