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Work Permit for Foreigners

Normative Resolution Nr. 42 of September 28, 1999

Regulates the concession of a visa, to a foreigner who enters the Country for a period of internship.

THE NATIONAL IMMIGRATION COUNCIL, instituted by Law Nr. 8.490 of November 19, 1992, in the use of the powers conferred by Decree Nr. 840, of June 22, 1993, decides:

Art. 1 A temporary visa may, as foreseen in point I of art. 13 of Law Nr. 6.815 of August 19, 1980, be obtained by a foreigner that enters the Country for an internship period.

Sole paragraph: For the purposes of this Normative Resolution, an internship is, considered the practical part of a superior education of a profession that, together with theory, will contribute to the professional improvement of the intern.

Art. 2 The concession of a visa as referred to in the previous article, is conditional to the elaboration of the terms of agreement between the intern and the Brazilian firm or institution, with the participation of an intervening party.

§ 1. For the purposes of this article, an intervening party is:

I – an officially recognized student exchange organization;

II – an organ of international cooperation;

III – sectors of international cooperation within the various Ministries of the Republic.

§ 2. The application for a visa is put forward abroad at Diplomatic Missions, consular Departments and Vice-consulates and will have a validity of up to 1 (one) year, is not extendable and the period of validity will be stated on the identity document of the foreigner as well as his condition as an intern. He/she will be subject to the same equal treatment as Brazilians are in the foreigner's country of origin.

§ 3. The concession of visa treated in the above art. 1, refers exclusively to the beneficiaries of subsistence scholarships and does not apply to cases characterized by an employment link.

Art. 3 A temporary visa can, be granted to the foreigner who enters the country as an intern of a Brazilian subsidiary or branch of a foreign firm, according to the purpose of point V of art. 13 of Law Nr. 6.815 of August 19, 1980, for a period of up to 1 (one) non-extendable year and as long as he/she is remunerated abroad, exclusively by the foreign firm.

Sole paragraph: The concession of the visa will depend on the previous authorization by the Ministry of Labor through the presentation of the documents it requires for that purpose.

Art. 4 This Normative Resolution enters into effect on the date of its publication and revokes Normative Resolution Nr. 19 of August 18, 1998, published in OFFICIAL GAZETA Nr. 243-E of December 18, 1998, Section I, page 5.

ALVARO GURGEL DE ALENCAR

President of the National Immigration Council

Published in Official Diary Nr. 194-E, of October 8, 1999, Section I, page 17.