

## **Work Permit for Foreigners**

RECOMMENDED RESOLUTION NR. 05 OF DECEMBER 03, 2003.

MINISTRY OF LABOR

NATIONAL IMMIGRATION COUNCIL

Deals with intra-ministerial collaboration for the adoption of actions aiming at the legalization of foreigner submitted to slave labor in Brazil as well as making other provisions.

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, 1998, and in the terms of art. 9, line “a” of the Internal Regime, resolves:

CONSIDERING the need, for criminal prosecution, of obtaining the collaboration from victims of slave labor that witness or denounce the crime first-hand,

RESOLVES:

Art. 1 To recommend, to the Ministry of Justice, the presentation of a proposal to the National Congress to alter article 225 of the Penal Process Code, instituted by Decree-Law Nr. 3.689 of October 03, 1941, in the following terms:

Art. 225 (...)

Sole paragraph: The foreigner, either irregular or clandestine, who appears as a witness or victim in a police enquiry, or criminal process, may remain in the national territory as long as it is requested from the Ministry of Justice, his/her permanency in the Country by the authority presiding the criminal investigations or the criminal process.

Art. 2 To recommend to the Ministry of Justice the presentation of a proposal to the National Congress to alter article 38 of Law Nr. 6.815, of August 19, 1980, in the following terms:

Art. 38 (...)

Sole paragraph: The content of this article does not apply to a clandestine or irregular, which are the beneficiaries of an authorization from the Ministry of Justice to remain in the national territory in the condition of a witness or victim in a police enquiry or criminal process, and who must be registered under the terms of article 30.

Art. 3 To recommend to the Ministry of Foreign Affairs and to the Ministry of Justice the negotiation of a Migration Regularization Agreement between Brazil and Bolivia, for the benefit of the citizens of both countries which are in an irregular or clandestine situation.

Art. 4 This Recommended Resolution enters into effect on the date of its publication.

**JAQUES WAGNER**  
**President of the National Immigration Council**

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