

BRAZIL – national procedures for transfer of sentenced persons

Updated 12/06/2024

The information contained in this table should be updated on a yearly basis.

<p>The Central Authority (name of the institution, address, telephone, fax and e-mail where available) responsible for the transfer of sentenced persons:</p>	<p>Ministry of Justice and Public Security of Brazil / Department of Assets Recovery and International Legal Cooperation / General-Coordination for Extradition and Transfer of Sentenced Persons</p> <p>Address: Esplanada dos Ministérios, Bloco T, Anexo 2, 3º andar, sala 326. CEP: 70.064-900 Brasília-DF, Brazil</p> <p>Phone: +55(61)2025-8900/8902/9582/3382</p> <p>E-mail: <a href="mailto:transferencia@mj.gov.br">transferencia@mj.gov.br</a></p>
<p></p>	<p></p>
<p>If different from the Central Authority, the authority to which the request should be sent (name of the institution, address, telephone, fax and e-mail where available):</p>	<p></p>
<p></p>	<p></p>
<p>If different from the Central Authority, the Authority/ies in charge of coordinating and/or implementing the physical transfer of the person concerned (name of the institutions, address, telephone, fax and e-mail where available):</p>	<p></p>
<p></p>	<p></p>
<p>Channels of communication for the request for the transfer of sentenced persons (directly, through diplomatic channels or other):</p>	<p>Directly or via diplomatic channels</p>

Means of communication (e.g. by post, fax, e-mail <sup>1</sup> ):	Post, telephone or e-mail
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Language requirements:	Documents must be submitted in their original language and translated to Portuguese (official language)
Documentation required:	Written request by the sentenced person, final decision of the foreign sentence, identification data (picture, ID, finger prints, etc), indication of the region in Brazil where the sentenced person's family lives.
Continued enforcement or conversion of the sentence <sup>2</sup> :	
General rules on early release:	Law n. 7.210 can be consulted here: <a href="https://www.planalto.gov.br/ccivil_03/leis/l7210.htm">https://www.planalto.gov.br/ccivil_03/leis/l7210.htm</a>
Scope of application with regard to transfer of mentally disordered persons:	Brazilian law does not prevent the transfer of mentally disordered persons

<sup>1</sup> Please indicate if encryption or electronic signature is required.

<sup>2</sup> In case the sentence is converted, please specify whether this is done before or after the transfer has taken place.

Scope of application with regard to nationals and/or residents:	Brazil accepts the transfer both of national and residents
Other particularly relevant information (such as practice regarding time limits or revocation of consent):	
Links to national legislation, national guides on procedure:	<p>Law n. 13.445, articles 103 and 104 is the national legal basis for transfer of sentenced persons:</p> <p><a href="https://www.planalto.gov.br/ccivil_03/ato2015-2018/2017/lei/113445.htm">https://www.planalto.gov.br/ccivil_03/ato2015-2018/2017/lei/113445.htm</a></p> <p>Information regarding the transfer of sentenced persons at the Ministry of Justice and Public Security's website:</p> <p><a href="https://www.gov.br/mj/pt-br/assuntos/sua-protecao/cooperacao-internacional/transferencia-de-pessoas-condenadas">https://www.gov.br/mj/pt-br/assuntos/sua-protecao/cooperacao-internacional/transferencia-de-pessoas-condenadas</a></p>
Link to information about the Convention (according to Article 4) in the official language(s) of the State Party (see also Rec. R (84) 11 of the Committee of Ministers concerning information about ETS°112 and PC-OC INF 12):	