

BUSINESS AND HUMAN RIGHTS

PARLIAMENTARY OBSERVATORY OF THE UNIVERSAL PERIODIC REVIEW

The Universal Periodic Review (UPR) is a mechanism for assessing the human rights situation in the 193 member states of the United Nations (UN).

The UPR Parliamentary Observatory was established from the partnership between the House of Representatives and the United Nations High Commissioner for Human Rights and aims to:

increase national engagement with human rights mechanisms;

contribute to collecting information and good practices;

increase knowledge about UN human rights mechanisms and their relevance; and

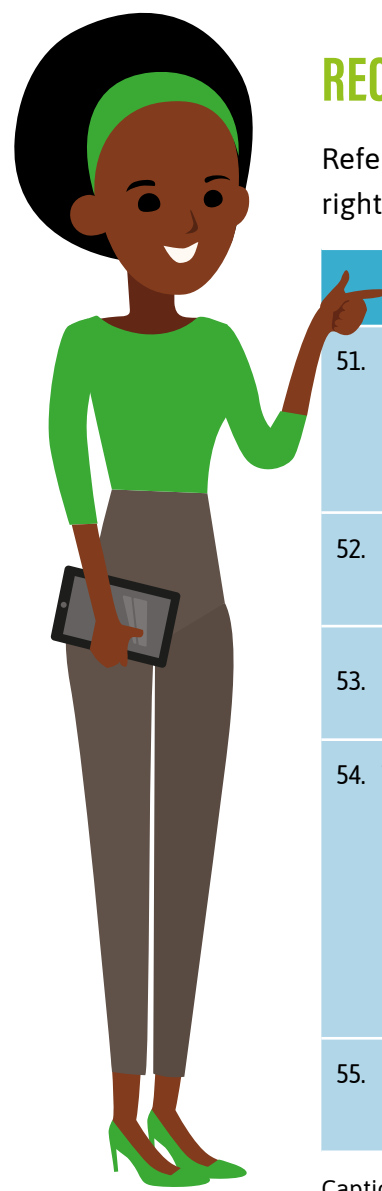
increase the use of results from human rights mechanisms among legislators.

RECOMMENDATIONS TO BRAZIL AND ITS INDICATORS

Referring to the third cycle (2017-2021) of the UPR on the topic “business and human rights”.

| Recommendation | Assessment |
|--|------------|
| 51. Develop a national action plan on businesses and human rights in order to prevent development projects from violating the rights of traditional populations, indigenous peoples and workers and causing damage to the environment, and to ensure an effective remedy with meaningful consultations with affected communities (Netherlands) | ↑ |
| 52. Draft a comprehensive national action plan on business and human rights that would take into account the United Nations Guiding Principles in this regard (Paraguay) | ↑ |
| 53. Draw up an action plan on business and human rights (Sierra Leone) | ↑ |
| 54. To further continue the efforts to punish those responsible for the breaking of the retaining walls in Jacarei and Mariana, and to ensure that the victims of this event are guaranteed their right to access to justice, and their right to fair compensation, remediation and reparations for the damage caused. We recommend that Brazil share these acquired experience through its constructive and substantive participation in the Intergovernmental Working Group, established through Resolution No. 26/9 of the Human Rights Council (Ecuador) | × |
| 55. Continue its efforts on the implementation of the National Policy on Climate Change on reducing deforestation in the Amazon region (Ethiopia) | ↓ |

Caption: ✓ Fulfilled ↑ In progress × Unfulfilled ↓ In retrocession



MAIN MILESTONES

United Nations Human Rights Council

endorses the UN Guiding Principles on Business and Human Rights in 2011



Brazil receives, in 2015, a **visit from the UN Working Group on Business and Human Rights**



Brazil ratifies, in 2016, the **Paris Agreement on Climate Change** and undertakes the commitment to implement actions that support the achievement of the goals set in the Nationally Determined Contribution



Publication of the **booklet** "Implementing the UN Guiding Principles on Businesses and Human Rights: the duty to protect the State and the responsibilities of Businesses in respecting human rights", in 2017

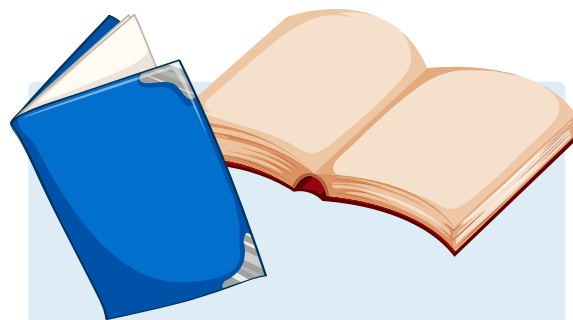


The Federal Public Prosecutor's Office publishes a **technical note** in 2018 on the protection and reparation of human rights in the context of business activities, contextualizing challenges in Brazil

1st meeting of the **Committee on Business and Human Rights** occurs in 2018



Businesses and public institutions signed, in 2018, the **Open Letter** From Businesses for Human Rights



The National Secretariat for Global Protection, from the Ministry of Women, Family and Human Rights, launches, in 2019, the Portuguese **version of the booklet** with the UN Guiding Principles on Business and Human Rights at the UN and the first version of the Response Plan to the Report from the UN Working Group on Human Rights and Transnational Companies

Publication of the Portuguese version of the **Organisation for Economic Co-operation and Development Guide on Due Diligence for Responsible Business Conduct**, 2020



RELATED BRAZILIAN STANDARDS

AUGUST/2018

- **Ordinance No. 288/2018**, from the Ministry of Human Rights, provides for procedures for signing a term of commitment with business within the scope of the Program for the Protection of Human Rights Defenders.
- **Ordinance No. 289/2018**, of the Ministry of Human Rights, establishes the Businesses and Human Rights Committee.

NOVEMBER/2018

- **Ordinance No. 350/2018**, from the Ministry of Human Rights, establishes the Code of Conduct and Respect for Human Rights for Suppliers of Goods and Services.
- **Decree No. 9,751/2018** establishes the National Guidelines on Business and Human Rights and adopts the UN Guiding Principles on Business and Human Rights.

MARCH/2020

- **Resolution No. 5/2020**, from the National Council of Human Rights, provides guidelines for a public policy on business and human rights.

DECEMBER/2020

- **Resolution No. 2/2020**, from the Ministry of Economy, approves the mandate the National Contact Point to develop a National Action Plan on Responsible Conduct.

LEARN MORE

Full report – Business and Human Rights

- [Virtual Extraordinary Public Hearing – Commission of Human Rights and Minorities, on 4/30/21](#)
- [Report on the topic](#)
- [Parliamentary Observatory of the Universal Periodic Review](#)
- [UN Working Group on Business and Human Rights](#)
- [Report of the Inter-American Commission on Human Rights – Business and Human Rights: inter-American standards](#)
- [Responsible Business Conduct Project in Latin America and the Caribbean \(Ceralc\)](#)