

CNIg NORMATIVE RESOLUTION No. 126/2017

On the concession of temporary residence to nationals of bordering countries.

The National Immigration Council, established by the Law no. 6.815 of August 16th 1980, organized by the Law n. 10.683 of May 28th 2003, in the use of the attributions granted by the Decree no. 840 of June 22nd 1993,

In view of the provisions of the Normative Resolution n. 27, of November 25th 1998, combined with the Recommendatory Resolution no. 8, of December 19th 2006,

Considering the objectives that inspired the Residency Agreement for Nationals of Mercosur and Associated States Parties, in order to deepen the integration process, with a view to implementing a free circulation policy and with a view to promoting the regularization of the migratory situation of nationals of the region,

Considering the commitments assumed by Brazil in the international sphere, in order to establish migratory policies that guarantee full respect for the human rights of migrants and their full access to justice, education and health,

Considering the migratory flows to units of the Federation, especially in the northern region, of foreign nationals from bordering countries who are not yet Parties of the said Residence Agreement, who are in an irregular migratory situation in Brazil and to whom the asylum system does not apply for them to be able to remain in the country,

RESOLVE:

Art. 1. Temporary residency may be granted for a term of up to 2 years to a foreigner who has entered the Brazilian territory by land and is a national of a frontier country, for which the Residency Agreement for Nationals of Mercosur and Associated States Parties is not yet in force.

Single Paragraph: The application for temporary residence shall be made before a Federal Police unit with the presentation of the following documents:

- I. Filled Application ;
- II. Two 3x4 photos;
- III. Identity Card or valid passport;
- IV. Birth Certificate or Marriage certificate or Consular certificate;
- V. Criminal records report issued in Brazil;
- VI. Declaration stating that the applicant has never been criminally prosecuted in his/her country of origin; and
- VII. Proof of payment of fees

Art 2. Foreigners who intend to benefit from this normative resolution, and who have claimed asylum in Brazil, must present to the Federal Police Units a declaration expressing their preference for regularization of stay, indicating this Normative Resolution as the basis of their request.

Single paragraph. The declaration of preference will be directed to the National Committee for Refugees (CONARE) that will take the necessary administrative measures.

Art. 3. This normative resolution shall be valid for a period of one year and may be extended.

Art 4. This normative resolution enters into force on the date of its publication

HUGO MEDEIROS GALLO DA SILVA

President of the National Immigration Council