

VIDEO CONFERENCE REGARDING BILATERAL CONSULTING MECHANISMS

Ministry of Development, Industry and Foreign Trade of Brazil (MDIC) and The Department of Commerce of the United States (DoC)

**Architecture and Engineering Services:
ACCREDITATION IN BOTH COUNTRIES**

CIVIL ENG. MARCOS TÚLIO DE MELO

PRESIDENT OF CONFEA

LEGAL INSTRUMENTS

LAW 5.194/1966 → Professional Exercise

Regulates the professions of Engineers, Architects, Agronomist and takes other measures

The checking and inspection of the exercise of professions and activities covered therein shall be exercised by a Federal Council of Engineering, Architecture and Agronomy (CONFEA), and Regional Councils of Engineering, Architecture and Agronomy (CREA), organized in such a way to ensure unity of action.

The firms, partnerships, associations, corporations, cooperatives and companies in general that organize themselves to execute constructions or services related to the definitions in this law, they only start their activities after providing their registration in regional councils, as well as of those professionals composing their staffs.

LAW 6946/1977 → Technical Responsibility

It establishes the "Technical Responsibility" for the provision of Engineering, Architecture and Agronomy services.

"Every contract, written or oral, for the execution of works or provision of any professional services related to engineering, architecture and agronomy is subject to the "Technical "Responsibility" (ART)."

THE CONFEA/CREA SYSTEM

03 Professional Groups-E/A/Ag

900.000 Professionals

307 Professional Degrees

28 National Entities

577 Regional Entities

231 Education Institutions

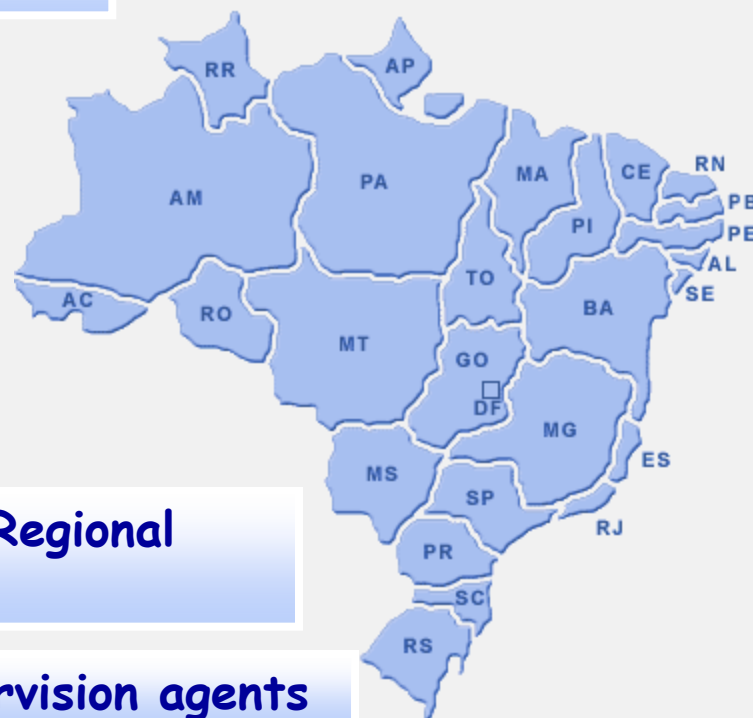
27 Regional Councils

01 Mútua Professional Assistance and 27 Regional Offices

525 Regional Inspectorates and 825 Supervision agents

1.613 Fed. and Reg. Counselors

09 National Chambers and 183 Specialized Chambers



PROFESSIONAL REGISTRATION AND ATTRIBUTION IN THE CONFEA/CREA SYSTEM

RESOLUTION 1.007/2003 - CONFEA (PROFESSIONAL REGISTRATION)

- It serves foreign professionals with permanent visa as well as with temporary visa or temporary work contract in Brazil
- It regulates the administrative procedures within the Confefa/Crea System, for the professional to formalize the registration requirement

RESOLUTION 1.010/2005 - CONFEA (PROFESSIONAL ATTRIBUTION)

- It details the activities and skills to grant attribution to any professional of the System regarding his academic record (Matrix Conception)
- Extension of professional attributions as a result of post graduate courses

FOREIGN CORPORATION REGISTRATION IN THE SISTEMA CONFEA/CREA

RESOLUTION 209/1972 - CONFEA (FOREIGN CORPORATION REGISTRATION)

Considering the convenience of service delivery or performance of work by a foreign Corporation consortium with Brazilian Corporation, in the event that the deficiency of technical experience, duly verified, Engineering, Architecture and Agronomy national justify the absorption of foreign technology

For purposes of participation in bidding, the Brazilian Corporation that pretends to be consorting with foreign Corporation must, firstly, make note, the Regional Council, the prior contractual commitment and irreversibly, ensuring that the contract is signed

GRADUATED ABROAD

RESOLUTION 1.007/2003 - CONFEA

Registration proceeding for professionals graduated abroad

- ✓ Analysis by Crea's Specialized Chamber
- ✓ Analysis by Crea's Plenary
- ✓ Analysis by Confea's Plenary, and by the Education and Professional Attribution Commission (CEAP)

Requirements

- ✓ Degree revalidated by Public Education Institutions
- ✓ Sworn Translation of documents
- ✓ Fulfillment of the minimum hours established by the Ministry of Education (MEC)
- ✓ Curriculum Analysis

GRADUATED ABROAD

RESOLUTION 1.007/2003 - CONFEA

Proceeding of Temporary Visa for Foreigners

- ✓ Analysis by Crea's Specialized Chamber
- ✓ Analysis by Crea's Plenary

Requirements

- ✓ Work contract showing the relationship between the professional and the employer
- ✓ The original degree certificate with the courses taken
- ✓ Copy of a expedition by the Ministry of Labor and Employment granting the work visa
- ✓ Sworn Translation of the documents
- ✓ Proof of the contractual relationship between the hiring entity and the Brazilian assistant
- ✓ Curriculum Analysis

PRACTICES FOR ENGINEERING AND ARCHITECTURE SERVICES

PROFESSIONAL ACCREDITATION

- There is no international agreement in force on the subject
- In progress the MERCOSUL Accreditation Process (Argentina, Bolivia, Brzsil, Chile, Colombia, Paraguay, Uruguay e Venezuela)

QUALIFICATION REQUIREMENTS

- There is no qualification procedure in Brazil

TECHNOLOGICAL UPDATE

- There are no program requirements of technological update
- There is in the Ministry of Education a Program to incentive Continuing Education

ACTIONS TO MUTUAL RECOGNITION

ORDERS AND COUNCILS

WFEO/FMOI
1999: Accession

PORTUGAL
1999: Memorandum of Understanding

RUSSIA
2001: Memorandum of Understanding

MERCOSUL – CIAM
1992: Creation of CIAM
2003: Mechanisms of Temporary Professional Exercise

ANGOLA
2004: Memorandum of Understanding

CHINA
2004: Memorandum of Understanding
2010: Memorandum of Understanding

MOÇAMBIQUE
2005: Memorandum of Understanding

VENEZUELA
2008: Memorandum of Understanding

CUBA
2009: Memorandum of Understanding

ACTION TO MUTUAL REGONITION

COMMISSION OF BILATERAL MONITORING

CHILE

- 2009: Initial Meeting
- 2010: Work Plan under implementation
- Meeting Scheduled for November 12th, 2010

COLOMBIA

- Meeting held in October 2010
- Work Plan under implementation

USA

- Meeting Scheduled for November 09th, 2010

ACTION TO IMPLEMENT THE WORK PLAN

Identify and Translate into English the Brazilian legislation regarding the professional exercise (registration and attribution)

Inform the documents on Mutual Recognition Agreements, under negotiation or already concluded with other organizations, within the professional scope of Engineering and Architecture

Present the conditions for professional exercise in engineering and architecture sectors

Check with universities and companies the possibility of agreements for exchange of students and newly graduates to participate in internship programs in both countries



Thank you very much

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