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
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

<table>
<thead>
<tr>
<th>Category</th>
<th>Number</th>
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<tr>
<td>Professional Groups-E/A/Ag</td>
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<tr>
<td>Professionals</td>
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<td>Professional Degrees</td>
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<td>National Entities</td>
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<td>Regional Entities</td>
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<td>Education Institutions</td>
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<td>Regional Councils</td>
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<td>Mútua Professional Assistance and Regional Offices</td>
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<tr>
<td>Regional Inspectorates and Supervision agents</td>
<td>525 + 825</td>
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<tr>
<td>Fed. and Reg. Counselors</td>
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<tr>
<td>National Chambers and Specialized Chambers</td>
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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 Confea/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.
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.
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
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
PROFESSIONAL ACCREDITATION
- There is no international agreement in force on the subject
- In progress the MERCOSUL Accreditation Process (Argentina, Bolivia, Brazil, Chile, Colombia, Paraguay, Uruguay, and 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

- **Mozambique**
  - 2005: Memorandum of Understanding

- **Venezuela**
  - 2008: Memorandum of Understanding

- **Cuba**
  - 2009: Memorandum of Understanding
ACTION TO MUTUAL RECOGNITION

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

CONCLUSION
Thank you very much

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