



HAUT-COMMISSARIAT DES NATIONS UNIES AUX DROITS DE L'HOMME • OFFICE OF THE HIGH COMMISSIONER FOR HUMAN RIGHTS
PALAIS DES NATIONS • 1211 GENEVA 10, SWITZERLAND

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5 May 2026

Excellency,

I wish to inform you that the Committee on the Elimination of Racial Discrimination, during its 117th session, considered the follow-up report submitted by the Government of Brazil, pursuant to article 9 (1) of the Convention and rule 74 (ex-rule 65 (1)) of the Rules of Procedure of the Committee.

The Committee welcomes the submission of the report, in response to its request to receive information within one year on the implementation of the recommendations contained in paragraphs 17 (a) (right to health and the impact of the COVID-19 pandemic), 19 (c) (disparities in access to education), 23 (a) (poverty, work and income) and 36 (a)–(d) (excessive use of force by law enforcement and military officials) of the Concluding Observations [CERD/C/BRA/CO/18-20*](#) adopted following the consideration of the State Party's combined 18th to 20th periodic reports at its 108th session, held in November-December 2022.

The Committee appreciates the opportunity provided to continue its dialogue with the State Party and would like to draw the State Party's attention to the observations mentioned below. The Committee requests that comments and responses on actions taken by the State Party on these issues be included in its next periodic report.

Paragraph 17 (a) of the Concluding Observations

The Committee takes note of the various steps taken by the State Party aimed at eliminating racial and ethnic inequalities in the enjoyment of the right to health, such as the development of the National Policy for Comprehensive Health of the Quilombola Population, the adoption of the Anti-Racist Health Strategy of December 2023 and its Action Plan for 2025, and the establishment of the Graça Epifânio Quilombola Health Working Group.

H.E. Mr. Tovar Da Silva Nunes
Permanent Representative of Brazil
to the United Nations Office
Geneva
e-mail: delbrasgen@itamaraty.gov.br



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While noting these developments, the Committee regrets the lack of sufficient information about effective measures developed and adopted by the State Party to protect, on an equal basis, Afro-Brazilians, Indigenous Peoples, Quilombolas and non-citizens from public health emergencies, in light of the disproportionate impact that the COVID-19 pandemic had on these communities.

The Committee considers the response to this recommendation partially satisfactory and requests the State Party to provide, in its next periodic report, information on measures taken to fully implement the recommendation. It also requests the State Party to include information on the measures taken to adequately consult with Afro-Brazilians, Indigenous Peoples, Quilombolas and non-citizens when developing, adopting and monitoring public health policies that concern them.

Paragraph 19 (c) of the Concluding Observations

The Committee takes note of the information provided by the State Party on the adoption of Law No. 14,723/23, of 13 November 2023, which amends Law No. 12,711, of 29 August 2012, providing for quotas in institutions of federal (higher and technical) education for Afro-Brazilians, Indigenous, and students with disabilities, as well as those who have completed their entire secondary or primary education in public schools. It also takes note that the new legislation introduced a modification of the admission mechanism for quota students in federal higher education, the reduction of family income thresholds for reserved places, the inclusion of Quilombola students as beneficiaries of the quotas, the establishment of priority for quota students in receiving student aid, and the extension of affirmative action policies to graduate studies.

The Committee considers the response to this recommendation satisfactory. It requests the State Party to provide, in its next periodic report, information on the concrete impact of Law No. 14,723/23, including comprehensive statistics on progress in access to university education among Afro-Brazilians, Quilombola and Indigenous students facing intersectional forms of discrimination, including those with disabilities.

Paragraph 23 (a) of the Concluding Observations

The Committee welcomes the resumption, in 2023, of the cash transfer program Bolsa Família aimed at families living in situations of extreme poverty and poverty and takes note of the information provided by the State Party that the number of Indigenous and Quilombola beneficiaries of the program has increased by 30% since January 2023. It also takes note of the efforts adopted by the State Party to guarantee the enjoyment of the human right to adequate food for the Black population, Quilombolas, Indigenous Peoples, and traditional peoples and communities, such as the implementation of the National Food Security Policy, and the adoption of the Third National Food and Nutrition Security Plan (III PLANSAN).

While welcoming the efforts undertaken by the State Party, the Committee remains concerned about the disproportionate and persistent poverty experienced by Afro-Brazilian, Indigenous and

Quilombola communities. The Committee considers the response to this recommendation partially satisfactory. It requests the State Party to provide, in its next periodic report, information on the impact of measures aimed at eradicating poverty among Afro-Brazilians, Indigenous Peoples and Quilombolas, including comprehensive statistics on progress achieved.

Paragraph 36 (a) of the Concluding Observations

The Committee takes note of the information provided by the State Party that demilitarization of police activities in Brazil is broad and interinstitutional in scope, and that the State Party has taken into account the recommendations issued by the Committee in the formulation of public policies. However, the Committee regrets the lack of sufficient information about the concrete measures adopted by the State Party to ensure the demilitarization of law enforcement activities in Brazil. The Committee considers the response by the State Party unsatisfactory and reiterates its recommendation. It requests the State Party to provide, in its next periodic report, information on measures taken to fully implement it.

Paragraph 36 (b)–(d) of the Concluding Observations

The Committee takes note of the information provided by the State Party on the steps taken to implement these recommendations and to comply with the 2020 ruling of the Federal Supreme Court of Brazil in Allegation of Non-Compliance of a Fundamental Precept 365 (*Arguição de Descumprimento de Preceito Fundamental – ADPF 365*), which consolidated binding parameters regarding the use of force by public security forces, including the requirement to monitor police lethality with new indicators; the publication of disaggregated data on civilian and police deaths; the preservation of crime scenes; the mandatory use of body cameras in operations; and the creation of monitoring and oversight committees.

In particular, it takes note of the National Project for the Qualification of the Use of Force, which aims to promote regulatory standardization structured around (i) legal support and operational guidelines; (ii) training and continuous capacity-building; (iii) acquisition and donation of protective equipment and less-lethal instruments; and (iv) diagnosis and impact assessment.

It also takes note of the adoption of Decree No. 12,341 of 23 December 2024, which, *inter alia*, provides that the use of force must be graduated and proportional to the threat, and establishes mandatory annual training on the use of force, the preparation of detailed reports in cases involving injury or death, and the adoption of specific protocols for personal and residential searches. It further notes the adoption of (i) Ordinance MJSP No. 856/2025, establishing the National Committee for Monitoring the Use of Force; (ii) Ordinance MJSP No. 855/2025, reinforcing the binding nature of the guidelines established by Decree No. 12,341 and their application both to federal corporations and to federated entities that make use of resources from the National Public Security Fund; and, (iii) Ordinance MJSP No. 648/2024, which regulates the National Body Camera Project.



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Likewise, the Committee takes note of the information provided by the State Party about the adherence by 21 states to the National Project for the Qualification of the Use of Force, committing to incorporate Decree No. 12,341/2024 and Ordinance MJSP No. 855/2025 into their internal regulations, in alignment with the Unified Public Security System. It also takes note of the training courses on the differentiated use of force carried out, including for instructors of the National Course on the Use of Force and the Course on Body Cameras and the Use of Force, in order to ensure that the regulatory framework is effectively internalized by police institutions.

While acknowledging the normative and institutional measures taken by the State Party, the Committee regrets the lack of sufficient information on the impact of such measures in effectively preventing and eliminating the excessive and lethal use of force by law enforcement and military officials. Despite a decrease compared with 2021, the Committee remains gravely concerned that, according to the *Brazilian Yearbook of Public Security 2025*, 82% per cent of victims of police violence in 2024 were Afro-Brazilians.¹ The Committee also draws the attention of the State party to recent concerns expressed and calls and recommendations made by various regional and UN human rights mechanisms as well as by the UN High Commissioner for Human Rights.²

The Committee considers the response by the State Party unsatisfactory and reiterates its recommendations. It requests the State Party to provide, in its next periodic report, information on measures taken to fully implement them, taking into account the relevant recommendations of the above-mentioned regional and UN human rights mechanisms.

Rest assured, Excellency, that the Committee looks forward to continuing its constructive dialogue with the Government of Brazil, with a view to providing it with assistance in its efforts to ensure the effective implementation of the Convention.

Please accept, Excellency, the assurances of my highest consideration.

Yours sincerely,

Gün Kut
Chair

Committee on the Elimination of Racial Discrimination

¹ See: <https://forumseguranca.org.br/wp-content/uploads/2025/09/anuario-2025.pdf>

² See: Inter-American Commission on Human Rights, [Observations from the working visit to Brazil: 'Operation Containment'](#), 6 March 2026; Brazil: [UN experts urge swift investigation into deadly police operation in Rio de Janeiro](#), 31 October 2025; [Brazil: Comprehensive reform of policing methods urgently needed – Türk](#), 29 October 2025; Report of the Special Rapporteur on contemporary forms of racism, racial discrimination, xenophobia and related intolerance, [A/HRC/59/62/Add.1](#); Report of the International Independent Expert Mechanism to Advance Racial Justice and Equality in Law Enforcement, [A/HRC/57/71/Add.1](#).