

BUSBC LEGISLATIVE PRIORITIES IN BRAZIL

Through the Brazil-U.S. Parliamentary Group, the U.S. Section of the Council endorses structural reforms to spur growth recovery and foster Brazil's insertion into global value chains, as pension, labor, tax and fiscal initiatives are underway in Congress. The Council also contributes with private sector expertise and best practices to better shape legislative proposals on key-issues for investments, manufacturing and services' activities.



Infrastructure development

Revision and unification of rules regarding infrastructure public procurement according to best practices and dissemination of the new rules will contribute to attracting investors' interest. In support of this, the Council advocates in favor of the following bills:

- Revised PLS 559/2013: Consolidation of Public Procurement Legislation;
- PLS 11/2016: Adjustment on Reference Price for biddings;
- Revised PL 3729/2004: Optimization of Environmental Licensing Process;
- PEC 72/2011: Updated Requirements to Create New Nature Conservation Units.
- PLS 58/2016: Consolidate and Harmonize Legal Framework on Water Re-use.



Tax simplification

The reduction of complexity, cumulative nature of tax systems, and improvement of legal certainty contribute to the reduction of enterprise costs to file and comply with the rules. The Council endorses the legislative branch's extensive agenda in this direction, with no fiscal renunciation:

- Tax Reform
- PLS-C 406/2016: Tax Simplification and Fiscal Procedures Streamlining
- PRS 1/2013 and PLP 54/2015: Unification of ICMS and Validation of Fiscal Incentives
- PLS-C 95/2014: Tax Substitution Regulation
- PL 3268/2012: Compensation of Tax Debts with Tax and Social Security Credits
- PLP 396/2014: Minimum Implementation Period for Measures that Increase Costs to Corporations



Institutional ground and governability

Institutional framework and governability have direct influence on business confidence and are key factors in assessing and driving investments. In this regard, the Council supports wide discussion in Parliament, as well as the necessary adjustments to approve:

- PEC 36/2016: Political Reform
- PLC 80/2016: Anti-corruption Package
- PL 1202/2007: Lobbying Regulation



Social rights and job creation

The Brazil Council promotes clear, stable and flexible labor rules, while safeguarding constitutional rights. At the same time, collective bargaining must be strengthened as an effective tool to avoid judicialization and promote job creation. With regard to outsourcing, the Council supports making this model of work viable in Brazil, so entrepreneurs may choose which activities to outsource based on their business models, while protecting outsourced employees' rights under the law. No less relevant, the pension system must be made sustainable in the long term, securing social rights of future generations and health of public finances. To this end, three main bills are underway in the Brazilian Congress:

- PL 6787/2016: Labor Reform
- PL 4302/1998: Outsourcing Regulation
- PEC 287/2016: Pension Reform



Legal environment

The Council recommends advances in the legal environment, promoting legal certainty and predictability as key requirements to attracting investments.

- PL 6621/2016: Revision on the Regulatory Agencies' Control and Rulemaking Process
- PL 5646/2016: Revision of Conditions and Procedure to Pierce the Corporate Veil
- PL 2289/2007: Regulation of Foreign Acquisition of Lands



Trade facilitation

Streamlining Brazil's bureaucratic procedures and encouraging standardization and harmonization of customs' procedures to facilitate trade.

- MSC 200/2016: Brazil's Accession to the Revised Kyoto Convention.