



**MINISTÉRIO DA JUSTIÇA
E SEGURANÇA PÚBLICA**
Assessoria Especial Internacional

TRADUÇÃO DE LEGISLAÇÃO BRASILEIRA RELACIONADA À ÁREA DE JUSTIÇA E SEGURANÇA PÚBLICA PARA O INGLÊS E O ESPANHOL

Decreto nº 9.926, de 19 de julho de 2019.

Dispõe sobre o Conselho Nacional de Políticas sobre Drogas.

VERSÃO EM INGLÊS



Projeto da Assessoria Especial Internacional

Como forma de divulgar o arcabouço legislativo brasileiro a autoridades estrangeiras e a Organismos Internacionais e, ainda, de aprimorar a cooperação internacional, em diversas áreas, a Assessoria Especial Internacional do Ministério da Justiça e Segurança Pública desenvolveu projeto para a compilação e tradução¹, para os idiomas inglês e espanhol, de parte das legislações brasileiras relacionadas às áreas de Justiça e Segurança Pública. A seleção das leis traduzidas ficou a cargo das áreas técnicas do Ministério, levando em consideração, igualmente, trabalhos já realizados por outros órgãos brasileiros, os quais serão disponibilizados como link externo no site da Assessoria Especial Internacional.



¹Traduções não juramentadas ou oficiais.

DECREE nº 9,926 of July 19th, 2019.

Provides for the National Drug Policy Council.

The **PRESIDENT OF BRAZIL**, in the use of the powers conferred by article 84, **head provision**, items IV and VI, subitem "a", of the Constitution, and considering the provisions of Law nº 11,343 of August 23rd, 2006,

DECREES:

Art. 1, This Decree provides for the National Drug Policy Council, standing higher body of the National System of Public Policies on Drugs.

Art. 2. The National Drug Policy Council shall:

- I - approve the National Plan on Drug Policies;
- II - reformulate and monitor the implementation of the National Plan on Drug Policies;
- III - deliberate, through resolutions, propositions, recommendations, and motions, on initiatives of the federal government aimed at fulfilling the objectives of the National Drug Policy;
- IV - deliberate, through resolutions, propositions, recommendations, and motions, on proposals of the Advisory Group and the Bipartite Commission;
- V - request analyses and studies from the Advisory Group and the Bipartite Commission;
- VI - monitor the compliance by the National System of Public Policies on Drugs with the national guidelines for the prevention of misuse, care, and social reintegration of drug users and dependents;
- VII - monitor the compliance by the National System of Public Policies on Drugs with national guidelines for the repression of unauthorized production and illicit drug trafficking;
- VIII - identify and disseminate good practices on drugs of the three levels of government;
- IX - monitor and manifest on legislative proposals concerning drugs; and
- X - approve its internal rules.

Sole paragraph. The bodies and entities of the federal government shall provide the information that the National Drug Policy Council requires and shall respond in a timely manner to the requests of its Executive Secretariat. (Included by Decree nº 10,555 of 2020).

Art. 3. The National Drug Policy Council shall have the following composition:

- I - the Minister of State for Justice and Public Security, who shall preside over it;
- II - the Minister of State for Citizenship;
- III - a representative of the following bodies and entity of the federal government:

- a) Ministry of Defense;
- b) Ministry of Foreign Affairs;
- c) Ministry of Economy;
- d) Ministry of Education;
- e) Ministry of Health;
- f) Ministry of Women, Family, and Human Rights;
- g) Office of Institutional Security of the Presidency of Brazil;
- h) National Health Surveillance Agency;

IV - the National Secretary for Drug Policies of the Ministry of Justice and Public Security;

V - the National Secretary for Drug Care and Prevention of the Ministry of Citizenship;

VI - a representative of the state body responsible for Drug Policies; and

VII - a representative of the State Council on Drugs.

Paragraph 1. Each member of the National Council for Drug Policies shall have an alternate, who shall replace him/her in his/her absences and impediments.

Paragraph 2. The Ministers of State referred to in items I and II of the **head provision** shall be replaced by the respective Executive Secretaries in their absences and impediments.

Paragraph 3. The Secretaries referred to in items IV and V of the **head provision** shall be replaced by their respective potential substitutes.

Paragraph 4. The members of the National Drug Policy Council and their alternates referred to in subitems "a" to "h" of item III of the **head provision** and items VI and VII of the **head provision** shall be appointed by the holders of the bodies they represent and appointed by the Minister of State for Justice and Public Security.

Art. 4. The National Drug Policy Council shall meet biannually on an ordinary basis, and whenever there is a request for at least eight members, or by convocation of its President, on an extraordinary basis.

Paragraph 1. The meeting quorum of the National Drug Policy Council shall be six members and the deliberation quorum shall be the simple majority of the members present, except for the approval of the National Plan on Drug Policies.

Paragraph 2. The ordinary meetings of the National Drug Policy Council shall be convened by its President at least ten business days in advance, to send the agenda and supporting documentation.

Paragraph 3. In addition to the ordinary vote, the President of the National Drug Policy Council shall have the casting vote in case of a tie.

Paragraph 4. The proposal of the National Plan on Drug Policies or its reformulation must be forwarded to the members of the National Drug Policy Council at least twenty business days before the

meeting at which the proposal shall be considered.

Paragraph 5. The quorum for approval of the National Plan on Drug Policies shall be an absolute majority of the members.

Art. 5. The proposal for a National Plan on Drug Policies or its reformulation shall be submitted to the National Drug Policy Council by the Executive Secretariat of the National Drug Policy Council in conjunction with the National Drug Care and Prevention Secretariat of the Ministry of Citizenship by March 1st of each year.

Art. 6. The Bipartite Commission, support body for the National Drug Policy Council, shall:

I - propose strategies for the management and implementation of the programs, projects, and actions of the National Drug Policies;

II - propose to the Executive Secretariat of the National Drug Policy Council methodologies for monitoring the National Drug Policies;

III - suggest to the National Drug Policy Council good practices on drugs for the three levels of government; and

IV - suggest improvements to the federative articulation on drugs.

Paragraph 1. The Bipartite Commission shall have the following composition:

I - the National Secretary of Drug Care and Prevention of the Ministry of Citizenship, who shall preside over it;

II - the National Secretary of Drug Policies of the Ministry of Justice and Public Security; and

III - twenty-seven representatives, one from each state body and one from the district body, responsible for the drug Policies.

Paragraph 2. Each member of the Bipartite Commission shall have an alternate, who shall replace him/her in his/her absences and impediments.

Paragraph 3. The bodies referred to in item III of paragraph 1 shall indicate their representatives, holder, and alternate, who shall be appointed by the Minister of State for Justice and Public Security.

Paragraph 4. The Secretaries referred to in items I and II of paragraph 1 shall be replaced by their potential substitutes.

Paragraph 5. The meetings of the Bipartite Commission shall be convened by its President and shall preferably take place by video-conference.

Art. 7. The Advisory Group, support body for the National Drug Policy Council, shall:

I - prepare diagnoses, recommendations, and proposals on drugs;

II - propose to the Executive Secretariat of the National Drug Policy Council methodologies for monitoring the National Drug Policies;

III - prepare studies on legislative proposals concerning drugs;

IV - suggest to the National Drug Policy Council good practices on drugs for the three levels of

government; and

V - suggest improvements to the federative articulation on drugs.

Paragraph 1. The Advisory Group shall have the following composition:

I - the National Secretary for Drug Policies of the Ministry of Justice and Public Security, who shall coordinate it;

II - the National Secretary of Drug Care and Prevention of the Ministry of Citizenship;

III - three experts on issues related to the drug policies, appointed and designated by the Minister of State for Justice and Public Security; and

IV - three experts on issues related to the drug policies, appointed by the Minister of State for Citizenship and designated by the Minister of State for Justice and Public Security.

Paragraph 2. The Secretaries referred to in items I and II of paragraph 1 shall be replaced in their absences and impediments by their respective potential substitutes.

Paragraph 3. The specialists referred to in items III and IV of paragraph 1 shall have no alternates.

Paragraph 4. The meetings of the Advisory Group shall be convened by its Coordinator and shall preferably take place through video-conference.

Art. 8. The Executive Secretariat of the National Drug Policy Council shall be exercised by the National Secretariat for Drug Policies of the Ministry of Justice and Public Security.

Art. 9. The Executive Secretariat of the National Drug Policy Council shall:

I - propose to the National Drug Policy Council, in conjunction with the National Secretariat for Drug Care and Prevention of the Ministry of Citizenship, the National Plan on Drug Policies, or its reformulation, hearing the Advisory Group and the Bipartite Commission;

II - support the National Drug Policy Council in monitoring the National Drug Policy, including by proposing, in conjunction with the National Secretariat for Drug Care and Prevention of the Ministry of Citizenship, methodologies for monitoring the policy, hearing the Advisory Group and the Bipartite Commission;

III - provide the necessary administrative support to achieve the objectives of the National Drug Policy Council and its support bodies, including meeting logistics and information management; and

IV - prepare the proposal for the internal rules of the National Drug Policy Council.

Art. 10. At the first meeting of the National Drug Policy Council held after the entry into force of this Decree, the agenda shall include the deliberation on the proposal for internal rules prepared by the Executive Secretariat of the National Drug Policy Council.

Art. 11. The disclosure of ongoing discussions without the prior consent of the Minister of State for Justice and Public Security and the Minister of State for Citizenship is prohibited.

Art. 12. The creation of new sub-collegiates is prohibited by an act of the National Drug Policy Council.

. The participation in the National Drug Policy Council, Bipartite Commission, and Advisory Group shall be considered the provision of a relevant, unpaid public service.

Art. 14. The following provisions of [Decree nº 5,912 of September 27th, 2006](#) are repealed:

I -

[articles 4 to 13](#); and

II -

[article 9](#).

Art. 15. This decree comes into force on the date of its publication.

Brasilia, July 19th, 2019; 198th of the Independence and 131st of the Republic.

JAIR MESSIAS BOLSONARO

Luiz Pontel de Souza

This text does not replace the one published in the Federal Gazette of 7.22.2019

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