



**MISSION PERMANENTE DU BRESIL AUPRES DE L'OFFICE DES NATIONS UNIES  
ET DES AUTRES ORGANISATIONS INTERNATIONALES A GENEVE**

*Chemin Camille-Vidart 15, 1202 Genève*

N° 036 2022

The Permanent Mission of Brazil to the United Nations Office and other International Organizations in Geneva presents its compliments to the Office of the United Nations High Commissioner for Human Rights and has the honor to refer to the joint communication AL BRA 14/21, dated 13 December 2021, from the Special Rapporteur on contemporary forms of racism, and others.

The Permanent Mission of Brazil in Geneva would like to forward the attached observations of the Government of Brazil regarding the aforementioned letter.

The Permanent Mission of Brazil in Geneva avails itself of this opportunity to renew to the Office of the United Nations High Commissioner for Human Rights the assurances of its highest consideration.



Geneva, 15<sup>th</sup> February, 2022.

To the Office of the United Nations High Commissioner for Human Rights (OHCHR)  
Special Procedures Branch  
CH-1211 Geneva 10 (Switzerland)  
E-mail: [registry@ohchr.org](mailto:registry@ohchr.org)  
Fax: +41 22 917 9008  
Tel: +41 22 917 8606/ +41 22 917 9543 / +41 22 917 9738

## ANNEX

### **OBSERVATIONS FROM THE GOVERNMENT OF BRAZIL REGARDING LETTER AL BRA 14/2021 (12/13/2021)**

With regards to the letter AL BRA 14/21, concerning the police operation carried out in the Complex of Salgueiro, located in the municipality of São Gonçalo, metropolitan region of the State of Rio de Janeiro, in November 2021, the Brazilian government has the honor to transmit the following information:

The Brazilian government regrets the fatalities that occurred during the aforementioned operation involving security forces in Rio de Janeiro, in November 2021. In this regard, it reiterates its commitment to conducting impartial, independent, and transparent investigations, within the national legal framework. In this particular case, one should note that it behoves the Public Prosecutor's Office of the State of Rio de Janeiro (MPRJ, acronym in Portuguese), under the terms established by the Brazilian legal system, to take the primary responsibility for enacting and conducting investigations into acts committed by public security agents, as well as exercising external control over the police activity.

In this setting, on November 22 2021, through the 2<sup>nd</sup> Prosecutor's Office of Specialized Criminal Investigation Centers of Niterói and São Gonçalo, the MPRJ launched a Criminal Investigative Procedure (PIC, acronym in Portuguese) to investigate the operation carried out in the Complex of Salgueiro, in São Gonçalo.

Upon learning the facts, the Attorney General of the State of Rio de Janeiro notified the Prosecutor's Office that retains competence on this matter. The Prosecutor's Office went *in situ* to gather information and interview dwellers. An expert from the Specialized Technical Support Group (GATE, acronym in Portuguese /MPRJ) was also assigned to the Medico-Legal Institute to follow the examination of the corpses.

The PIC at stake will analyze possible violations of rights committed during the conduction of the operation, which was regularly reported by the Military Police to the Public Ministry. The MPRJ has structures to provide support to possible witnesses and receive reports from dwellers and social entities that can collaborate with the investigations.

On November 23 2021, the MPRJ determined initial steps to be undertaken within the framework of the PIC, including the submission of requests for the Homicide Police Station of Niterói and São Gonçalo (DHNSG, acronym in Portuguese), 72<sup>nd</sup> Police Precinct, BOPE Police Department, the 7<sup>th</sup> Military Police Battalion, and the Military Police Internal Affairs Unit of the State of Rio de Janeiro, in order to send the established inquiries, technical procedural documents, in addition

to schedules and identification of police officers involved in the operations held on November 20<sup>th</sup> and 21<sup>st</sup>.

Possible registers of occurrence recorded on the two aforementioned days, relating to searches and seizures, were also requested. The requests concerned investigations associated to the deaths, in principle, of eight people related to alleged excessive police activity; possible abuses committed by police officers in the community of Salgueiro; the death of Military Police sergeant Leandro Rumbelsperger da Silva; and injuries inflicted on a woman shot firearm in the left arm.

The Prosecutor's Office also received a technical report prepared by a forensic expert from the GATE/MPRJ, who attended the Regional Post of the Technical and Scientific Police - São Gonçalo to monitor the necropsies of the corpses found in the locality of Palmeira, in the Complex of Salgueiro.

At the same time, it should be noted that the Ministry of Justice and Public Security, through its Department of Management and Education, has promoted, with a sense of urgency and priority, initiatives related to training, research and seminars, with the aim of developing and implementing public prevention policies and fighting crime, in light of human rights principles such as universality, equality and equity. This set of measures aims to curb the excessive use of force, mistreatment and abuse of authority by law enforcement agents against vulnerable populations, in particular afrodescendants. Some of these initiatives are described below:

- National Victimization Survey: it aims to collect and systematize information for planning, monitoring and evaluation of public security policies implemented at the local and regional level, especially those policies aimed at preventing violence and crime and at leading to improvements in the population's sense of security;
- Performance Evaluation of the Coordinating Bodies and Interfaces with Public Security Community Councils in Brazil: it aims to evaluate on a national scale the community participation towards the solution of problems that afflict the local community, based on the premise of Community Police, through the Public Security Community Councils;
- Specialization Course in Service to Assist Vulnerable Groups: the course aims to train both theoretically and methodologically public security workers to assist vulnerable groups; and
- Research on Femicide: it aims to contribute to data compilation in Brazil, as well as analyzing the work of public security on the subject, in order to apply effective policies to combat and prevent femicide.

In 2021, the General Teaching Coordination of the Ministry of Justice and Public Security issued more than 25,000 diplomas related to the conclusion of training courses provided to public security workers. The courses covered the following topics:

- Police action regarding vulnerable groups,
- Human rights and vulnerable groups in the prison system,
- Coping with professional misconduct of public security,
- Philosophy of human rights applied to police action,
- Instruments of lesser offensive potential,
- Conflict mediation,
- Community police,
- Differentiated use of force, and
- Violence, crime and prevention.