



OFFICIAL GAZETTE OF THE UNION

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Body: Presidency of the Republic/Chief of Staff

INTERMINISTERIAL ORDINANCE N° 678 OF 12 SEPTEMBER 2022

Provides for exceptional and temporary measures for entry into the country, pursuant to Law n° 13,979, of 6 February, 2020.

THE MINISTERS OF STATE CHIEF OF STAFF OF THE PRESIDENCY OF THE REPUBLIC, OF JUSTICE AND PUBLIC SAFETY, OF HEALTH AND INFRASTRUCTURE, in the use of the powers conferred on them by article 87, sole paragraph, items I and II, of the Constitution, and articles 3, 37, 47 and 35 of Law n° 13,844 of 18 June 2019, and in view of the provisions of article 3 *caput*, item VI, of Law n° 13,979 of 6 February 2020, resolve:

Art. 1. This Ordinance provides for exceptional and temporary restrictions, measures, and requirements for entry into the country, due to the risks of contamination and spread of the SARS-CoV-2 coronavirus (COVID-19).

Single paragraph. The authorisation for entry into the Country of travellers of international origin, Brazilian or foreigner, will be given under the terms of this Ordinance.

Art. 2. The restrictions mentioned in this Ordinance do not apply to:

I - children under the age of twelve;

II - cargo transport workers;

III – aircraft crews;

IV - the traffic of border residents in twin cities;

V - to people in a situation of vulnerability resulting from a migratory flow caused by a humanitarian crisis for the execution of emergency assistance measures in Brazilian territory, according to the available means, provided that the situation of vulnerability is recognised by an act of the President of the Republic, in terms of the single paragraph of art. 3 of Law n° 13,684 of 21 June 2018, and in compliance with current immigration legislation; and

VI - to the traveller in a situation of vulnerability to carry out cross-border humanitarian actions previously authorised by the local health authorities.

Art. 3. The entry into the Country of the traveller of international origin, Brazilian or foreigner, is authorised, provided that he presents, alternatively:

I - proof of COVID-19 vaccination, pursuant to art. 4, printed or electronically; or

II - proof of carrying out a test for screening for SARS-CoV-2 (COVID-19) infection, with a negative or non-detectable result of the antigen test or RT-PCR laboratory test, performed one day before boarding.

§ 1 The proof of vaccination or test mentioned in items I and II of the *caput* must be presented, before boarding, to the airline responsible for the flight or to the person responsible for the vessel.

§ 2 In the event of entry to the country by land, proof of vaccination or test referred to in items I and II of the *caput* must be presented at the land checkpoint or to those responsible for international road and rail passenger transport services.

§ 3 The entry into the national territory of travellers who have had COVID-19 in the last ninety days, counted from the date of onset of symptoms, who are asymptomatic and persist with RT-PCR test or detectable antigen test for the SARS-CoV-2 (covid-19), will be allowed upon presentation of the following documents:

I - Two detectable RT-PCR results, with an interval of at least fourteen days, the last one being performed up to one day before the moment of departure/entry into the country: and

II - Medical certificate that must contain the signature of the responsible physician and declare that the individual is asymptomatic and fit to travel, including the date of travel.

Art. 4. A traveller who has completed the primary vaccination schedule at least fourteen days before the date of departure is considered vaccinated, provided that:

I - The immunisers approved by ANVISA [National Health Surveillance Agency], the World Health Organization or the authorities of the country where the traveller was immunised are used; and

II - Vaccination certificates contain at least the name of the traveller and the following vaccine data:

a) trade name or manufacturer's name;

b) applied dose(s); and

c) date(s) of application of the dose(s).

Single paragraph. Vaccination certificates in which the data provided for in the headings of the *caput* are available exclusively in QR-code format, or any other coded language will not be accepted.

Art. 5. RT-PCR or antigen tests with a report must be performed in a laboratory recognised by the health authority of the country of origin.

Art. 6. SARS-Cov-2 (COVID-19) recovery certificates will not be accepted in place of proof of vaccination or test.

Art. 7. The documents required in this Ordinance and issued abroad must be presented in Portuguese, Spanish or English.

Art. 8. The sanitary requirements for the embarkation, disembarkation and transport of travellers on cruise ships shall comply with the provisions of a specific act of the National Health Surveillance Agency.

Single paragraph. The operation of cruise ships carrying passengers in national ports is subject to the prior edition of an Ordinance by the Ministry of Health, which must provide for the epidemiological scenario, and the definition of situations considered outbreaks of SARS-CoV-2 (COVID-19) on vessels and the conditions for complying with the quarantine of passengers and ships.

Art. 9. The National Health Surveillance Agency shall stipulate in a specific act:

I - the sanitary requirements for the embarkation and disembarkation of:

- a) crew and passengers of sport and recreational vessels, sailboats, and yachts; and
- b) crew of cargo vessels from another country; and

II - the sanitary conditions related to the operation of platforms in Brazilian jurisdictional waters.

Art. 10. The restrictions, measures and conditions provided for in this Ordinance constitute requirements for the entry of travellers into the country, without prejudice to others appropriate to their migratory situation, including the need to carry an entry visa, when required by the Brazilian legal system.

Single paragraph. The migratory authority must prevent the entry into Brazilian territory of foreigners who do not comply with the requirements outlined in this Ordinance, including demanding technical information from other border inspection authorities if deemed necessary.

Art. 11. Failure to comply with the provisions of this Ordinance will imply, for the infringing agent:

- I - Civil, administrative, and criminal liabilities;
- II - Immediate repatriation or deportation; and/or
- III - Disqualification of application for refuge.

Art. 12. Other normative acts and technical guidelines may be prepared by the Ministries, complementary to the provisions of this Ordinance, provided that the scope of their jurisdiction is observed.

Single paragraph. Regulatory bodies and entities may issue guidelines complementary to the provisions of this Ordinance, including health rules on services, procedures, means of transport and operations, within the scope of their powers and provisions of Law n° 13,979 of 6 February 2020.

Art. 13. The Ministries, within the scope of their powers, shall adopt the necessary measures to comply with the provisions of this Ordinance.

Art. 14. The documents and other requirements necessary for entry into the national territory may be evaluated by the immigration authorities, and the offender is subject to the penalties provided for in this Ordinance.

Art. 15. Interministerial Ordinance n° 670 of 1 April 2022, of the Ministers of State Chief of Staff of the Presidency of the Republic, Justice and Public Security, Infrastructure and Health is hereby revoked.

Art. 16. This Ordinance enters into force on the date of its publication.

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