

Survey on the effectiveness of Anticorruption Authorities

Background Information

1. Please enter country name in the space below

Brazil

2. The name of the agency

Office of the Comptroller General

3. The date of establishment

2003

4. Contact Information

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5. Webpage

www.cgu.gov.br

Legal Environment

6. What are the main anticorruption laws of your country?

Constitution, Criminal Code, Money Laundering (Law 9.613/98), Official Misconduct Law (Law 8.429/92), Public Procurement Law (8.666/93), Violations against the economic order (Law 8.884/94), Executive Power Internal Control Law (Law 10.180/2001), Office of the Comptroller General of Brazil Law (Law 10.683/2003), Brazilian Court of Accounts Law (8.443/1992), Law 1,079/1950 – Responsibility crimes procedural law, Law on the Liability of Mayors and City Council Members (Decree-Law 201/1967), Attorney General Office’s Organic Law (Complementary Law 73/93), Public Prosecutor’s Office Organic Law (Complementary Law 75/1993), Law on the obligation to report assets and income, Executive, Legislative and Judiciary (Law 8,730/1993), Law on prevention and repression of criminal organizations’ activities (law 9,034/1995), Phone communication interception law (Law 9,074/1995), Administrative procedure for the Federal Public Administration (Law 9,784/1999), Public service corporations regulation Law (Law 8,987/1995), Victims and Witnesses Protection Federal Program Law (Law 9,807/1999), Fiscal Responsibility Law (Complementary Law 101/2000), Crimes against Public Finances (Law 10,028/2000), Law on the secrecy of Financial Institutions operations (Law 105/2001), E-procurement system Law (Law 10,520/2002) and Regulation on Politically Exposed Persons Circular 3,339/2006 of the Central bank.

7. Does your government have a single or primary anticorruption strategy?

Yes, there is a single Anti-corruption strategy.

8. Does your country have freedom of information legislation?

Yes No

9. Does your country have conflict of interest legislation?

Yes No

10. Does your country have a financial disclosure system to help prevent conflicts of interest?

Yes No

Institutional Environment

11. What are the main functions and operations of your agency? *Please check all that apply*

Research Prevention Investigation --
Administrative
investigation
only Prosecution Forensic Accounting Policy

12. Is there one agency in charge of coordinating AC efforts across agencies?

Yes No

If Yes, Please specify: ___Office of the Comptroller General

13. Does your agency have the ability to share information or data with

(a) Other agencies within your government, and

Yes No

(b) Government partners from other countries?

Yes No

14. Please enter current size of permanent staff in the space below

2500

15. Number of prosecutors (if applicable)

16. Number of investigators (if applicable)

100 -- Administrative, audits, disciplinary cases

17. Number of cases handled annually (if applicable)

18. Please enter the name of other agencies with similar functions.

None

19. Does your agency have a system to monitor performance of staff?

Yes No

20. Are the human resource management, i.e. recruitment, promotion, termination built on the emphasis of staff integrity and professionalism?

Yes No

21. Who appoints the head of your agency?

President

22. Who has the authority to remove the head of the ACA?

President

23. Is there any term limit for the head of the ACA?

Yes No

If Yes, Please specify:

24. Is the agency subject to judicial review?

Yes No

25. Is the agency subject to expenditure reviews?

Yes No

26. Does your agency publish an annual report of activities?

Yes No

27. Does your agency measure performance?

Yes No

If yes, against what indicators?

- Number of investigations conducted
- Number of investigations concluded
- Ratio of number of investigations/staff
- Percentage of total budget allocated to outreach activities and communication
- Other, please specify

28. Does your agency keep a comprehensive skill list of its staff?

Yes No

29. Is the staff provided with regular training and refresher training to ensure that their skills are up-to-date?

Yes No

30. Are employees protected by law from recrimination or other negative consequences when reporting corruption (i.e. whistle-blowing)?

Yes No

31. Does your agency have a communication strategy?

Yes No

32. Does your agency have a comprehensive corporate plan?

Yes No

33. Is there a strategy in formulating partnership with outside agencies in fighting corruption?

Yes No

34. Is there strategy in dealing with media?

Yes No

Resource Mobilization

35. Does your agency have budgetary autonomy?

Yes No

36. What is the annual budget of your agency?

53,000,000

37. Is the annual budget determined by (Please choose the answer/s that best fits your agency)

<input checked="" type="checkbox"/>	Number of staff
<input type="checkbox"/>	Number of investigations
<input type="checkbox"/>	Budget is constitutionally mandated
<input type="checkbox"/>	Other, please specify

38. How much does it roughly cost to (please enter the dollar amount per stated activity)

\$	File a case	\$	Manage a paper case	\$	Analyze a case
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39. Any Donor Involvement?

Yes No

40. Does your agency use a computerized system to handle cases?

Yes No

Social Environment

41. Does your agency offer a mechanism for citizens to report anonymously complaints or offer information on corrupt activities?

Yes No

42. Does your agency or government provide a hotline to report corruption?

Yes No

43. Does your agency produce regular public reports of its activities?

Yes No