

Questionnaire in preparation of the Experts' Group meeting of 7 to 10 February 2022 on international transfers of maintenance funds

Name of State or territorial unit:
BRAZIL

Questionnaire

a. Developments in general regarding the international transfer of maintenance funds

b. Elimination of the use of cheques (see C&R 2019 No 1; aide-mémoire 2021, paras 11-14)
Has already been implemented.

Please explain:
<p>The use of cheques is not common at all in incoming requests, as payments originated from Brazil are usually made by electronic transfers. Although a few cheques have been received at our central authority in response to outgoing cases, they had to be sent back, as the central authority cannot intermediate payments. In some cases, the only solution was to have the cheques sent directly from the requested central authority to the applicant in Brazil. Overall, in Brazil, cheques are not used for transactions and it is highly uncommon to receive them by post, which would most certainly indicate that they came from abroad. Most of the local financial transactions are also electronic.</p>

c. Solutions with regard to increased transparency and cost reduction of transfers and currency conversion (see C&R 2019 Nos 2 and 10; aide-mémoire 2021, paras 24-25)
Not being considered.

Please explain:
<p>Initial contacts were made with the major State owned bank in Brazil, Banco do Brasil S.A., also one of the largest local commercial banks and with several branches abroad. These contacts did not go very far. Recent changes in the management of the Central Authority indicate the need to bring the subject to the attention of the new Director for his or her appreciation. The fact that the Central Authority is not directly involved in payments makes it difficult to find a starting point for these measures.</p>

d. Solutions where creditors would not bear the costs related to the transfer of funds (see C&R 2019 No 2; aide-mémoire 2021, paras 26-29)
Not being considered.

Please explain:
<p>Initial contacts were made with the major State owned bank in Brazil, Banco do Brasil S.A., also one of the largest local commercial banks and with several branches abroad. These contacts did not go very far. Recent changes in the management of the Central Authority indicate the need to bring the subject to the attention of the new Director for his or her appreciation. The fact that the Central Authority is not directly involved in payments makes it difficult to find a starting point for these measures.</p>

e. Requested Central Authority arrangements with their bank to cover transfer fees or other arrangements to that effect (see C&R 2019 No 3; aide-mémoire 2021, para. 32)
Not being considered.

Please explain:
<p>The Central Authority is not directly involved in payments and, thus, does not have a contract with a bank. Initial contacts were made with the major State owned bank in Brazil, Banco do Brasil S.A., also one of the largest local commercial banks and with several branches abroad. These contacts did not go very far. Recent changes in the management of the Central Authority indicate the need to bring the subject to the attention of the new Director for his or her appreciation. The fact that the Central Authority is not directly involved in payments makes it difficult to find a starting point for these measures.</p>

f. Requesting Central Authority providing confirmation to the requested Central Authority that the amounts received are the same as the amounts sent and, where applicable, information on the reasons for any difference (see C&R 2019 No 3; aide-mémoire 2021, paras 15-17)

Not being considered.

Please explain:

Initial contacts were made with the major State owned bank in Brazil, Banco do Brasil S.A., also one of the largest local commercial banks and with several branches abroad. These contacts did not go very far. Recent changes in the management of the Central Authority indicate the need to bring the subject to the attention of the new Director for his or her appreciation. The fact that the Central Authority is not directly involved in payments makes it difficult to find a starting point for these measures.

g. Establishment of a centralised point (e.g., bank account, central bank) for international transfers dedicated to both incoming and outgoing transfer of funds (see C&R 2019 Nos 4 and 5; aide-mémoire 2021, paras 33-35)

Not being considered.

Please explain:

Initial contacts were made with the major State owned bank in Brazil, Banco do Brasil S.A., also one of the largest local commercial banks and with several branches abroad. These contacts did not go very far. Recent changes in the management of the Central Authority indicate the need to bring the subject to the attention of the new Director for his or her appreciation. The fact that the Central Authority is not directly involved in payments makes it difficult to find a starting point for these measures.

h. Provision of payment transfer services to any debtors transferring payments within the scope of the HCCH 2007 Child Support Convention (see C&R 2019 No 5; aide-mémoire 2021, para. 18)

Not being considered.

Please explain:

The Central Authority is not directly involved in payments and, thus, does not provide such services either to creditors or to debtors. All services available at the Central Authority are provided to both creditors and debtors, indistinctly. Initial contacts were made with the major State owned bank in Brazil, Banco do Brasil S.A., also one of the largest local commercial banks and with several branches abroad. These contacts did not go very far. Recent changes in the management of the Central Authority indicate the need to bring the subject to the attention of the new Director for his or her appreciation. The fact that the Central Authority is not directly involved in payments makes it difficult to find a starting point for these measures.

i. Implementation of payment transfer monitoring systems (see C&R 2019 No 6; aide-mémoire 2021, paras 36-37)

Is being considered.

Please explain:

Although presently the Brazilian Central Authority is not directly involved in payments, as this is handled privately, we expect that in time iSupport will help obtaining and sharing this kind of information.

j. Implementation of unique case references, known to both the requesting and requested State, attached to each transfer of funds (see C&R 2019 No 7; aide-mémoire 2021, para. 20)

Is being considered.

Please explain:

Although presently the Brazilian Central Authority is not directly involved in payments, as this is handled privately, we expect that, in time, iSupport will help obtaining and sharing unique case references.

k. Implementation of currency conversion of payments done by the relevant authority in the requested State at the time of transfer (see C&R 2019 No 8; aide-mémoire 2021, paras 21-23)

Not being considered.

Please explain:

Initial contacts were made with the major State owned bank in Brazil, Banco do Brasil S.A., also one of the largest local commercial banks and with several branches abroad. These contacts did not go very far. Recent changes in the management of the Central Authority indicate the need to bring the subject to the attention of the new Director for his or her appreciation. The fact that the Central Authority is not directly involved in payments makes it difficult to find a starting point for these measures.

l. Implementation of bundled payments to reduce costs of transfers (see C&R 2019 No 11; aide-mémoire 2021, paras 38-40)

Not being considered.

Please explain:

The Central Authority is not directly involved in payments. Initial contacts were made with the major State owned bank in Brazil, Banco do Brasil S.A., also one of the largest local commercial banks and with several branches abroad. These contacts did not go very far. Recent changes in the management of the Central Authority indicate the need to bring the subject to the attention of the new Director for his or her appreciation. The fact that the Central Authority is not directly involved in payments makes it difficult to find a starting point for these measures.

m. Any other developments including bilateral solutions put in place between States and ongoing trials between States: