

Decree No. 2.120 of 13 January 1997

Provides a New Draft of Articles 5, 6, 10 and 11 of Decree No. 99.274 of 6 June 1990, Which Regulates Laws No. 6.902 of 27 April 1981 and 6.938 of 31 August 1981.

The President of the Republic, by virtue of the authority vested therein pursuant to Article 84, sections IV and VI of the Constitution,

decrees the following:

Article 1. Articles 5, 6, 10 and 11 of Decree No. 99.274 of 6 June 1990 shall henceforth read as follows:

"Article 5. The full session of CONAMA shall comprise the following:

I -- The Minister of State for the Environment, Water Resources and the Legal Amazon, who shall chair it;

II -- The head of the Secretariat for Integrated Development under the Ministry of the Environment, Water Resources and the Legal Amazon, who shall be the Executive Secretary;

III -- One (1) representative from each of the Ministries and Secretariats under the President of the Republic and from the Brazilian Institute for the Environment and Renewable Natural Resources, nominated by the respective heads thereof;

IV -- One (1) representative from each of the State Governments and the Federal District, nominated by the respective heads thereof;

V -- One (1) representative from each of the following entities, nominated by the respective heads thereof:

a) National Confederations of Industry, Trade and Agriculture;

b) National Confederations of Manufacturing, Trade and Agricultural Workers;

c) Brazilian Steel-Making Institute;

d) Brazilian Sanitary Engineering Association (ABES);

e) Brazilian Nature Conservation Foundation (FBCN);

f) National Association of Municipalities and the Environment (ANAMMA);

VI -- Two (2) representatives of legally established associations for the protection of natural resources and the control of pollution, freely chosen by the President of the Republic;

VII -- One (1) representative from legally organized civil corporations in each of the country's geographic regions whose activities are directly related to the preservation of environmental quality and which are registered on the National Registry for Non-Governmental Environmental Organizations (CNEA).

1. The representatives mentioned in sections VI and VII shall have mandates of two (2) years, renewable for an equal period of time.

2. The representatives mentioned in sections III, IV, V and VII and their respective alternates shall be appointed by the chairman of CONAMA."

"Article 6. [...]

3. In the event of the absence or impediment of the chairman of CONAMA, he shall be substituted by the Executive Secretary, and in the absence of the latter, by the chairman of IBAMA.

[...]"

"Article 10. The Ministry of the Environment, Water Resources and the Legal Amazon, without prejudice to the other duties for which it is legally responsible, shall be responsible for providing Executive Secretariat services for CONAMA and its technical departments."

"Article 11. In order to provide technical and administrative support to CONAMA, the Ministry of the Environment, Water Resources and the Legal Amazon must:

[...]"

Article 2. This decree shall enter into force on the date of its publication.

Article 3. Decrees No. 1.523 of 13 June 1995 and 1.542 of 27 June 1995 are hereby repealed.

Brasilia, 13 January 1997; 176th year of Independence and

109th year of the Republic.

Fernando Henrique Cardoso

Gustavo Krause

EFFECTIVE-DATE: 01/13/1997