UNCLASSIFIED

BRIEF 14

CHAPTER DIVISIONS OF THE 1988 CONSTITUTION

Should readers wish to study the full text of the Constitution, the following is an outline of its divisions into chapters, indicating where the provisions summarized in our attached briefs may be found.

PREAMBLE (Article 1)

TITLE I: FUNDAMENTAL PRINCIPLES (Articles 2-4)

Declares Federative Republic of Brazil to be an indissoluble union of states and municipalities, with three equal powers, the Executive, Legislature and the Judiciary. Discusses the general principles of Brazilian foreign policy, including the aim of Latin American integration. (Brief 13).

TITLE II: FUNDAMENTAL RIGHTS AND GUARANTEES (Articles 5-17)

Deals with individual and social rights, citizenship and the rules governing political parties. (Briefs 5,6,9).

TITLE III: ORGANIZATION OF THE STATE (Articles 18-43)

Deals with the distribution of powers between the federal, state and municipal levels of government, and the norms governing public administration. (Briefs 4,9).

TITLE IV: ORGANIZATION OF THE POWERS OF GOVERNMENT
(Articles 44-135)

Deals with the mandates of public offices, the distribution of powers between the federal Executive, Legislature and Judiciary and the functions of each. Defines the roles of the Council of the Republic and the Council of National Defence. (Briefs 1,5,7).

TITLE V: DEFENSE OF THE STATE AND DEMOCRATIC INSTITUTIONS
(Articles 136-144)

Defines the rules governing the declaration of a "State of Defense" and a "State of Siege", and the roles of the Armed Forces and the police. (Brief 7)