

# **BRAZIL**

**MINISTRY OF DEFENSE - AERONAUTICS COMMAND**

**DEPARTMENT OF AIRSPACE CONTROL**

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<http://www.decea.gov.br/>

**AIC**

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**08/22**

**25 MAR 22**

**HEALTH EMERGENCY - CORONAVIRUS PANDEMIC (COVID-19)**  
**ENTRY OF INTERNATIONAL TRAVELERS INTO BRAZIL BY BRAZILIAN**  
**CITIZENS OR FOREIGNERS**

*Effective from 25 MARCH 2022 to 22 JUNE 2022.*

## **1 PRELIMINARY ARRANGEMENTS**

### **1.1 PURPOSE**

The purpose of this Aeronautical Information Circular (AIC) is to disseminate the instructions of the Brazilian Government on exceptional and temporary actions concerning the entry of travelers into the country, under Law n° 13979, of February 06, 2020, according to Interministerial Ordinance n° 666, of December 20, 2021, published in the Federal Official Gazette.

THE PRESIDENT'S CHIEF OF STAFF, THE MINISTER OF JUSTICE AND PUBLIC SAFETY, THE MINISTER OF HEALTH AND THE MINISTER OF INFRASTRUCTURE, under the authority conferred on them by Article 87, sole paragraph, items I and II of the Constitution, and by Article 3, Article 37, Article 47 and Article 35 of Law n° 13.844, of June 18, 2019, and in view of the head provision of Article 3, item VI, of Law n° 13979, of February 06, 2020, and in view of the head provision of Article 3, item VI, of Law n° 13979, of February 06, 2020, and

WHEREAS, the decision of the Federal Supreme Court on the Action against the Violation of a Constitutional Fundamental Right 913 - Federal District, which determines that the authorities shall require the presentation of proof of vaccination against Sars-Cov-2 (Covid-19 for Brazilian and foreign travelers entering the country; determine that Interministerial Ordinance n° 661, of December 8, 2021, shall be construed under the provisions of Technical Notes n° 112 and 113/2021 of the Brazilian Health Surveillance Agency; and

WHEREAS, Opinion n° 00149/2021/SGCT/AGU issued by the Office of the General Counsel for the Federal Government, resolve:

### **1.2 ABBREVIATIONS**

AIP	Aeronautical Information Publication
ATC	Air Traffic Control
DECEA	Department of Airspace Control

### 1.3 SCOPE

#### PRELIMINARY ARRANGEMENTS

This Ordinance provides for exceptional and temporary restrictions, actions and requirements for the entry of travelers into the country, in view of the risks of contamination and spread of the SARS-CoV-2 Coronavirus (COVID-19). Authorization for the entry of international travelers into Brazil by Brazilian citizens or foreigners will be granted under the provisions of this Ordinance.

The restrictions established in this AIC do not apply to the cargo transport workers, provided they use Personal Protective Equipment (PPE) and adopt the measures, in national territory, to mitigate COVID-19 contagion provided for in Ordinance GM/MS 1565, of June 18, 2020, and those explained by the Brazilian Health Surveillance Agency (ANVISA).

## 2 GENERAL PROVISIONS

### 2.1 GENERAL RULES

#### AIR TRANSPORT

The entry into the country of international travelers by air, either Brazilian citizens or foreigners, is authorized, provided the following requirements are met:

a) The traveler must present to the airline before boarding a document confirming a test was taken screening for infection by SARS-CoV-2 (COVID-19), with a negative/non-reactive result, performed within 24 hours of boarding, in the case of an antigen test, or a laboratory RT-PCR test, performed within 72 hours prior to the moment of boarding, observing the guidelines established in Annex I and the following criteria:

- In the event of a flight with connections or stopovers where the traveler remains in a restricted area of the airport, the periods mentioned in item 1 will be considered in relation to boarding on the first leg of the trip; and

- In the event of a flight with connections or stopovers where the traveler does not remain in a restricted area of the airport and/or goes through immigration and exceeds 72 hours since the RT-PCR test or 24 hours since the antigen test, a document confirming a new test was taken, either RT-PCR or antigen test, with a negative/non-reactive result for SARS-CoV-2 coronavirus (COVID-19) before boarding to Brazil shall be provided.

b) The traveler must present to the airline before boarding the filled-out Traveler's Health Declaration - DSV, in print or electronic format, within 24 hours prior to departure to the Federative Republic of Brazil, agreeing to follow the sanitary measures which must be complied with during the period of stay in the country; and

c) The traveler must present to the airline responsible for the flight, before boarding, of proof of vaccination, in print or electronic format, pursuant to subparagraph a) of Chapter 3.

The presentation of proof of vaccination will be waived for travelers:

- With a health condition that contraindicates vaccination, provided it is certified by a medical report;
- Not eligible for vaccination according to age, according to criteria defined by the Ministry of Health in the National Plan for the Operationalization of Vaccination against SARS-CoV-2 (COVID-19) and published on the Ministry of Health website;
- Due to humanitarian issues, pursuant to subparagraph f) of Chapter 3.
- Coming from countries with low vaccination coverage, according to list published by the Ministry of Health on its website; and
- Brazilians and foreigners residing in Brazilian territory who are not fully vaccinated.

Travelers exempt from proof of vaccination, upon entering Brazilian territory, must undergo quarantine for fourteen days in the city of their final destination and at the address registered in the Traveler's Health Declaration - DSV.

The quarantine provided for in the head provision may be discontinued upon a negative result of RT-PCR or an antigen test performed on a sample collected from the fifth day after the beginning of the quarantine, provided the traveler is asymptomatic.

The acceptance of the quarantine terms by travelers will be expressly included in the Traveler's Health Declaration - DSV.

The information of travelers subjected to the quarantine measure specified in the Traveler's Health Declaration - DSV will be forwarded to the Strategic Information Centers in Health Surveillance (CIEVS) - National, which will send it to the CIEVS in their coverage areas that will carry out the monitoring of the respective travelers.

Brazilians and foreigners residing in Brazil, who left the country until December 14, 2021, are exempt from presenting proof of vaccination or quarantine on return but must meet the requirements contained in subparagraphs a) and b) of Chapter 2.

Aircraft crew members shall present proof of vaccination, in print or electronic format, pursuant to subparagraph a) of Chapter 3.

Aircraft crew members who are not vaccinated or who are not fully vaccinated shall comply with the protocol contained in Annex II of this Ordinance.

Aircraft crew members are exempt from presenting a document proving that they have performed a test to screen for infection by the SARS-CoV-2 coronavirus (COVID-19).

**ANNEX I**  
**TESTING PARAMETERS**

The testing for the detection of infection by the SARS-CoV-2 coronavirus (COVID-19), required under this Ordinance, to travelers of international origin, Brazilian or foreign, must meet the following parameters:

- a) The RT-PCR laboratory test or antigen test with report must be performed in a laboratory recognized by the health authority of the country of origin;
  - b) Children under the age of 12 who are traveling accompanied are exempt from presenting proof of testing for SARS-CoV-2 coronavirus infection (COVID-19) provided all accompanying persons present documents with negative or non-reactive results of the RT-PCR laboratory test performed within 72 prior to boarding, or of the antigen test performed within 24 hours prior to boarding;
  - c) Children aged 2 or over and under 12 years old who are traveling unaccompanied must present documents with a negative or non-reactive result of the RT-PCR laboratory test performed within 72 hours prior to boarding, or of the antigen test performed within 24 hours prior to boarding;
  - d) Children under the age of 2 are exempt from presenting a document proving that they have been tested for infection by the SARS-CoV-2 coronavirus (COVID-19) for travel to the Federative Republic of Brazil.
  - e) The entry into the national territory of travelers who had COVID-19 in the last 90 days, counted from the date of onset of symptoms, who are asymptomatic and persist with a detectable RT-PCR test or antigen test for the SARS-CoV-2 coronavirus (COVID-19), will be authorized upon presentation of the following documents:
    - Two detectable RT-PCR results, with an interval of at least 14 days, the last one being performed within 72 hours prior to the moment of boarding;
    - Medical certificate containing the signature of the responsible physician stating that the individual is asymptomatic and able to travel, including the date of travel.
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## **ANNEX II PROTOCOL FOR AIRCRAFT CREW**

Aircraft crew members who are not fully vaccinated must comply with the following protocol:

a) Absence of social contact and self-isolation while staying on Brazilian soil when traveling between the airport and the hotel:

- When necessary - the air operator must arrange the displacement between the aircraft and the individual accommodations of the crew in private means of transport and ensure that hygiene measures are applied and that the physical distance between people is ensured from the origin to the destination.

b) Absence of social contact and self-isolation while staying on Brazilian soil, in the accommodation. The crew must remain at home or in a hotel room, in the latter case, the following must be observed:

- The accommodation will be occupied by only one crew member;
- The accommodation will be sanitized before and after its occupation;
- The crew will not use the hotel's common facilities;
- The crew will take meals at the accommodation;
- If hotel room service is not available, the crew will order a take-out meal;

c) Health care and self-monitoring - the crew must:

- Regularly monitor symptoms, including fever and other symptoms associated with the SARS-CoV-2 coronavirus (COVID-19);
- Avoid contact with the public and other crew members;
- Stay in the hotel room, except to seek medical attention or to perform activities considered essential;
- Wash hands frequently with soap and water, when possible, or use alcohol gel;
- Wear a face mask; and
- Observe physical distance when it is necessary to leave the hotel;

d) In case of symptoms - if the crew shows symptoms associated with the SARS-CoV-2 (COVID-19) in Brazilian territory, they must:

- Communicate the fact to the air operator;
- Seek medical assistance to assess possible involvement by SARS-CoV-2 (COVID-19); and

- In case of a positive result, cooperate with additional monitoring, in accordance with the protocols adopted by the local health system;

e) Occupational health - the following actions will be taken:

- Those responsible for the occupational health programs of the air operators will maintain permanent contact with the crew, to ensure that their employees carry out self-monitoring and implement sanitary protocols that reduce the risk factors associated with exposure to SARS-CoV-2 (COVID-19); and

- The air operator will implement an education program with the objective of instructing the crew members on the sanitary measures to be adopted during the SARS-CoV-2 (COVID-19) pandemic;

f) Crew health management plan - air operators are responsible for:

- Preparing and maintaining a permanent crew health management plan, with risk assessment regarding the crew exposure to SARS-CoV-2 (COVID-19); and

- Providing, whenever requested, the supporting documentation of the implementation of mitigation actions against SARS-CoV-2 (COVID-19), without prejudice to the inspection, monitoring and control actions to be carried out by the competent authorities.

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### 3 FINAL ARRANGEMENTS

a) For the purposes of this Ordinance, a traveler who has completed the primary vaccination schedule at least 14 days before the date of departure is considered fully vaccinated, provided that:

- Immunizers approved by the Brazilian Health Surveillance Agency, the World Health Organization or the authorities of the country where the traveler has been immunized are used; and
- Vaccination certificates contain at least the name of the traveler and the following vaccination data:
  - Trade name or manufacturer's name;
  - Number(s) of the batch(es) of the dose(s) administered; and
  - Date(s) of administration of the dose(s).

Vaccination certificates in which the data provided for in the items of the head provision is available exclusively in QR-CODE format or in any other coded language will not be accepted;

SARS-CoV-2 (COVID-19) recovery certificates will not be accepted in place of the proof of full vaccination.

b) The restrictions, actions and conditions provided for in this Ordinance constitute requirements for the entry of travelers into the country, without prejudice to others appropriate to their migratory condition, including carrying an entry visa, when required by the Brazilian legal system.

The immigration authority shall prevent the entry into Brazilian territory of foreigners who do not comply with the requirements set forth in this Ordinance, including demanding technical information from other border inspection authorities, if deemed necessary.

c) Failure to comply with the provisions of this Ordinance will imply, for the infringing agent:

- Civil, administrative and criminal liability;
- Immediate repatriation or deportation; and/or
- Disqualification from claiming refuge.

d) Immigrants in a situation of vulnerability resulting from a migratory flow caused by a humanitarian crisis recognized by an act of the President of the Republic, pursuant to the sole paragraph of Article 3 of Law n° 13684, of June 21, 2018, and who entered the country, in the period from March 18, 2020 until the date of publication of this Ordinance, may have their migratory status regularized under the terms of current legislation.

The head provisions apply to the immigrant who, having entered the country in the period from March 18, 2020 until the date of publication of this Ordinance, presents proof of vaccination, in print or electronic form, pursuant to Article 11.

e) Other normative acts and technical guidelines may be prepared by the Ministries, complementary to the provisions contained in this Ordinance, provided they fall within the scope of their respective authority.

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, provided it is within the scope of their respective authority and under the provisions of Law n° 13979, of February 6, 2020.

f) The Ministries may forward to the Office of the President's Chief of Staff, in a reasoned manner, cases omitted in this Ordinance and requests for exceptions, regarding the fulfillment of sanitary determinations, to meet the public interest or humanitarian issues.

The requests for exceptions mentioned in the head provision shall be sent to the Office of the President's Chief of Staff, at least 5 working days before the date of entry into the country.

The Office of the President's Chief of Staff will request, within a period appropriate to the urgency of the demand, the opinion from:

- the Brazilian Health Surveillance Agency;
- other bodies or entities whose thematic relevance is related to the case, if deemed necessary; and
- the Ministries that are signatories to this regulation.

The decision, by consensus, of the signatory Ministries will be communicated by the Office of the President's Chief of Staff.

The reasoning must demonstrate the reasonableness and proportionality of the request for an exception to meet the public interest or humanitarian issues.

g) The Ministries, within the scope of their authority, shall take the necessary actions to comply with the provisions of this Ordinance.

h) 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.

i) The provisions of this Ordinance may be revised at any time whenever there is a change in the epidemiological scenario, according to a previous technical opinion issued by the Ministry of Health.

The epidemiological scenario will be monitored by the Health Surveillance Secretariat of the Ministry of Health.



j) The documents required in this Ordinance and issued abroad shall be provided in Portuguese, Spanish or English.

k) Interministerial Ordinance n° 663, of December 20, 2021, of the President's Chief of Staff, the Minister of Justice and Public Safety, the Minister of Health and the Minister of Infrastructure, is hereby revoked.

The provisions contained in this Circular do not exclude the responsibilities provided for in other Rules.

Cases not provided for shall be settled by the Head of DECEA's Operations Subdepartment.

This AIC will be effective on 25 march 2022, revoking AIC A03/22 of 14JAN22.