

Brazil's Written Comments on the Draft Toolkit on Prevention and Mitigation of International Investment Disputes (A/CN.9/1185)

Brazil thanks the UNCITRAL Secretariat for preparing the Draft Toolkit in document A/CN.9/1185, which serves as a valuable resource for States seeking to implement systems for preventing and mitigating international investment disputes. The following comments are provided to enrich the Toolkit by incorporating Brazil's experience in this field:

Section B. Communication with investors

In paragraphs 29 and 30 (pages 7 and 8), regarding the World Bank Group Collaboration, Brazil kindly requests that the sentences read:

“29. States where the World Bank Group assisted in establishing investor grievance mechanisms include Ethiopia, Georgia, Jordan, Rwanda and Viet Nam. The World Bank Group also assisted Brazil in promoting the recently implemented Direct Investment Ombudsman.

30. In Brazil, the technical cooperation with the World Bank Group focused on promoting the Direct Investment Ombudsman (established by the Decree nº 8863/2016) and its website through roadshows initially held in São Paulo and Rio de Janeiro. These events included the participation of the private sector, academia, law firms, and consulting firms. Subsequently, roadshows were conducted in other states (Minas Gerais, Rio Grande do Sul, Paraná, Santa Catarina, Bahia, and Ceará) with the participation of representatives from state economic development departments, the private sector, and academia.”

Footnote 18 remains as it is.

Section F. Practice by States

On pages 14 and 15, Brazil kindly requests that the Direct Investment Ombudsman webpage be updated to reflect its current address: <https://oid.mdic.gov.br/en>.