

**Part II – Questions for Contracting States**

**A. Access to Justice Convention page of the HCCH website**

(5) On the HCCH website, are the contact details of the Central Authority(ies) and Transmitting Authority(ies) designated by your State complete and up-to-date?

*Contact details for many of the authorities designated are available on the Access to Justice Convention page of the HCCH website under "Authorities"*

- Yes – no further action needed.
- No – please complete **Annex 1** to this Questionnaire.
- There are no contact details for the authorities designated by your State on the HCCH website – please complete **Annex 1** to this Questionnaire.

**B1. Statistics – *incoming* applications for legal aid (Chapter I)**

The following questions relate to applications for legal aid **submitted to the Central Authority(ies) of your State.**

(6) How many incoming applications for legal aid have been received annually by the Central Authority(ies) of your State?

Year	Number
2013	
2012	
2011	
2010	
2009	

- Unknown – please explain:  
Brazil has already ratified the Convention, but still lacks the Presidential Decree so that the Convention is in force domestically. Foreign requests will be complied with, because domestic law can accommodate and permits fulfilling requests. On the other hand, no requests will be made by Brazil until the Presidential Decree is in force. Many requests are received and dealt with by the Ministry of Justice, in its Central Authority role, but there are no statistics, since the Convention still lacks the Presidential Decree so that it can be incorporated to the domestic legal system.

Please note (if possible, for each year) the State(s) from which your State received the most applications:  
Please refer to the previous answer.

(7) Of these, how many applications involved legal advice?

*According to Article 2 of the Convention, the entitlement to legal aid applies to legal advice provided that the person seeking advice is present in the State where advice is sought.*

Please specify, including whether the application was granted:  
Please refer to the previous answer.

**B2. Statistics – *outgoing* applications for legal aid (Chapter I)**

The following question relates to the applications for legal aid **sent by the Transmitting Authority(ies) of your State to the Central Authorities of other Contracting States** (the response to the following question may require consultation with the Transmitting Authority(ies) of your State).

(8) How many outgoing applications for legal aid have been sent annually by the authorities of your State?

<i>Year</i>	<i>Number</i>
2013	
2012	
2011	
2010	
2009	

- Unknown – please explain:  
Brazil has already ratified the Convention, but still lacks the Presidential Decree so that the Convention is in force domestically. Foreign requests will be complied with, because domestic law can accommodate and permits fulfilling requests. On the other hand, no requests will be made by Brazil until the Presidential Decree is in force. Some requests are received and dealt with by the Ministry of Justice, in its Central Authority role, but there are no statistics, since the Convention still lacks the Presidential Decree so that it can be incorporated to the domestic legal system.

Please note (if possible, for each year) the State(s) to which your State sent the most applications:  
Please refer to the previous answer.

**B3. Statistics – *incoming* applications to enforce orders for costs and expenses (Chapter II)**

The following question relates to applications to render enforceable orders for the payment of costs and expenses of proceedings **addressed to the Central Authority(ies) of your State**.

(9) How many applications for the enforcement of orders for costs and expenses have been received annually by the Central Authority(ies) of your State?

<i>Year</i>	<i>Number</i>
2013	
2012	
2011	
2010	
2009	

	<input checked="" type="checkbox"/> Unknown – please explain: Brazil has already ratified the Convention, but still lacks the Presidential Decree so that the Convention is in force domestically. Foreign requests will be complied with, because domestic law can accommodate and permits fulfilling requests. On the other hand, no requests will be made by Brazil until the Presidential Decree is in force. Some requests are received and dealt with by the Ministry of Justice, in its Central Authority role, but there are no statistics, since the Convention still lacks the Presidential Decree so that it can be incorporated to the domestic legal system.
Please note (if possible, for each year) the State(s) from which your State received the most applications: Please refer to the previous answer.	

**B4. Statistics – outgoing applications to enforce orders for costs and expenses (Chapter II)**

The following question relates to the applications to render enforceable orders for the payment of costs and expenses of proceedings **sent by the Transmitting Authority(ies) of your State to the Central Authorities of other Contracting States** (the response to the following question may require consultation with the Transmitting Authority(ies) of your State).

(10) How many applications for the enforcement of orders for costs and expenses have been sent annually by the authorities of your State?	<table border="1"> <thead> <tr> <th><i>Year</i></th> <th><i>Number</i></th> </tr> </thead> <tbody> <tr> <td>2013</td> <td></td> </tr> <tr> <td>2012</td> <td></td> </tr> <tr> <td>2011</td> <td></td> </tr> <tr> <td>2010</td> <td></td> </tr> <tr> <td>2009</td> <td></td> </tr> </tbody> </table>	<i>Year</i>	<i>Number</i>	2013		2012		2011		2010		2009	
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C. Security, bond or deposit	
(11) Except in cases covered by the Access to Justice Convention, in judicial proceedings before the courts of your State, does the law or practice of your State impose any security, bond or deposit upon certain categories of persons such as foreign nationals or persons who are not resident or domiciled in your State?	<input type="checkbox"/> Yes – please provide citation or link to text online, as well as a summary of the legal regime (including any qualifications or exceptions):  <input checked="" type="checkbox"/> No
D. General appreciation of the Access to Justice Convention	
(12) How does your State rate the general operation of the Access to Justice Convention?	<input type="checkbox"/> Excellent <input type="checkbox"/> Good <input type="checkbox"/> Satisfactory <input type="checkbox"/> Unsatisfactory
(13) Does your State consider there to be any positive or problematic aspects of the operation of the Convention?	<input checked="" type="checkbox"/> Yes – please specify (including any suggestions for improvement): There are only a few ratifications.  <input type="checkbox"/> No
E. Case law and reference work	
(14) Have any decisions on the interpretation or application of the Access to Justice Convention been rendered by the judicial authorities of your State since 2009?	<input type="checkbox"/> Yes – please submit a copy of each decision (or a link to an online version) with the response to this Questionnaire <i>Please note: If the decision is in a language other than English or French, please provide, if possible, a summary of the decision in either of these languages.</i>  <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
(15) Have any works on the Access to Justice Convention been published recently in your State that do not already appear on the Access to Justice Convention page of the HCCH website (under “bibliography”)?	<input type="checkbox"/> Yes – please provide the citation for each work:  <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
F. Topics for the agenda of the Special Commission meeting	
(16) Are there any specific topics or practical issues that your State would like to have addressed at the Special Commission meeting concerning the Access to Justice Convention?	<input checked="" type="checkbox"/> Yes – please specify: How to outreach to non-member States and to have them further considering ratifying the Convention.  <input type="checkbox"/> No