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NOTÍCIAS SERVICE

Brasília, 02/04/2024

Congresso vs STF: tensão geral reage na Câmara sobre julgamento de deputado acusado de crime

O caso do deputado Chiquinho Brazão, presoDATA journalist ago suspect of involvement in Rio
councilor Marielle Franco's murder, continued to spark tension between the Legislative and
Judicial branches this week. On Thursday, the Constitution and Justice Committee (CCJ) of the
Chamber of Deputies decided to delay the analysis of Brazão's preventive detention, upon a
request from thePGM representative.

According to Parliamentary Leader Arthur Lira (PP-AL), the delay is an attempt to "cool down"

tensions between the two branches of government. The delay has been interpreted as a sign of discontent among parliamentarians regarding the episode of Brazão's arrest, in which the deputy and his brother were handcuffed upon arrival in Brasília.

Parliamentarians have been voicing their concern over the STF's recent actions, which they see as an overreach of the Court's authority. They argue that the STF is exceeding its powers by ruling on cases that should be decided by the Legislative branch.

In response, the STF minimizes the conflicts and emphasizes that it is simply doing its job, analyzing the cases that are brought before it. The Court's magistrates believe that though there may be political components to the cases they hear, they must still be evaluated, lest the Court fail to fulfill its duty.

The relationship between the Legislative and Judicial branches has always been filled with tensions and political maneuvers. With the STF gaining greater prominence, the confrontation between the two branches has been intensifying.

The CCJ's decision to delay the analysis of Brazão's preventive detention is seen as a sign of the equilibrium between the two branches shifting in favor of the Legislative branch. However, this move has not sat well with all parliamentarians.

Leaders of the opposition have been meeting to articulate a response to the STF's actions. They plan to introduce a Proposed Constitutional Amendment (PEC) that would limit the STF's authority to initiate proceedings against parliamentarians and senators.

The PEC under discussion would require the authorization of the Legislative branch to initiate any investigations against its members. In addition, it would eliminate the privileged forum for deputies and senators, which the STF has been trying to push through.

The opposition sustains that the STF's actions are politically motivated. They cite the case of the Federal Police operation that resulted in the arrest of Deputy Carlos Jordy (PL-RJ) and another chamber member, as an example of the Court's overreach. The operation was authorized by the STF, which further raises concerns among parliamentarians about the Court's encroachment on their prerogatives.

President of the Chamber of Deputies, Arthur Lira (PP-AL), has been seeking to position himself as a mediator between the two branches. However, his efforts have yet to bear fruit. The tension between the Legislative and Judicial branches is unlikely to dissipate anytime soon.

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