

Social organizations in the Brazilian legal system: overcoming the limits of legislative omission

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Summary

Among the existing models in the Brazilian legal system that deal with the transfer of non-state public activities to private entities devoid of profit, we highlight the management contract signed with entities qualified as Social Organizations, inaugurated with Federal Law No. 9,637/98. This work turns to addressing issues whose edited legal norms were not able to solve. It addresses all questions that involve from the process of qualification of the entity, through its selection, to the execution of the management contract, with emphasis on the debates around its legal nature and related issues. It also focuses on the implementation phase of the adjustment and possible civil liability of the Social Organization. Finally, external control is also addressed, with emphasis on the performance of the Courts of Auditors.

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He holds a degree in Law from the Catholic University of Salvador (1988) and a master's degree in Public Law from the Federal University of Pernambuco (2002). She is currently an assistant professor at Ruy Barbosa College, a professor at the Bahia School of Magistrates, a professor at the

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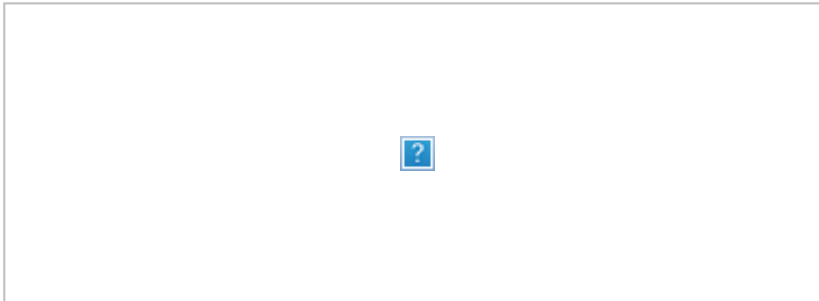
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