

The Downfall of Operation Car Wash

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The downfall of Operation Car Wash explained



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1st Act: Amalgamation of political resistance to Car Wash (2017-2018)



2nd Act: Shift in the composition of the Supreme Court (2017)

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Brazil Supreme Court Judge in Charge of Car Wash Case Dies in Plane Crash

Judge's son and rescue workers spokesman confirm death

By ROGERIO JELMAYER
Updated Jan. 10, 2017 3:59 p.m. ET

0 COMMENTS

SÃO PAULO—Teori Zavascki, Brazil's Supreme Court judge in charge of the country's landmark Operation Car Wash corruption investigation, died Thursday when a small plane he was traveling in crashed off the coast of the state of Rio de Janeiro.



Mr. Zavascki's death was confirmed by his son, Francisco Prehn Zavascki, in a note on his Facebook page, and by a spokeswoman for local rescue workers.

Mr. Zavascki, who was on vacation at the time of the crash, is in charge of all high-court cases related to the country's sprawling investigation into corruption at state oil company Petróleo Brasileiro SA, or Petrobras, that has already landed scores of powerful

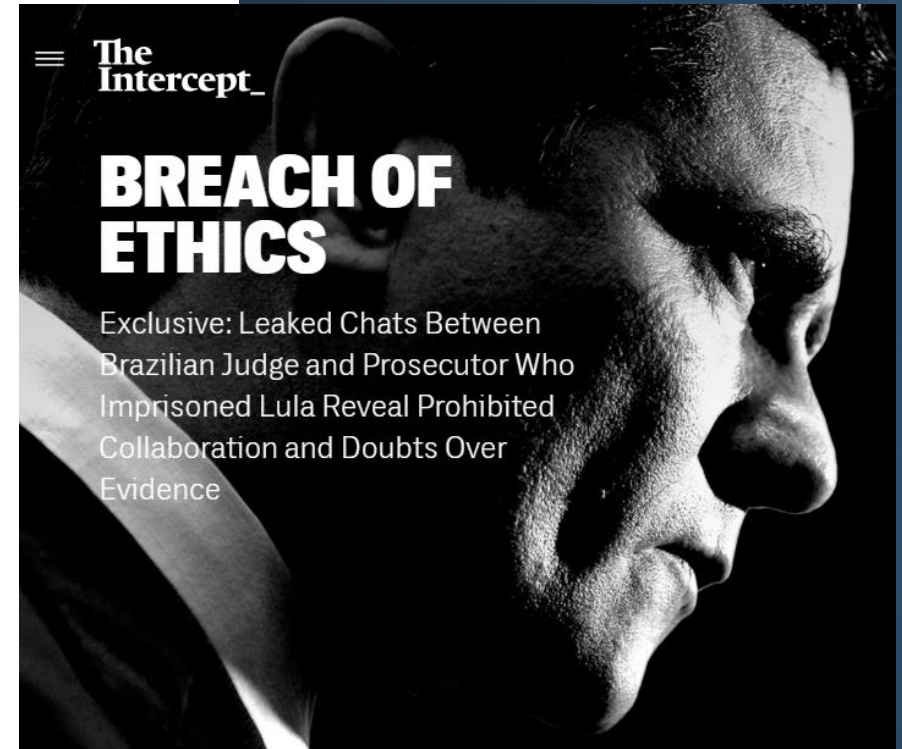
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Most Popular Articles

3rd Act: Hacking of Telegram messages of the Task Force members (2019)

- Political and economic groups impacted by Car Wash Operation retained slicers to hack into the messages of the Car Wash Task Force.
- In June 2019, Intercept Brazil started to release several private chats of authorities involved in the Car Wash investigations, including Mr. Sergio Moro and members of the Federal Prosecutors Task-Force.
- Several prosecutors removed from the Car Wash Task-Force and put under investigation.



4th Act: Convergence of interests between President Bolsonaro and representatives interested in stopping the investigations (2019)

BULLETIN

LATIN AMERICA AND THE CARIBBEAN

Bolsonaro Announces End to “Operation Car Wash”, Says There Is “No More Corruption”

Bolsonaro expressed his ‘pride’ at ending the investigation in what seems to be a campaign ploy ahead of the upcoming municipal elections later this year.



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5th Act: New law on authority abuse (2019)

- Expanded the list of conducts that characterizes an authority abuse;
- Increased the criminal penalties, with immediate reflects on NPAs and statute of limitation period;
- Judges expressly included in the list of agents;
- Possible impact on precautionary measures, such as asset freeze or attachment, and preventive arrests;



6th Act: Failure of Moro's Anticrime Package (2019)

STF

Moro diz que pode ter falhado em não convencer contra artigo que permitiu soltura de chefe do PCC

Novo artigo do Código de Processo Penal permitiu soltura de André do Rap



SÃO PAULO O ex-ministro da Justiça e Segurança Pública [Sergio Moro](#) afirmou que pode ter sido uma falha sua não ter convencido os parlamentares contra a inclusão da norma no projeto de lei do pacote anticrime que permitiu a [soltura de André de Oliveira Macedo, o André do Rap](#).

“Talvez tenha sido uma falha minha de não ter conseguido convencer as pessoas que alguns dispositivos não eram os melhores. Tenho a consciência tranquila que fiz o que podia para evitar algumas inserções [no texto do projeto de lei]”, disse Moro nesta segunda (12) à GloboNews.

Several critics to the Anti-crime Package:

- Plea bargain;
- Due process and presumption of innocence;
- Obstacles to sentencing reduction

7th Act: Supreme Court decision on jurisdiction leading to the annulment of criminal proceedings against former President Lula

NEWS

Brazil: Supreme Court rules judge who convicted Lula was 'biased'

Brazil's Supreme Court is set to throw out evidence in the corruption cases against former president Lula, after ruling that the judge spearheading the graft probe was biased against the leftist leader.



Luiz Inacio Lula da Silva remained a popular figure in Brazil, even when he was in prison.

Car Wash Defeats

Ban on provisional enforcement

- STF banned criminal convictions' provisional enforcement.

Electoral Crimes

- STF ruled that crimes related to political donations must be reviewed by electoral courts.

Telegram Leaks

- Leak of private chats between authorities related to Car Wash investigations.

End of task-force

- The General Attorney Office has decided to no longer adopt the task-force model in MPF's investigations.

Overtuned cases

- Several cases are being overturned by Superior Courts or transferred from the State of Parana's Federal Court to other courts.

Administrative investigations

- MPF's task-force former members are currently being investigated in intern administrative proceedings for misconducts during the investigations.

Former President Lula's criminal claims status

Triplex Case

- Charges: Passive corruption and money laundering
- Status: time barred

Atibaia Case

- Charges: Passive corruption and money laundering
- Status: time barred

Institute Lula's plot

- Charges: Passive corruption and money laundering
- Status: Suspended by STF

Donations for Institute Lula

Swedish fighters

- Charges: Money laundering, criminal organization and influence peddling
- Status: Suspended by STF

Equatorial Guinea

- Charges: Money laundering
- Status: Suspended by Federal Regional Court of 3th region

BNDES

- Charges: Passive corruption, money laundering, criminal organization and influence peddling
- Status: Suspended by State of São Paulo's Federal Court

"Quadrilhão do PT"

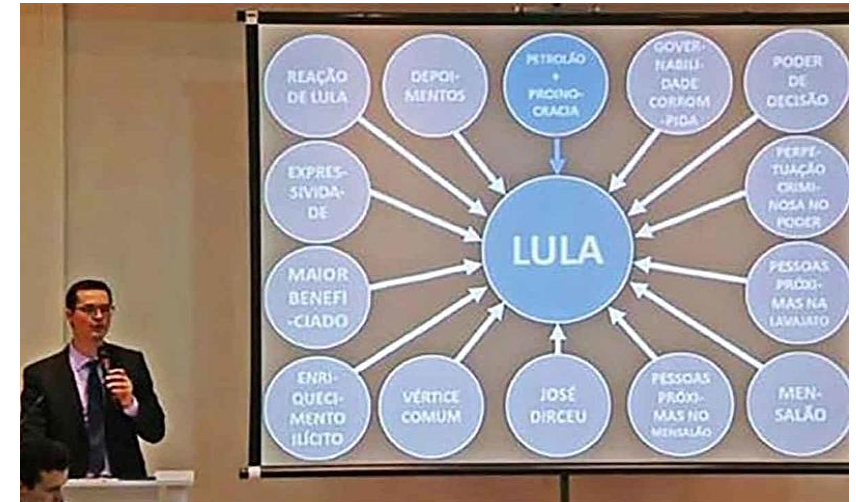
- Charges: Criminal organization
- Status: Acquittal

Nestor Cerveró

- Charges: Money laundering
- Status: Acquittal

Zelotes*

- Charges: Passive corruption
- Status: Acquittal



Mr. Lula filed an indemnity claim against the former prosecutor Mr. Deltan Dallagnol

*Non related to Operation Car Wash

8th Act: Dismantling Car Wash Task Force

News

Brazil's anti-corruption 'Car Wash' task force ends in gloom

A prominent task force of Brazilian prosecutors has been officially disbanded, marking the symbolic end of an investigative unit initially praised for tackling impunity among the nation's political and business elite but lately under fire for allegations of bias in its probes.

Via AP News via - Wednesday 01 February 2021 20:48



Brazil Corruption Probe (Copyright 2017 The Associated Press. All rights reserved.)



The long read

Operation Car Wash: Is this the biggest corruption scandal in history?

Photograph by Eusebio Diego
Story illustrated by Antonio
Lemos

Impact on the Brazilian anticorruption legal framework

Law No. 12,850/2013 Brazilian Anticorruption Law

Entities'
administrative liability
for corrupt acts

Leniency agreements

Compliance
programs

Law No. 13,964/2019 “Anti-crime Package”

Non-Prosecution
Agreements

Ban on *ex officio*
criminal
precautionary
measures

Law No. 14,133/2021 New Public Procurement Law

Public bids winners
exceeding BRL 200
MM (approximately
USD 42 MM*) must
develop a
compliance program

Cooperation Agreement – AGU, CGU, TCU

Coordination for
information
exchange between
authorities

Law No. 14,230/2021 Administrative Misconduct Law Reform

Non bis-in-idem

Less severe penalties
to individuals

Stronger burden of
proof to the
prosecution



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