



MEMORANDUM OF UNDERSTANDING (MoU)
Between

The Conselho de Arquitetura e Urbanismo do Brasil (CAU/BR)

and

**Federal Chamber of German Architects
(Bundesarchitektenkammer - BAK)**

(Hereinafter called respectively "BAK" and "CAU/BR")

Preamble

The danger of climate change is challenging the world. The Federal Chamber of German Architects (BAK) and the Conselho de Arquitetura e Urbanismo do Brasil (CAU/BR) are convinced that the strengthened cooperation described in this Memorandum of Understanding will help architect of both countries to face this challenge and develop solutions jointly.

The purpose of this Memorandum of Understanding (MoU) is to form a general working agreement between BAK und CAU/BR. This MoU is intended to create a productive working relationship between the two organizations. The reinforced cooperation will help to consolidate actions and efforts towards addressing mutual concerns and interests pertaining to architecture, architectural education and promoting it for the next generation, research, professional standards and regulation, professional mobility, climate change and sustainability issues, professional development and practice. Equally important, it aims to transfer knowledge and share best practices in the fields of urban greening, circular economy & construction as well as water efficiency in the building sector.

CAU/BR

The Conselho de Arquitetura e Urbanismo do Brasil (CAU/BR- the Council of Architecture and Urbanism in Brazil) and The Conselhos de Arquitetura e Urbanismo dos Estados e do Distrito Federal (CAU/UF) have the function to orient, discipline and supervise the practice of the profession of architecture and urbanism, to ensure the faithful observance of the principles of ethics and discipline of the profession throughout the country, and to strive to improve the practice of architecture and urbanism.

The Conselhos de Arquitetura e Urbanismo dos Estados e do Distrito Federal (CAU/UF) are the operational arm of the CAU System, registering more than 220,000 architects and urban



planners and 37,000 architecture and urban planning companies. In Brazil, the term architect and urban planner designates, under the terms of Law No. 12,378, of December 31, 2010, the professional named as “architect and urbanist”.

Besides the function of guidance, discipline and supervision of the profession of architecture and urbanism, in which CAU/UF have priority, CAU/BR has expanded its activities to promote the professional valorisation of Architecture and Urbanism through the following projects: CAU Educa, which focus is on promoting urban and environmental education in elementary schools; Assessoria Técnica de Interesse Social (Technical Assistance for Social Interest - ATHIS); the Projeto Amazônia (sustainability) and the professional mobility, focused on the internationalization of the profession.

In its administrative and institutional organization, CAU/BR is constituted of federal counsellors, elected in each of the Brazilian Federation Units, and these Counsellors act in ordinary and special thematic committees, namely, the Education and Training Committee, the Ethics and Discipline Committee, the Professional Practice Committee, Organization and Administration Committee, the Planning and Finance Committee, the National Electoral Committee, the Professional Policy Committee, the Urban and Environmental Policy Committee, the Institutional Relations Committee and the Affirmative Policies Temporary Committee.

The institutional organization of CAU/BR is also composed of the Collegiate of National Entities, with representatives of the following entities:

Associação Brasileira de Arquitetos Paisagistas (ABAP),
Associação Brasileira dos Escritórios de Arquitetura (AsBEA);
Associação Brasileira de Ensino de Arquitetura e Urbanismo (ABEA);
Federação Nacional dos Arquitetos e Urbanistas (FNA);
Federação Nacional de Estudantes de Arquitetura e Urbanismo do Brasil (FeNEA), and
Instituto de Arquitetos do Brasil (IAB).

BAK

The Federal Chamber of German Architects (BAK) in Berlin is the umbrella organisation of the Chambers of Architects of the 16 German States (Länder) – bodies of public law.

BAK represents nationally and internationally the interests of more than 138,000 architects (as of January 1st, 2022). Among them a majority of 84 per cent works as construction architects, 6 per cent work as landscape architects, 5 per cent are registered as interior designers and 5 per cent as urban planners.

The designations “architect”, “interior architect”, “garden and landscape architect” and “urban planner” are protected by the rules and regulations of the Architects Chambers of the Länder. Only those who are registered in the relevant Architects' Chamber are allowed to be entitled.

Main topics and tasks of the BAK:

- To strengthen the consciousness of architectural culture and the built environment
- Consumer protection
- To maintain and improve the economic and legal conditions of professional education
- To promote the cooperation and regular exchange of experience with the Architects Chambers of the Länder

Agreement

The cooperation aims to combine forces to achieve common political goals and the professional promotion of architectural culture in both countries and specifically refers to the following areas:

- Students and professional cultural exchange
- Information exchange, experience sharing, exchange of views
- Continuing education and training
- Law, contracts and fee system
- Architecture competitions
- Project cooperation

Therefore, the parties agree, with regard to the areas mentioned above, to make efforts to adopt simplified and less bureaucratic mechanisms, respecting the following principles:

- Students and professionals exchange/ internationalization of the profession
 - (1) The parties undertake to study the possibility of formalizing a cultural/professional exchange program with the scope of academic training or professional activity;
 - (2) Creation of a permanent working group, composed of at least one technical member from each party, with the aim of exchanging experiences on the CAU Internationalization Portal and the Project National of Architectural Exchange (NAX).
- Information exchange, experience sharing, exchange of views
 - (1) The parties inform each other continuously over significant professional policies.
 - (2) The President of the BAK and The President of CAU/BR meet in principle every three years to a general Information exchange, experience sharing, exchange of views.

– Continuing education and training

The parties inform each other about developments in continuing education and training.

– Law, contracts and fee system

(1) The parties agree contracts for services of architecture or of architects and urbanists, are to be awarded solely on the respective legal bases. Both parties support each other in their efforts to this end.

(2) The parties inform each other of the progress of the applicable rules governing the award of architectural services as well as the remuneration of those services within their respective jurisdictions.

(3) The parties within its capabilities ensure that their members by providing cross-border services to the other state comply with provisions on the award of architectural services and their fees.

– Architecture competitions

The parties support in case of need each other in supporting the development for architectural competitions and inform each other about current developments in the national competition systems. In appropriate cases, with respect to their respective legal rules of the competitions, the members of both organizations will be able to participate in architectural competitions.

– Project cooperation

The parties accompany the establishment of cooperation agreements of its members in cross-border projects.

Final Provisions

(1) The Parties will submit this proposed MoU to their respective decision-making bodies.

(2) This agreement does not create any right of mutual claims of the parties or individuals. Compensation claims are excluded.

(3) Such costs of joint activities, if any, arising under this Memorandum of Understanding will be assessed on a case by case basis in compliance with the respective rules of each party and will be awarded in the country of its jurisdiction. All other costs resulting from this MoU are borne by each party itself.



Belo Horizonte, Minas Gerais, Brazil, 12th of March of 2023

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