

Gabriel Faustino Santos

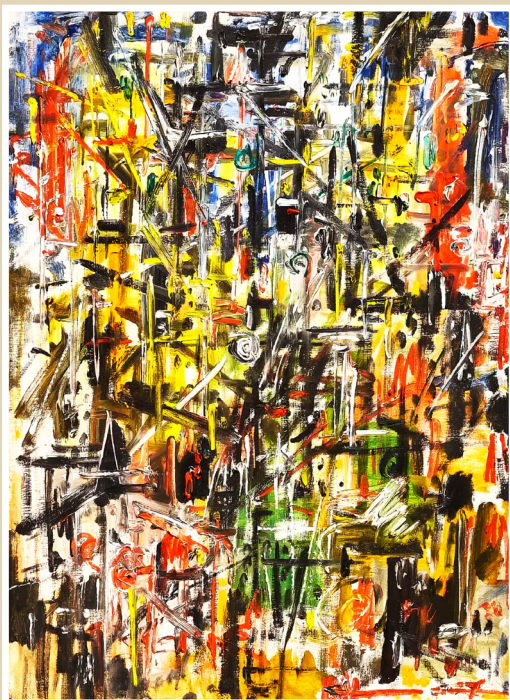
The Invention of the *Mandado de segurança*

Protecting rights and (re)building the state
in the Vargas Era (Brazil 1934-1945)



eum

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Collana diretta da Luigi Lacchè, Roberto Martucci,
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info.ceum@unimc.it

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The Invention of the *Mandado de segurança*

Protecting rights and (re)building the state in the Vargas Era (Brazil 1934-1945)

The invention of the *mandado de segurança* in 1934 can be interpreted as the end of a long story or the beginning of a new one. As the result of years of debate, the new institute was perceived as an important constitutional innovation of the time that effectively answered an old promise regarding the need to enforce fundamental rights. But, despite the widespread narrative that surrounded the rise of the *mandado de segurança*, it also represented the final product of a long tradition of theories and practices of Brazilian public law. In fact, it is a valuable key in understanding the (re)emergence of legal principles and concepts that, at their core, favored the public interest. Therefore, in a period of a significant political, social, economic, and legal transition, the *mandado de segurança* is a perfect image of the paradox of the Vargas Era, when protecting rights seemed just as important as (re)building the state.



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Gabriel Faustino Santos is a postdoc researcher with a Ph.D. in Legal History from the Università degli studi di Macerata. He has focused on Brazil's institutional and constitutional history, mainly on the period of the First Republic and the Vargas Era.

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