LEGISLATIVE BRANCH

LAW No. 5.295

PROHIBITING NEPOTISM IN PUBLIC OFFICE.

THE CONGRESS OF THE PARAGUAYAN NATION ENACTS WITH FORCE

LAW

Article 1. Definition. For the purposes of this law, nepotism shall be understood to mean when a person authorised to appoint or hire for public office performs one of these acts in favour of their spouse, common-law spouse or relatives up to the fourth degree of consanguinity or second degree of affinity, in violation of the rules governing access to public office.

Article 2.• The President and Vice-President of the Republic, Senators and Deputies, Members of Parliament of the Southern Common Market (MERCOSUR), Ministers of the Supreme Court of Justice, Members of the Superior Court of Electoral Justice, Ministers of the Executive Branch and Executive Secretaries of the Presidency of the Republic, members of the Council of the Judiciary and the Jury for the Prosecution of Magistrates, the Attorney General, Judges, Prosecutors, the Comptroller General of the Republic, the Solicitor General of the Republic, the Chief Clerk of the Government, the Ombudsman, the Public Defender, the Rectors and Vice-Rectors of National Universities, the Deans and Vice-Deans of National Universities, the Presidents and Directors of autonomous and decentralised entities, Governors and Mayors, Departmental Councillors and Municipal Councillors, the Directors of Binational Entities, the Directors of the various departments of the Paraguayan State, and the Presidents and Directors of corporations in which the Paraguayan State holds a majority stake, non-governmental organisations that receive contributions from the Paraguayan State through the General National Budget, are prohibited, within the scope of their competence, from appointing or hiring spouses, cohabiting partners, and relatives up to the fourth degree of consanguinity or second degree of affinity to public office or employment, unless such appointments, hirings, or proposals are made in compliance with the regulations governing access to public office.

Article 3. Nepotism. Anyone who makes an appointment or contracts services in contravention of the provisions of this law shall be punished with disqualification from public office for up to five years and the nullity of the legal act.

The beneficiary of the appointment or contract in contravention of the provisions of this law shall be punished with the same penalty as the perpetrator. Both the perpetrator and the beneficiary shall be jointly and severally liable for the return of any salaries unduly received.

Article 4. Entry into force. This law shall enter into force in the year following its enactment.

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Article 5. Repeal. Law No. 2,777/05 "PROHIBITING NEPOTISM IN PUBLIC SERVICE" and its amendment Law No. 4,737/12 are hereby repealed.

Article 6. Communicate to the Executive Branch.

Approved el Bill by the Honourable Chamber of Deputies, on the eleventh day of **mes June two** thousand fourteen, y pqr the Honourable Chamber of Senators, on the eleventh **day of** month September of the year two thousand fourteen, oueda sanctioned, in **accordance** with *to* provided for in Article 207, paragraph 1 of the National Constitution

Hugo Adalberto Velázquez Moreno
President
H. Chamber of Deputies

Blas Antonio Llano Ramos
Presidente
H. Cámara de Senadores

Del Pilar Eva Medina de Paredes
Secretaria Parlamentaria

Carlos Núñez Agüero
Parliamentary Secretary

Asuntion , 2 of Ó* "" of 2014.

Let it be known as Law of the Republic, publíquese e insértese Tuesdays come

The President
President of
the
Ho

Ramón Manuel Cartes Jara

EVER MARTÍNEZ F.
Ministro Sustituto de Justicia

Sh'eila Raquel Abed Duarte Minister
of Justice