

ECA Digital Compliance Guide 2026

A practical reference for foreign technology companies addressing Law No. 15.211/2025 (ECA Digital) and Decree No. 12.975/2026 obligations in Brazil.

1. Regulatory Background

Law No. 15.211/2025 (ECA Digital) modernised the Brazilian framework for the protection of children and adolescents in digital environments, introducing duties for internet application providers, content moderation standards, and cooperation obligations.

Decree No. 12.975/2026 implements key procedural and institutional aspects of the Law, including expectations regarding the existence of a local point of contact through whom Brazilian authorities can communicate with foreign providers.

2. Scope of Application

Foreign internet application providers, gaming companies, AI services, marketplaces, social networks and children-focused platforms that direct services to users in Brazil generally fall within scope.

The duties are activity-based and do not depend on whether the company has a Brazilian subsidiary.

3. Core Obligations

Designation of an institutional channel to receive notifications from courts, regulators and prosecutors.

Cooperation with content notices, data preservation requests and child-protection measures.

Documentation of moderation policies, age-appropriate measures and risk-mitigation processes.

4. Legal Representation

A Brazilian legal representative is the most efficient institutional vehicle to receive notifications and demonstrate compliance posture without incorporating a subsidiary.

The representative is separate from outside counsel and does not replace product or compliance teams; it acts as the institutional channel of contact.

5. Implementation Checklist

Map services directed to Brazilian users.

Appoint a Brazilian legal representative.

Publish an accessible contact channel and notification procedure.

Document moderation, age-gating, and child-safety measures.

Maintain records to demonstrate cooperation with authorities.

6. About Lematt

Lematt provides Legal Representation, Foreign Shareholder Representation, Foreign Administrator Representation, Registered Address and Treasury services for foreign companies operating in Brazil. The firm does not provide legal services.

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