

EDITOR'S NOTE

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As this 14th issue is published the *Revistas Culturas Jurídicas (RCJ)*, periodical edited and published by the Graduate Program in Constitutional Law at the Universidade Federal Fluminense (PPGDC/UFF), is moving into its sixth year of existence. This issue has as editorial line “the transversality of Human Rights in contemporary legal cultures”, and brings relevant contributions from Brazilian and international authors while aiming not only to maintain the excellence standard already achieved and attested by CAPES with its Qualis A2 rating, but also to raise this standard.

Therefore, in order to bring contemporary approaches to the transversality of human rights, this 14th issue presents a selection of articles laid around this thematic axis and which goes through the most diverse fields of legal knowledge and Public Law, such as International Law, Environmental Law, the Right to the City, Criminal and Criminal Procedural Law, all in context with the Latin American scenario and the field of Constitutional Law, both the latter the main themes of RCJ.

The first article is on the work of Professor **Francisco Humberto Cunha Filho** (D.Sc. Law, UFPE), Full Professor at the Graduate Program in Constitutional Law at Universidade de Fortaleza (UNIFOR) and Federal Union Attorney, and of Prof. **José Vagner de Farias**, (D.Sc. candidate in Constitutional Law, UNIFOR). In their article, the authors review an important opinion laid by the Roraima State Court, which reinterpreted the legal immunity held by indigenous people. The article then moves into establishing relationship between themes such as Criminal Law, Culture and Power.

Next article is from Drs. **Álison José Maia Melo** (D.Sc., Law, UFC) and **Tiago Seixas Themudo** (D.Sc., Sociology, UFC). Their goal is to understand in what manner some typical elements of South American indigenous cultures have been impregnating and changing the legal framework of several countries on that area.

This issue's third article was written by **Guilherme Estima Giacobbo** (D.Sc. candidate in Law, UNISC; M.Sc., Law of local authorities, Universidade do Minho) and Dr. **Ricardo Hermany** (D.Sc., Law, UNISINOS). In their work, the authors discuss the challenges faced by local governments in the realization of the Right to the City and the constitutional guarantees related to the fulfillment of the social function of the urban property.

The fourth article is from Professor **Vitor Bartoletti Sartori** (D.Sc. in Legal Philosophy and General Theory of Law, USP), professor at UFMG. In the article the author,

by means of an innovative approach, reviews the relationship between Man and Nature during the development of the mining industry in light of the Marxist theory.

Our fifth article comes from the pen of Professor **Pablo Schiavi** (D.Sc. in Law and Social Sciences, UdelaR – University of the Republic of Uruguay; D.Sc. in Iberian-American Administrative Law, Universidad de La Coruña), professor at Universidad de Montevideo. Approaching the issue of Disciplinary Administrative Law in times of Internet and social networks the author analyses the new dimensions of the “duty of reserve”. The text was published in its original version in Spanish and also in Portuguese translation for the first time.

The sixth article presented in this issue is the result of the research of Professor **Mônia Clarissa Henning Leal** (D.Sc. in Law, UNISINOS), professor at UNISC and **Sabrina Santos Lima** (M.Sc. candidate in Law, UNISC). In their article, the authors review the ruling of the Inter-American Court of Human Rights (IACHR) related to the implementation of policies by the Brazilian Republic in the case *Pueblo Indígena Xucuru e sus Miembros vs. Brasil*.

The seventh article is the outcome of a group research carried out by Drs. **Maiquel Ângelo Dezordi Wermuth** (D.Sc. in Law, UNISINOS), **Joice Graciele Nielsson** (D.Sc. in Public Law, UNISINOS) and **Anna Paula Bagetti Zeifert** (D.Sc. in Philosophy, PUC-RS). The article reflects on the violence targeted at those committed to advocate human rights in Brazil by critically reviewing two iconic cases which shocked the Brazilian society: the assassinations of the North American missionary Dorothy Mae Stang and of the Rio de Janeiro Town Councilor Marielle Franco.

Our eighth article is the result of a transnational analytical effort by Dr. **Bleine Queiroz Caúla** (D.Sc. in Law, Universidad Royra i Virgili[ESP]), Dr. **Dayse Braga Martins** (D.Sc in Law, UNIFOR) and **Roberta Araújo Gouveia**, Lawyer. Their research covered the urban land regulation policies on the city of Fortaleza, State of Ceará, focusing on the discussion on the (un)constitutionality of the institution of the administrative *usucaption* (also known as *adverse* or *acquisitive prescription*) by Federal Law 13.465/2017.

The ninth article was written by Professor **Matheus Felipe Castro** (D.Sc.in Law, UFSC) of UFSC and **Roberta Christina Vieira** (B.Sc in Law, UFSC), and discuss the setup of a framework for a defense investigation system in Brazil, aiming to enhance the access to the right to legal defense by the defendants in criminal procedures.

Our tenth article is from Chilean Professor **Javier Couso** (PhD, UC Berkley) who introduces a discussion on the neutrality of contemporary constitutional theory with regards to the present economical framework. The article is published in this issue in its first-time ever translation to Portuguese.

The eleventh article is from Professor **Armin von Bogdandy** (Ph.D. Freiburg), professor of Public Law at University in Frankfurt/Main and Director at the Max Planck Institute for Comparative Public Law and International Law in Heidelberg. The article intends to review the main elements of the *Ius Constitutionale Commune* in Latin America in order to present a regional approach to the transformative constitutionalism. The article is also presented in Portuguese for the first time ever.

The twelfth article presents a collective research carried out by Professor **Ronaldo Lobão** (D.Sc. in Anthropology, UnB), professor at both the Undergraduate Law School and the Graduate Program in Sociology and Law (PPGSD) at UFF, Dr. **Allan Sinclair Haynes de Menezes** (D.Sc. in Sociology and Law, UFF) and **Maria Neurauter** (M.Sc. in Constitutional Law, UFF). The authors discuss the possibility of the exercise of cultural rights established by the Brazilian Constitution (1988) from both the viewpoint of “differentiated access to universal rights in urban contexts” and the concept of “moral zones” as proposed by Robert Ezra Park.

Our thirteenth and last – but not least – article is also a collective effort from Professors **Clarissa Marques** (D.Sc. in Law, UFPE), Professor at Universidade de Pernambuco (UPE) and **Henrique Weil Afonso** (D.Sc. in Law, PUC-MG), Professor at Graduate Program in Law at Faculdade Damas (FADIC), and also **Lúcio Flávio da Silva Filho** (B.Sc. in Law, UPE). The article seeks to investigate and problematize the interaction between the theoretical framework of the New Latin-American Constitutionalism and the International Protection of Human Rights.

In our “**Interview**” section we bring a discussion between Professor **Daniel Araújo Valença** (D.Sc. in Law, UFPB) and associate professor at Universidade Federal do Semi-Árido (UFERSA) and **Juan Carlos Pinto Quintanilla**, Bolivian sociologist and political analyst. The issues raised during the interview are related to the changes in the political scenario in Bolivia as a result of the resignation of former President Evo Morales.

The present issue is published with the reassurance that the selection of articles included herein both keep and raise the high standard of excellence that RCJ continuously aim to uphold with regards to the academic legal research. We pay homage to the authors who have gracefully submitted their work for our consideration, and we remind our “open doors” policy to all who may be interested in publishing their articles in this periodical, as long as those articles aim to strengthen dialog among the several legal cultures.