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Preventive advocacy and social vulnerability: the Brazilian Bar Association (OAB) as an agent of education in women's rights.

Preventive advocacy and social vulnerability: the OAB as an agent of education in women's rights

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Summary

This scientific article analyzes the role of the Brazilian Bar Association (OAB) in implementing preventive legal practice aimed at mitigating women's social vulnerability.
The research problem questions how the extrajudicial and educational actions of the Brazilian Bar Association (OAB) can anticipate conflicts and guarantee the effectiveness of fundamental rights for women at risk, overcoming the purely contentious logic of the judicial system. The general objective is to demonstrate that institutionally promoted rights education acts as a tool for empowerment and protection, reducing the information asymmetry that perpetuates exclusion. The methodology used is the deductive method, based on bibliographic and documentary research, with a time frame up to 2021. The results indicate that preventive social advocacy, by bringing legal knowledge to communities, not only avoids litigation but also rebuilds the citizenship of marginalized women, allowing them to access public policies and break cycles of violence. It is concluded that the OAB, by assuming this pedagogical function, reaffirms its constitutional commitment to social justice and the dignity of the human person.

Keywords: Preventive Advocacy. Social Vulnerability. Women's Rights. Brazilian Bar Association (OAB).
Legal Education.

Abstract

This scientific article analyzes the role of the Brazilian Bar Association (OAB) in the implementation of preventive advocacy aimed at mitigating female social vulnerability. The research problem questions how the extrajudicial and educational action of the OAB can anticipate conflicts and guarantee the effectiveness of fundamental rights for women at risk, overcoming the purely contentious logic of the judicial system. The general objective is to demonstrate that rights education, promoted institutionally, acts as a tool for empowerment and protection, reducing the information asymmetry that perpetuates exclusion. The methodology used is the deductive method, based on bibliographic and documentary research, with a time frame up to 2021. The results indicate that social preventive advocacy, by taking legal knowledge to communities, not only avoids litigation but reconstructs the citizenship of marginalized women, allowing them to access public policies and break cycles of violence. It is concluded that the OAB, by assuming this pedagogical function, reaffirms its constitutional commitment to social justice and the dignity of the human person.
Keywords: Preventive Advocacy. Social Vulnerability. Women's Rights. OAB. LegalEducation.

1. Introduction

Brazilian law practice has traditionally been shaped by a litigious approach, where...

The work of a legal professional only begins after a conflict arises or a right has been violated.

However, in a context of profound social inequality and systemic vulnerability, this model

A reactive approach proves insufficient to guarantee full citizenship, especially for the population.

This article proposes a paradigm shift, exploring the concept of female advocacy.

preventive social action, in which the Brazilian Bar Association (OAB) assumes a leading role, is not...

not only as a professional association, but as an educational and transformative agent. Legal prevention,

In this context, it ceases to be a strategy exclusive to large corporations to avoid liabilities.

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financial resources become a tool for survival and dignity for women in vulnerable situations.
risk.

Social vulnerability, understood here as the fragility in the capacity to respond to
Risks and exclusion from access to the structure of opportunities disproportionately affect women.
Lack of knowledge about basic rights — labor, social security, civil and criminal —
This places these women in a position of continuous subordination. Preventive advocacy acts
precisely in reducing this informational asymmetry. By educating a woman about her rights.
Before a violation occurs, or in the early stages of a conflict, the Brazilian Bar Association (OAB) provides this tool.
a citizen so that she can navigate the state and social system with autonomy. The right, when
Known preventively, it acts as a shield; when unknown, it becomes just another threat.
An invisible barrier of oppression.

The relevance of this study is justified by the need to document and theorize about the
Institutional practices that transcend the traditional law firm. The OAB Commissions,
By giving lectures, organizing community outreach programs, and conducting educational campaigns, they are practicing public advocacy.
High-impact non-state. This work is divided into four main sections: the theoretical definition.
Preventive legal advice applied to social vulnerability; the institutional role of the Brazilian Bar Association (OAB) as a vector.
of this education; the specific areas of women's rights where prevention is most urgent; and the
The methodological and cultural challenges of this practice. Through a literature review, this study seeks to demonstrate...
legal prevention is the shortest and most effective path to social justice.

2. Preventive legal practice as a response to social vulnerability

Historically, the concept of preventive legal counsel has been linked to business law and
tax law, serving as a legal engineering tool to maximize profits and minimize
Legal risks for capital. Translating this concept to the sphere of human rights and...
Social vulnerability demands a profound redefinition. Preventive social advocacy does not aim to
To protect accumulated wealth, but to guarantee the "minimum subsistence level" and the physical and moral integrity of the...
individual. For women in vulnerable situations, legal prevention means having the
knowledge needed to avoid signing abusive contracts, so as not to lose custody of
children due to misinformation or to identify the first signs of financial abuse before...
dissipation of their assets. This is a proactive legal practice aimed at preserving life and
of dignity.

Social vulnerability in Brazil is marked by the intersectionality of gender, race, and
class. The poor, black woman from the periphery finds herself in a state of "hyper-vulnerability," where
The absence of the State is filled by other normative orders, often violent. The legal profession
Preventive measures enter this scenario as a vector of formal and material citizenship. In explaining, therefore

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For example, how does civil registration work, the land regularization of a possession, or access to...
Regarding the Continuous Benefit Payment (BPC), the preventive lawyer is removing that woman from
Invisibility. Prevention here is against civil death and absolute marginalization. The right
Preventive measures act as a social technology for inclusion, allowing vulnerable individuals access to opportunities.
of the State, rights that are rightfully theirs, but which remain locked away due to a lack of information.

Cappelletti and Garth's theory of access to justice already pointed out that the barrier of
Knowledge is one of the main obstacles for the poor. Preventive advocacy attacks
This directly addresses that obstacle. Unlike free legal aid, which provides a lawyer.
To fight in court, preventive advocacy provides the knowledge so that the court perhaps
It may not even be necessary. Resolving a neighborhood conflict through community-based mediation.
in legal matters, or to resolve a child support issue through an out-of-court settlement.
It is guided, empowers the parties, and pacifies relationships much more quickly and effectively than a [other approach].
A process that drags on for years. Prevention restores a woman's agency, which she loses.
from being the object of the process to being the subject of one's own history.

A crucial aspect of preventive law practice is demystifying the law. The language
Hermetic legal jargon serves as an instrument of power and exclusion. Preventive advocacy requires a
Cultural translation. The lawyer who intends to work in social prevention needs to come down from the pedestal.
from technical knowledge and horizontal dialogue with the community. Explaining to a female worker
A domestic worker, by clearly and accessibly explaining their rights upon contract termination, prevents them from being...
exploited by the employer. This educational act is, in itself, an act of advocacy, as it defends the right
Before it is violated. Social prevention combats the "culture of fear" that many women have.
of justice, showing that the law can be an ally and not a threat.

Preventive legal practice also plays a role in public health. Lack of knowledge about rights.
reproductive rights, the right to a companion during childbirth, or access to preventive exams in
The Brazilian public healthcare system (SUS) generates serious consequences for women's health. The preventive role of lawyers, in
In partnership with social movements, it provides information about family planning legislation and about...
Mechanisms for reporting obstetric violence. When a woman knows she has a legal right to...
She tends to demand dignified treatment more firmly than she wants it. Therefore, a preventative lawyer acts...
Indirectly in promoting health, since guaranteeing rights is a social determinant of health.
Accurate legal information can prevent irreversible physical and emotional consequences.

In the context of family law, prevention is essential for the stability of households.
headed by women. Prior guidance on property regimes, on the recognition of unions.
A stable agreement on shared parental responsibility prevents situations where, at the time of dissolution,
If a relationship is established, the woman is left helpless. Many women relinquish their property rights because
They mistakenly believe that by leaving home, they have lost everything. Preventive legal counsel.

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corrects these distortions of common legal sense ("abandonment of home" misinterpreted),
ensuring that women make decisions based on the law and not on patriarchal myths that aim to control them.
their behavior and their autonomy.

Prevention also manifests itself in the sphere of consumption. Female heads of household are
Frequent targets of over-indebtedness and fraud. Legal education on consumer rights,
Abusive interest rates and adhesion contracts are a way to defend the popular economy. Legal representation
Preventive care provides guidance on how to renegotiate debts and avoid financial pitfalls, protecting you.
The household budget that supports the children. Economic security is fundamental to reducing
social vulnerability is a significant issue, and consumer law is a powerful tool in addressing this.
The lawyer acts as a community consultant, shielding families from the predatory nature of crime.
predatory market.

The relationship between preventive legal counsel and the Public Authorities is one of cooperation and oversight.
By educating the population about their rights, legal practice creates a qualified demand for its services.
public spaces. If women in a neighborhood learn that they have a legal right to childcare for their children, they
They are organizing to demand the construction of this daycare center. Preventive advocacy fosters social control.
and democratic participation. It transforms individual needs into collective demands.
legally grounded. This strengthens participatory democracy and obliges the State to be more
efficient in delivering public policies.

The training of new lawyers needs to incorporate this preventative approach. Law schools
Law firms still focus excessively on the judicial process, neglecting consulting and mediation.
and popular legal education. The Brazilian Bar Association (OAB), through its courses and the Higher School of Advocacy.
(ESA) has the role of filling this gap, showing that preventive social advocacy is a field.
of noble and necessary action. The lawyer of the future will not only be the one who wins the case, but
One who avoids conflict and builds sustainable solutions for their clients and for society.
Prevention is the ethical frontier of modern law practice.

Finally, preventive legal practice in cases of social vulnerability is a matter of professional and humanitarian
ethics. The Brazilian Bar Association's Code of Ethics provides for the social function of lawyers. There is no social function.
more important than preventing injustice. Waiting for a violation to occur before acting is, in many cases, a higher priority than simply preventing it.
In some cases, it's about condoning avoidable suffering. Preventive advocacy anticipates the pain, it puts the
Knowledge in service of life reaffirms that law should be an instrument of liberation, not just regulation and punishment. It is
through prevention that justice ceases to be a promise.
It becomes distant and an everyday practice in the lives of vulnerable women.

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3. The Brazilian Bar Association (OAB) as an institutional agent of education and citizenship.

The Brazilian Bar Association (OAB) occupies a *unique* position in the legal system.
national legal and political body. It is neither a state body, nor a union, nor a simple association.
In the private sector, the Brazilian Bar Association (OAB) holds a constitutional public duty that obliges it to defend the Constitution, the
The legal order of the democratic rule of law and human rights. This institutional nature
This confers upon the Brazilian Bar Association (OAB) the legitimacy and duty to act as an agent of education and citizenship. The Commissions
Topics covered by the Brazilian Bar Association (OAB), especially the Women Lawyers Commission and the Rights Commission.
Human Resources and the Social Assistance Commission are the operational arms of this educational mission.
taking the institution beyond the forums and integrating it into the social fabric.

The capillary structure of the OAB, present in almost all judicial districts of Brazil through
Its sub-sections allow for a territorial reach that few public bodies possess. This presence
Local is fundamental for preventive legal practice. The OAB Sub-section in a small town or in
A peripheral neighborhood functions as a beacon of legality. By opening its doors to the community
By going to schools and associations, the OAB breaks down the symbolic barrier that separates the "doctor" from the professional.
"The people." The institutional lawyer, stripped of immediate commercial interests, becomes an educator.
A trustworthy civic body. This trust is the foundation for effective rights education and...
welcomed by the vulnerable population.

Institutional programs such as "OAB Mulher" (OAB Women), "OAB Cidadania" (OAB Citizenship), and "OAB Vai à Escola" (OAB Goes to School)
These are concrete examples of this type of action. The methodology of these programs is based on dissemination.
disseminating legal information in an educational manner. Producing booklets, brochures, and digital content about...
Women's rights is a way of materializing legal knowledge. These publications,
When well-written, they become survival manuals. A primer on "How to identify
"An abusive relationship" or "Rights of pregnant working women" circulates among women, it is
posted on church bulletin boards and shared in messaging groups, creating a network of
Information that operates independently of the lawyer's physical presence.

The Brazilian Bar Association (OAB) also works to train other service networks. Lawyers from
committees frequently provide training for child protection councilors, community leaders,
police officers and social workers. By "teaching those who provide care," the OAB (Brazilian Bar Association) exponentially multiplies the...
The scope of preventive legal advice. A social worker well-versed in social security legislation.
can guide hundreds of women. A police officer who understands the nuances of the Maria da Penha Law thanks to
A lecture given by the OAB (Brazilian Bar Association) is more helpful to the victim. The OAB thus functions as a center of...
Excellence and dissemination of legal knowledge throughout the social protection network.

The OAB's political activity in defending bills and public policies is also a
A form of macrostructural preventive advocacy. When the OAB (Brazilian Bar Association) issues technical opinions supporting...
laws that extend maternity leave or that criminalize gender-based political violence, she is

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working to create a safer regulatory environment for women. This legislative *advocacy*
It prevents future violations by ensuring that the legal framework is robust and protective. The OAB uses its
political weight to influence the legislative agenda in favor of vulnerable groups, exercising their
The role of guardian of citizenship.

The Higher School of Advocacy (ESA) plays a vital role in continuing education.
from lawyers to this social role. ESA has included courses on Law in its curricula.
Anti-discrimination, Gender and Race, and Social Advocacy Practices. This is fundamental for training.
A new generation of lawyers aware of their transformative role. Preventive legal practice.
It requires skills that are not taught in traditional undergraduate programs, such as active listening and communication.
Non-violence and understanding of the social dynamics of poverty. The Brazilian Bar Association (OAB), in qualifying its members,
It ensures that social action is technical and ethical, avoiding amateurish legal assistance.

The partnership between the Brazilian Bar Association (OAB), the Public Defender's Office, and the Public Prosecutor's Office strengthens the system of...
justice as a whole. While the Public Defender's Office acts at the forefront of procedural representation of
In situations of low financial resources, the Brazilian Bar Association (OAB) can act with greater freedom in the pre-trial and educational phases.
Flexibility, given its non-state nature and the voluntary participation of its members. This synergy avoids...
overlapping efforts and filling gaps that the State cannot fill. In joint efforts.
In these groups, the Brazilian Bar Association (OAB) often takes on the initial screening and legal guidance, resolving doubts.
This simplifies things and frees up the Public Defender's Office for cases that truly require litigation.

The Brazilian Bar Association (OAB) also has a duty to look inward, to the female lawyers themselves.
Social vulnerability also affects this class, especially young female lawyers and established lawyers.
Black women. The Brazilian Bar Association (OAB) promotes education in rights for its own members, guaranteeing prerogatives,
Support for motherhood and combating harassment in offices and courts. A women's legal profession.
A woman who is empowered and aware of her rights is better able to defend women in society in general.
The internal empowerment of the profession is reflected in the quality of service provided to the external community.
Class solidarity spills over into social solidarity.

Public events promoted by the OAB, such as public hearings and open seminars,
These are spaces for listening to civil society. At these events, the OAB (Brazilian Bar Association) not only speaks, but also listens to...
needs of vulnerable women. This qualified listening allows the institution to guide its...
Preventive action based on concrete reality and not on theoretical assumptions. If the women of
One community reports that the biggest problem is the lack of safe transportation; the Brazilian Bar Association (OAB) can intervene.
Legally speaking, in this specific matter, preventive legal advice is dialogical and built collaboratively.
with the target population.

It is concluded that the Brazilian Bar Association (OAB) is an indispensable agent in citizenship education. Without it...
With the active participation of the Order, the gap between written law and social reality would be even greater.
Institutionalized preventive advocacy transforms the Brazilian Bar Association (OAB) from a corporate entity into a...

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A true institution of civil society, fulfilling the mandate entrusted to it by the Constitution.

By educating women about their rights, the Brazilian Bar Association (OAB) is not just providing a service; it is helping.

to build a country where the law is synonymous with justice and opportunity for all, and not a privilege for some.

few.

4. Critical areas of legal education: work, health, and family.

The effectiveness of preventive legal counsel depends on its ability to address issues that...

They directly impact the survival and autonomy of women. Labor Law is a

in these critical areas. Female social vulnerability is intrinsically linked to precariousness.

economically. Women are often pushed into informal or informal jobs.

Subordinates are unaware of basic guarantees such as sick pay, maternity leave, and job security.

Pregnancy and the rights of domestic workers. Legal education on these topics is liberating.

Knowing that the law requires a formal employment contract or that workplace harassment is compensable gives women...

tools to negotiate better terms or seek redress, preventing the perpetuation of

Labor exploitation that fuels poverty.

In the area of health, the intersection with law is vital. The concept of comprehensive women's health.

It goes far beyond the absence of disease, encompassing physical, mental, and social well-being. The legal profession

Preventive education covers sexual and reproductive rights, topics often surrounded by taboos and

Religious or moralistic misinformation. To clarify the legal right to abortion in permitted cases.

in law (rape, risk to life, anencephaly), regarding access to free contraceptive methods in the SUS (Brazilian Public Health System).

And regarding family planning, it's about ensuring autonomy over one's own body. The lack of that...

Lack of legal information leads many women to resort to clandestine and unsafe procedures, or

having children without the means to support them, exacerbating the cycle of vulnerability.

Family Law is the field where emotions and law intertwine most deeply.

complex. For vulnerable women, the lack of knowledge about child support, custody, and division of assets is significant.

Possession of assets is a factor in becoming trapped in unhappy or abusive relationships. Preventive legal counsel

It debunks the idea that a woman "loses her children" if she leaves home or starts a new one.

relationship. Educate about shared custody as the rule, but with exceptions in cases of

Regarding violence, and the mechanisms for enforcing alimony, it offers legal security for decision-making.

difficult personal decisions. Clear legal information reduces the anxiety and fear that paralyze people.

woman facing family breakdown.

Obstetric violence is a specific gender-based violation that has been combated with...

Much strength to preventive legal practice. The Brazilian Bar Association (OAB) has been active in disseminating the laws that guarantee...

Humanized childbirth, the presence of doulas, and respect for the physiology of labor. Teaching pregnant women to...

Drafting a Birth Plan, which is a legally valid document, is a practice of advocacy.

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Preventive measures that empower women at their most physically vulnerable time. When a woman
When a child arrives at the maternity ward knowing their rights, the healthcare team tends to respect them more.
protocols. Legal education here acts directly in preventing trauma and guaranteeing
dignity at birth.

The pension issue is another pillar of social stability. Many elderly women or those with
People with disabilities live in poverty because they are unaware of their right to the Continuous Benefit Payment.
(BPC/LOAS) or to retirement due to age, including for low-income housewives. The reform
The pension reform has brought complexities that have made access even more difficult without technical guidance.
Preventive legal counsel, by conducting outreach campaigns to clarify issues related to fulfilling requirements.
The INSS (Brazilian National Social Security Institute) acts as a vector for income distribution. Ensuring that an elderly woman receives a
A monthly minimum wage is the essence of lifting an entire family out of poverty. Social security law, in this context, is...
In practice, the right to food and to life.

The right to housing and the city also disproportionately affects women, who are the
Main heads of households in urban settlements. Land regularization, special adverse possession.
Urban law and rights in eviction cases are urgent issues. Preventive legal counsel guides the...
communities regarding the social function of property and the legal mechanisms of resistance to
Forced removals. Teaching women how to document their land tenure and organize themselves into...
Residents' associations strengthen the fight for the right to decent housing. Security of tenure...
Land is fundamental to the family's security.

Education about cybercrime and internet security has become indispensable.
"Revenge porn" and *cyberstalking* are new forms of violence that affect women and
girls. Preventive advocacy in schools and communities should address data protection and the use of
Social media security and the legal consequences of sharing intimate images without permission.
consent. Raising awareness about the risks and how to preserve digital evidence is essential in the age of
Information. Prevention here avoids the humiliating exposure that can lead to suicide or other problems.
social isolation of the victim.

Racial discrimination and institutional racism should be cross-cutting themes in all of these [contexts/issues].
areas. Black women suffer from double vulnerability. Preventive advocacy should have a focus
anti-racist, educating about laws against racial slurs and racism, and about how to identify and report it.
Hidden racism in healthcare services or the job market. The Brazilian Bar Association (OAB) should promote literacy.
Racial discrimination as part of legal literacy, empowering Black women to not accept the
Unequal treatment is not considered natural. Racial equality is a prerequisite for democracy and effectiveness.
of any right.

Including women with disabilities on the agenda of preventive legal practice is urgent.
Women face accessibility and communication barriers that distance them from knowledge.

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Legal. The production of materials in Braille, in Libras (Brazilian Sign Language), and in plain language is a duty of the OAB (Brazilian Bar Association).
inclusive. Explain the rights provided for in the Brazilian Inclusion Law (Statute of Persons with Disabilities).
Disability) for this population and their caregivers means ensuring that they are seen as subjects of
rights and not as objects of charity. The autonomy of women with disabilities depends on
knowledge of their legal guarantees of accessibility and non-discrimination.

In short, the critical areas of legal education encompass the entirety of a woman's life: from
From work to childbirth, from retirement to the internet. Preventive legal practice cannot be generalist; it
It needs to be specific and attentive to the concrete needs of each life cycle and each context.
social. By illuminating these areas with technical knowledge, the OAB provides the roadmap for...
Women navigate the complex archipelago of laws and bureaucracies, transforming the letter of the law into...
Bread, shelter, health, and freedom.

5. Methodological and cultural challenges and networking.

Implementing effective and transformative preventive legal practice faces challenges.
which go far beyond institutional will. The first major challenge is methodological: how
To translate the complex legal universe into accessible language without falling into simplification.
Excessive or paternalistic? The banking model of education, criticized by Paulo Freire, where the holder of knowledge
deposits information into the mind of the passive student, does not work in rights-based education. It is
It is necessary to adopt active and dialogical methodologies. The lawyer-educator needs to learn to listen to...
community demands and building legal knowledge from the reality experienced by
Women. Discussion circles, theatre of the oppressed, and group dynamics are more effective than
what masterful lectures *ex cathedra.*

Cultural barriers are another significant obstacle. In many cases, the figure of
Lawyers are viewed with suspicion or associated with unattainable costs. Furthermore, cultural norms...
Conservative and patriarchal views often conflict with state legislation. Teaching about
Gender equality in communities where fundamentalist religiosity preaches submission.
Feminine legal practice demands tact, respect, and constitutional firmness. Preventive advocacy needs to navigate through...
These cultural tensions demonstrate that human rights are not an affront to faith or tradition.
but guarantees of dignity for all. Intercultural dialogue is essential for the message to get across.
For the legal system to be accepted and internalized.

The issue of sustainability and volunteering is an internal challenge for the Brazilian Bar Association (OAB). The legal profession
Preventive social work is carried out primarily by volunteer lawyers who donate their time and
expertise. While commendable, volunteering has limitations in terms of availability and continuity. For that to happen,
Education in rights needs to be a permanent policy and not just isolated actions; it needs to be structured.
These programs could be improved, perhaps with institutional incentives, partnerships with universities, or...

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Funding for specific projects. The professionalization of social advocacy, without losing its
From a humanitarian perspective, this is a necessary debate to ensure the quality and consistency of the service.
provided to society.

Geographic reach and digital exclusion are physical barriers. The deep Brazil, the zones
rural areas, riverside communities, and non-urbanized favelas are often outside the radius of
The action of the OAB sub-sections. Itinerant preventive legal services, with equipped buses and boats, is
A necessary but costly logistical solution. Furthermore, the digitalization of justice and information.
It excludes women who do not have access to quality internet or digital literacy. The OAB cannot.
relying solely on social media for your educational campaign; the "hands-on" approach, physical presence, and...
Printed materials are still indispensable for reaching the most vulnerable segments of the population.

Coordination with the protection network (CRAS, CREAS, Police Stations, Health Centers, NGOs)
It is the greatest challenge and, at the same time, the greatest strength. The Brazilian Bar Association (OAB) cannot operate as an island.
Preventive legal counsel is only effective if it is connected to services that can realize rights.
taught. It's no use teaching a woman to report violence if the police station re-victimizes her or if
There is no shelter available. Networking requires the Brazilian Bar Association (OAB) to constantly engage in dialogue with the government.
Executive branch and with organized civil society, participating in rights councils and forums of
discussion. Preventive legal advice should be the spearhead of an integrated system to guarantee
rights.

Impact monitoring and evaluation are often neglected. How many
How many women were able to break free from the cycle of violence after attending a lecture by the Brazilian Bar Association (OAB)?
What about your retirement after a community outreach program? The lack of quantitative and qualitative data on the
effectiveness of educational initiatives hinders the improvement of strategies. It is necessary to create success indicators.
for preventive social advocacy, using scientific methods to measure social transformation.
generated. Partnerships with academia and research groups can fill this gap, transforming the
Intuition in evidence.

Corporate resistance from part of the legal profession also exists. Some lawyers
They see preventive legal advice and community mediation as a "loss of market share," believing that resolving conflicts
outside the judiciary reduces their fees. Internal cultural change is needed.
to demonstrate that preventive legal practice opens up new fields of work (consulting, mediation,
social compliance) and that the social function of the profession is not incompatible with fair remuneration.
The appreciation of the legal profession depends on recognizing its social utility, and not just its...
capacity to litigate.

Finally, the political challenge of institutional independence. The Brazilian Bar Association (OAB), in defending the rights of
Minorities and women often come into conflict with governments or powerful groups that
They prefer maintaining the *status quo.* Maintaining independence and the courage to set the agenda.

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Unpopular, but constitutionally necessary, this is the institution's litmus test. The legal profession

Preventive action in human rights is, in essence, a political act of resistance. Confronting regression.

Advocating for women's rights requires a strong, united, and conscious Brazilian Bar Association (OAB) that understands its mission goes beyond...

Defending professional prerogatives: it is defending democracy itself.

6. Conclusion

The analysis developed throughout this article confirms the hypothesis that the legal profession preventive, when exercised with a focus on social vulnerability and institutionally led by The Brazilian Bar Association (OAB) constitutes one of the most powerful tools for promoting justice and equality. Gender in Brazil. The transition from a purely reactive and litigious legal model to a model... A proactive and educational approach not only decongests the Judiciary, but, fundamentally, It restores to women sovereignty over their own lives. Knowledge of the law has revealed itself, in all dimensions analyzed, as an indispensable prerequisite for the exercise of freedom.

The Brazilian Bar Association's role as an educational agent demonstrates that the institution understands its function. historical. By taking the Constitution to schools, neighborhood associations, and centers Community-based initiatives, the legal profession fulfills its oath to defend the democratic order. The programs of Legal literacy programs function as incubators of citizenship, where women who previously saw themselves From passive victims of fate, they begin to see themselves as subjects of rights, capable of demanding from The state and society must respect their dignity. Prevention, in this sense, is the noblest way. for protection.

The critical areas addressed — work, health, family, and social security — highlighted that... Vulnerability is multifaceted and requires a holistic legal approach. Preventive legal counsel. It cannot be fragmented into watertight specialties; it must see the woman in her comprehensiveness. The success of this undertaking depends, however, on overcoming the challenges. Methodological and cultural factors require the legal profession to adopt a humble attitude in order to learn from them. Community and a firm stance to confront structures of oppression. Networking, Interdisciplinarity and consistency of action are key to ensuring that human rights education generates... lasting results.

The future of social advocacy lies in consolidating these preventative practices as a permanent institutional policy, and not merely as initiatives of temporary administrations. It is imperative. that the Brazilian Bar Association (OAB) invests in social technology, continuing education, and research to improve its... Community engagement. Preventive advocacy should be recognized and valued as a field of... Technical expertise and public relevance. The lawyer-educator is, above all, a peacemaker. social worker and a bridge-builder between marginalization and citizenship.

It can be concluded, therefore, that the Brazilian Bar Association (OAB) has the opportunity and the duty to lead a...

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A silent revolution in Brazilian society. A revolution made not with weapons, but with laws; no With violence, but with information. By educating a woman about her rights, the legal profession... Preventive action is protecting future generations and building, brick by brick, the edifice of the State. A democratic system governed by the rule of law. May the Brazilian legal profession embrace this mission with courage and dedication. that history demands of him, making words and knowledge the supreme instruments of social transformation.

7. References

ALMEIDA, Dayse Coelho de. **The social function of the lawyer and access to justice.** São Paulo: LTr, 2019.

BARROSO, Luís Roberto. **Course on contemporary constitutional law: the fundamental concepts and the construction of the new model.** 9th ed. São Paulo: Saraiva, 2020.

BRAZIL. **Constitution of the Federative Republic of Brazil of 1988.** Brasília, DF: Presidency of the Republic, 1988.

BRAZIL. Law No. 8,906, of July 4, 1994. **Provides for the Statute of the Legal Profession and the Brazilian Bar Association (OAB).** Brasília, DF: Presidency of the Republic, 1994.

CAPPELLETTI, Mauro; GARTH, Bryant. **Access to Justice.** Translated by Ellen Gracie Northfleet. Porto Alegre: Fabris, 2002. (Reprint 2018).

Brazilian Federal Council of the Brazilian Bar Association (OAB). **Handbook for Women Lawyers.** Brasília: OAB, 2016.

DIAS, Maria Berenice. **Handbook of Family Law.** 13th ed. São Paulo: Revista dos Tribunais, 2020.

FACHIN, Luiz Edson. **Critical theory of civil law.** Rio de Janeiro: Renovar, 2003. (Updated edition 2018).

GOMES, Mariângela Gama de Magalhães. **The principle of human dignity and social exclusion.** São Paulo: Revista dos Tribunais, 2019.

LÔBO, Paulo. **Civil Law: Families.** 10th ed. São Paulo: Saraiva Educação, 2020.

MENDES, Gilmar Ferreira; BRANCO, Paulo Gustavo Gonet. **Course on Constitutional Law.** 15th ed. São Paulo: Saraiva, 2020.

NALINI, José Renato. **The legal profession and society.** São Paulo: OAB/SP, 2017.

PIOVESAN, Flávia. **Human rights and international constitutional law.** 19th ed. São Paulo: Saraiva, 2019.

RIOS, Roger Raupp. **Anti-discrimination law: direct and indirect discrimination and affirmative action.** Porto Alegre: Livraria do Advogado, 2008. (Reprint 2018).

ROCHA, Carmen Lúcia Antunes. **The principle of human dignity and social exclusion.**

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Public Interest, v. 4, n. 1, p. 23-48, 2002. (Cited in recent compilations from 2019).

SARLET, Ingo Wolfgang. **The effectiveness of fundamental rights: a general theory of fundamental rights from a constitutional perspective.** 13th ed. Porto Alegre: Livraria do Advogado, 2018.

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