

SPECIAL · MP 1,394/26

The ban on fixed-odds bets in Brazil

An overview of the main points of MP 1,394/26 and of the related judicial and regulatory developments to date.

The end of fixed-odds bets in Brazil?

Provisional Measure (MP) 1,394/26, published on September 25, 2026, **is already in force** and prohibits the operation, offering, intermediation and advertising of fixed-odds bets in Brazil, including bets regarding real sports events and online games.

Check out the main impacts and developments on the matter.



Main points of MP 1,394/26

1 Betting operators



Existing licenses to exploit fixed-odds bets will be extinguished 30 days after publication of MP 1,394/26, without reimbursement of the license fee or compensation.

New licenses are prohibited and pending applications are deemed moot.

Operators must make their websites and apps unavailable by the end of October 5, 2026, and ensure that balances are refunded to bettors.

2 Advertising and marketing



Any communication, advertising, marketing or sponsorship activity concerning fixed-odds bets directed at the Brazilian public is prohibited.

Advertising materials must be removed by the end of October 5, 2026.

Violations are deemed abusive advertising under the Brazilian Consumer Protection Code.

3 Providers and website blocking



Internet application providers are subject to a proactive duty of care, including over third-party content in violation of the MP, and must disable such content upon notice.

App stores and operating-system providers must prevent prohibited apps from being made available. Blocking orders issued by the Ministry of Finance and the Ministry of Justice will be distributed by Anatel and CGI.br.

4 Financial and payment institutions



Financial institutions, payment institutions and payment-arrangement participants, including Pix, may not process, settle or enable fixed-odds betting transactions, except those required to wind down operations and refund remaining balances to bettors.

5 Enforcement and Sanctions



Enforcement will involve coordinated action by the Ministry of Finance, the Ministry of Justice, consumer protection authorities, the Brazilian Central Bank (BACEN), Anatel and CGI.br, including website blocking, content takedowns and payment restrictions, as well as possible sanctions against betting operators, advertising agents, internet application providers, app stores and operating-system providers.

BACEN rules and judicial disputes

Published on September 30, 2026, BCB Resolution No. 590/2026 regulates article 14 of MP 1,394/26 and governs the prohibition on financial institutions, payment institutions and other payment-arrangement institutors and participants to process, settle or enable transactions intended for fixed-odds bets.

Effects since September 25

Processing, settling and enabling betting transactions must be prevented as from the publication of MP 1,394/26.

Exception

Transactions required to wind down operations and refund amounts to bettors remain permitted.

Immediate compliance

The prohibition applies regardless of any amendment to the payment-arrangement rules.

No prior approval

Amendments to the rules do not require prior BACEN authorization or consultation with participants, but must be communicated immediately.

Worth watching: judicial disputes on both sides



Challenges before the STF

Requests to suspend MP 1,394/26

Industry associations (ANJL, IBJR and Anseja) and the National Association of Mayors and Deputy Mayors (ANPV) have asked the Federal Supreme Court (STF) to suspend MP 1,394/26, arguing, among other grounds, the lack of constitutional urgency. Justice Luiz Fux is the rapporteur of the main actions, the Office of the Attorney General (AGU) has requested time to respond, and clubs such as Flamengo have requested admission as amicus curiae. No decision has been issued yet.



AGU v. 17 betting operators

Public civil action in federal court

The Office of the Attorney General (AGU) filed a lawsuit in federal court in Pernambuco against 17 betting operators (around 80% of the market), seeking reimbursement for expenses incurred by Brazil's Unified Health System (SUS), at least BRL 1 billion in compensation for collective moral damages, and double refunds of amounts wagered by individuals diagnosed with gambling disorder.

What lies ahead

As of now (October 1st, 2026), MP 1,394/26 is effective, has the force of law and **should be complied with**.

Nevertheless, ongoing judicial proceedings could materially affect the implementation timeline and scope of the MP, even before its review by Congress.

Points to watch:

OCT 5
2026

Takedown of websites, apps and advertising

Deadline to make betting websites and apps unavailable and to remove advertising and sponsorship materials.

OCT 25
2026

Extinction of licenses

Existing federal, state and Federal District licenses are extinguished, without reimbursement of the license fee or compensation.

NOV 23
2026

Review by Congress

End of the initial validity period of 60 days, extendable for up to 120 days. If MP 1,394/26 is not converted into law within this timeframe, it will lose its effectiveness.



REACH OUT TO OUR TEAM

Questions about MP 1,394/26?

Our team is available to support your company in assessing the impacts of the new rules and in navigating this rapidly evolving regulatory landscape.

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