



# News Letter



Presentation of the book  
**"Towards a counter-hegemonic foundation of human rights".**

The CNDH celebrates the impulse to typify transitory forced disappearance and contribute too comply with **General Recommendations 46/2022 and Recommendation 98VG.**

**17 Ordinary Recommendations and 3 for serious violations:**  
8 of these were issued to the Mexican Social Security Institute (IMSS).

**1 Actions of Unconstitutionality:**  
Promoted due to the violation of the right to legal certainty and the principle of legality.

**Diseño y formación**

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# PROMOTION OF HUMAN RIGHTS

## THE PRESIDENT'S VOICE

### Position of the CNDH regarding its alleged responsibility for the inoperability of a migrant station in Aguascalientes

Derived from the journalistic note issued by *El Heraldo de Aguascalientes* in which they assert, in a tendentious and irresponsible manner, about this National Human Rights Commission (CNDH), that “*the opening of this station does not depend directly on the INM, but on the approval of the CNDH, whose visit to evaluate the facilities has not yet been scheduled*”, it is necessary to point out that the constitutional attributions of the National Commission are the protection, observance, promotion, study and dissemination of human rights; However, the CNDH does not have legal powers to determine the suspension or authorization of activities in the operation of the Migration Stations or Ranches.

Derived from the unfortunate events in the Migration Station in Ciudad Juárez, Chihuahua, on March 27, 2023, the National Migration Institute (INM) issued the communication 024/2023, where through its attributions it ordered the temporary suspension of 33 temporary stays while the CNDH concluded the supervisory visit to all its facilities and rendered the *Special Report on the conditions of the Migration Stations*. Regarding that statement, the National Commission clarified, through *Communication DGDDHH/116/2023, dated May 13, 2023*, that the preparation of the special report was without prejudice to the functions, attributions and responsibilities that the INM should maintain in order to

permanently and continuously provide dignified and safe accommodation for all persons in the context of international mobility in the stations and stays that it had. Likewise, it called for the administrative migration procedures of persons in the context of international mobility in its custody to be carried out in accordance with the Migration Law and its Regulations, as well as the Law on Refugees, Complementary Protection and Political Asylum, guaranteeing respect for human rights at all times.

On the other hand, it should be noted that on February 9, 2024, this National Commission issued the *Special Report on the conditions of the migrant stays and stations: Towards a new model for the attention of irregular migration*, in which it pointed out that the CNDH faced obstacles in obtaining information derived from the suspension of the operation of the stays and stations, and that in no way could the preparation of the Report be detrimental to the operation and attributions of the INM, and that although various proposals were included in said Report, they are not binding in accordance with the provisions of Articles 1.º, third paragraph and 102, section B of the Political Constitution of the United Mexican States. However, based on this analysis, we work closely with the authorities to ensure that the conditions of stay of persons in a situation of mobility are in accordance with



Photograph by CNDH

the protection of their human rights and safeguarding their dignity.

In addition, as of April 1, 2024, the reform to Article 6 was published. In addition, since April 1, 2024, the reform to Article 6 of the Law of the National Human Rights Commission was published, which established the obligation to supervise the respect for human rights in the social reinsertion system and in the country's migratory stays through the elaboration of an annual diagnosis on the situation of these, an attribution that will provide the legal framework to deepen the close relationship between the CNDH and the migratory authorities that is needed to address the situation of mobility in the country, which in recent years has increased exponentially.

For this CNDH, the transformation of migratory stations and provisional stays into alternative facilities for migrants, which provide comprehensive care to migrants who require it, can be the beginning of a paradigm shift where locks and bars are replaced by open doors and the reconstruction of the social fabric of communities, so that through the work of the authorities, society can address the problems inherent in the increased flow of migration, finding solutions and new paths based on the unrestricted protection of their human rights.

This approach adds to our mission of guaranteeing and consolidating a culture of peace, which is based on the defense and respect for the human rights of everyone on Mexican soil.

# EVENTS OF THE MONTH

## **Presentation of the book Towards a counter-hegemonic foundation of human rights**

On July 12, at the Vasconcelos Library, the presentation of the book *Towards a counter-hegemonic foundation of human rights* took place. The purpose of this presentation was to provide some general outlines of the book's content in order to encourage a critical discussion on human rights in our current context.

The participants were Dr. Francisco Octavio López López López -author of the text "Conceptualización y fundamentación de derechos humanos desde una perspectiva nuestramericana", which is included in the book-, researcher Natali Galeano Guzmán -also participating in the book with the text "Praxis de liberación en la figura del derecho a la revolución de los pueblos"- and Alejandro Karim Pedraza Ramos -of whom the text "Hasta que la dignidad se hace costumbre. Towards an intercultural approach to public apology in Mexico"-.

The moderation was in charge of Karen Denisse Muñoz Hernández, deputy director of the Documentation and Library Center of the National Human Rights Commission (CNDH), who welcomed the attendees on behalf of Rosario Piedra Ibarra, president of the CNDH, Francisco Estrada Correa, executive secretary of said Commission, and Rosy Laura Castellanos Mariano, director of the National Human Rights Center (Cenadeh) "Rosario Ibarra de Piedra", the academic area of the CNDH.

In the words of Dr. Octavio López, this work is "a seedbed for further research". On the other hand, according to researcher Natalie Galeano, it is a collective book in which the writers try to "create new ideas to talk about human rights", since these "are not only things that are written there and that we are going to demand from the State, they are social struggles, historical struggles, they



Photograph by CNDH

are cultural, political; they bring collectivities; they bring lives behind them and they are not only issues that are written on paper".

For his part, Alejandro Karim Pedraza Ramos, coordinator of the book and who also participated in writing it, shared that the work is based on the idea that it is necessary to "think of another way of making human rights", especially because human rights, he added, "are instruments to achieve a dignified life".

Thus, the purpose of this book is to "contribute to the foundations of a counter-hegemonic use of human rights, providing legal, philosophical and sociological analyses that contribute to interdisciplinary reflection on the subject. The texts that comprise it "are based on the principle that human rights have arisen from dissent, through the political praxis of the peoples and are responses to concrete historical needs, whose objective is the search for truth, memory and justice in the face of serious human rights violations, as well as the construction of legal conditions that allow people to live in dignity, liberated from fear, misery and oppression".

Consult the complete presentation: <https://goo.su/bCXxV0N>



## **Conversation on Justice and Human Rights: critical perspectives in the face of new scenarios and territories**

On July 12, 2024, in the facilities of the National Center for Human Rights (Cenadeh), “Rosario Ibarra de Piedra”, was held the seminar *Justice and Human Rights: critical perspectives in new scenarios and territories*.

The purpose of this discussion was to give continuity to a series of dialogues on the right to democracy. The person in charge of leading this exercise was Ms. Rosy Laura Castellanos Mariano, who welcomed the group of specialists and participants both in person and virtually, thanking them for their valuable participation on behalf of the President of the National Human Rights Commission, Ms. Rosario Piedra Ibarra, and the Executive Secretary, Francisco Javier Estrada.

During her speech, Ms. Castellanos expressed the need to continue the dialogue on what the electoral process and the right to democracy have left us, on what is to come in terms of human rights and the importance of talking about the direct relationship between democracy, human rights, equality and justice.

The event also made reference to the reform of the judiciary, since this discussion currently leads us to ask ourselves what kind of justice we deserve, what kind of prevention mechanisms there are, what tools exist in the law to truly serve the people; if there really is autonomy and independence, but above all, what we expect from judges, magistrates, ministers, ministers, judges and magistrates, in a country that is changing and has shown that its culture is moving.

Several experts in the field, academics, civil servants, civil society and the general public participated in the discussion. Among the speakers were Víctor Hugo Pacheco Chávez, Mylai Burgos Matamoros, Federico Anaya Gallardo, and CNDH staff.

For the CNDH, these types of exercises are important because they serve to establish



Photograph by CNDH

a broad dialogue with other specialists, in order to find ways of transformation and thus advance in the strengthening of human rights in Mexico, from a critical viewpoint, with the aim of generating a culture of peace.

Consult the complete conversation: <https://goo.su/R4PqTos>

## GLOBAL PERSPECTIVE

Monthly publication for the dissemination of human rights, aimed at all audiences. The content includes national and international news on human rights; reports, articles, interviews and talks, as well as national commemorations that promote historical memory and disseminate social and institutional contributions to the recognition of human rights. During the month of July an edition was published, available on the website of the CNDH.



To consult more issues of the Global Perspective:  
<https://www.cndh.org.mx/tipo/4113/perspectiva-global>

## NEWSLETTER AND UPDATES



Monthly publication on the activities carried out by the CNDH staff, as well as its head, at the national and international level. It also presents the actions carried out in order to defend human rights; a synthesis of the latest recommendations issued; press communications and relevant documents. In addition, it includes monthly trends on international cooperation actions, unconstitutionality, constitutional controversies, information mechanisms, education and promotion of human rights, among other tasks of the organization. It is available on the CNDH website, as well as its English version: Newsletter.

To consult the Newsletter in English and Spanish:  
<https://www.cndh.org.mx/Educacion/Carta-Novedades>

## RELEVANTS DATES

In order to publicize national and international dates relevant to human rights, brief research documents are prepared on events and people related to these and other related topics. In addition, a reminder is offered on the organization, struggles and movements that have arisen in the face of violations of fundamental rights, as well as the contributions that have led to the recognition and exercise of human rights.



To consult the Relevants Dates:  
<https://www.cndh.org.mx/fechas>



# HUMAN RIGHTS IN THE WORLD

## Ombudsman Offices

The purpose of this section is to provide information on the activities, actions The purpose of this section is to provide information on the activities, actions or positions of the different ombudspersons around the world. Based on the international context, we offer an analysis of the initiatives, laws or reports carried out in different countries, in order to observe regional coincidences that add valuable contributions regarding the defense and protection of human rights.

During the course of the month, the ombudsmen's offices of Colombia and Peru received complaints and attended to demands from members of indigenous peoples, especially in relation to access to basic services: the right to education, access to drinking water, as well as the proper administration of justice. Panama's ombudsman's office drafted a bill to establish a tax on single-use plastics, with the aim of eliminating environmental pollution or using the taxes collected to design recycling and environmental education programs.

On the other hand, the ombudsmen's offices of Albania and Latvia issued initiatives to eliminate violence against girls, adolescents and women in different areas. In Albania, a center for the execution of penal decisions

was built to protect women in conflict with the law; in Latvia, a project was presented to amend the law on administrative sanctions to include sexual harassment as a crime, so that those responsible would be sanctioned administratively and criminally.

The inclusion policies promoted by the ombudsmen's offices of Albania and Costa Rica to promote access to the right to education for children and adolescents from minority groups are another step towards building an inclusive, fair and egalitarian society. In the Czech Republic, a reform of the Crime Victims Act was promoted to extend economic support to the partners and spouses of victims in the event of the victim's death, in order to prevent the violation of their economic rights.

Finally, three cases of inter-institutional cooperation organized by the ombudsmen's offices of Bolivia, the Dominican Republic and Panama stand out. The agreements signed in different areas and contexts stand out for the development of teaching, research and training projects through courses and workshops to disseminate human rights. In this way, public servants are expected to develop greater sensitivity in protecting and defending victims.

## AMERICA

### Ombudsman initiatives

#### PANAMA



July 3 is International Plastic Bag Free Day. This date promotes the recognition of the impact of the use of plastic bags, an international problem that has caused an environmental crisis. For this reason, this commemoration is a call to action to promote sustainable practices and reusable alternatives. In this regard, the Panamanian Ombudsman's Office will present a bill to impose a tax on those who produce single-use plastics. If the tax is successful, it will be used to generate funds for recycling programs, coastal cleanup and environmental education.

More information: <https://goo.su/hcg7Enf>

#### COLOMBIA



The Colombian Ombudsman's Office held the second Observatory of Constitutional Actions with an Ethnic Approach, a space to design measures together with indigenous groups for their protection. During the event, people from various indigenous communities raised their concerns about respect for territory and forms of government; hence the importance of public servants knowing the Prior Consultation procedure, in order to ensure the participation of communities when making relevant decisions that affect their communities.

More information: <https://goo.su/sZhrW>

#### PERU



Approximately 25% of the population in Peru identifies itself as indigenous; unfortunately most of its members are in precarious situations due to limited access to basic services, so the Ombudsman's Office made a call to the State authorities to meet the demands of indigenous peoples in terms of justice, health, education, water, among others. In addition, they contemplate the exchange of experiences among indigenous leaders, in order to develop a model of intercultural justice, inclusive and appropriate for the specific context of each indigenous community.

More information: <https://goo.su/R6oD>

## LATVIA

LATVIJAS REPUBLIKAS  
**TIESĪBSARGS**

Although there have been legislative advances on the elimination of violence and non-discrimination against girls, adolescents and women, in different parts of the world sexual harassment persists in the public and personal sphere. For this reason, the Ombudsman presented a draft amendment to the Law on administrative sanctions for infractions in the area of administration, public order and the use of the state language on sexual harassment. The document establishes a new definition of sexual harassment: any sexual, physical, physical, verbal, non-verbal and unwanted act aimed at violating the dignity of the victim. It also establishes both administrative and criminal liability for those responsible for sexual harassment, including repeat offenders.

More information: <https://goo.su/HES4>

## ALBANIA



Women in conflict with the law are a vulnerable group made up of women deprived of their liberty or girls, adolescents and women in violent situations. In both cases, access to the free exercise of their human rights is violated. In this sense, the Albanian Ombudsman's Office participated in the inauguration of the Center for the Execution of Penal Decisions. The objective is to provide them with a dignified space with adequate facilities for social reintegration through educational workshops and vocational training.

More information: <https://goo.su/cpkeuX2>

## *Inclusion Policies*

## COSTA RICA



Incredibly, the indigenous minor population of Costa Rica has been excluded from the National Policy for Children and Adolescents 2024-2036, which represents a violation of their right to equality, non-discrimination, and participation, among others. Consequently, the Ombudsman's Office filed an injunction before the Constitutional Court for the analysis of the case, because there is no respect for the best interest of the child, a dangerous circumstance in the social, physical and psychological development of children.

More information: <https://goo.su/i7ZGVR>

## ALBANIA



In Albania, a country located north of Greece and east of Italy, in 2017 the Roma were recognized as a national minority because of their vulnerable situation; so it is essential to implement measures in favor of the protection of their human rights. In this sense, the Ombudsman supported the provision of classes in Romani language in different educational institutions, especially in cities where this population resides, in this way would advance the recognition and exercise of their right to education, as well as the integration of Roma into the Albanian society.

More information: <https://goo.su/kTQr>

## CZECH REPUBLIC



The Crime Victims Act of the Czech Republic establishes that such victims are those who have suffered a crime, sexual violence, physical aggression, psychological aggression, acts of torture, loss of life, among others. Although there is legislation for comprehensive reparation of damages, victims have explained that it is insufficient. In this regard, the Ombudsman's Office promoted a reform in the Law, so that victims receive financial assistance in accordance with annual inflation; it even contemplates the extension of assistance to partners and spouses of victims only in case the victim dies and the 10-year period of economic assistance established in the law is not fulfilled.

More information: <https://goo.su/46rRDy>

## International Cooperation

### BOLIVIA



The Ombudsman's Office and the Faculty of Law and Political Sciences of the Universidad Mayor de San Andrés signed an inter-institutional agreement, with the purpose of promoting citizen conciliation and supporting conflict resolution through mechanisms that guarantee the right of access to justice for vulnerable populations; it also contemplates the use of a mobile office to attend conciliations in rural areas and areas far from the city.

More information: <https://goo.su/My1R>

## DOMINICAN REPUBLIC



The cooperation of government authorities with various organizations is a fundamental step in the development of teaching, research and training projects on specific topics. In this context, the Senate of the Dominican Republic and the Ombudsman of that country signed an inter-institutional cooperation agreement to provide courses, diploma courses, workshops, seminars and activities for Senate staff, especially on issues related to guaranteeing and protecting the human rights of citizens.

More information: <https://goo.su/BJh2QX>

## PANAMA



The Ombudsman's Office of Panama and the Office of the United Nations High Commissioner for Human Rights for Central America and the Caribbean met to coordinate actions to strengthen the promotion, protection and defense of the human rights of persons in the context of mobility in the province of Darien.

More information: <https://goo.su/yeeX07U>

# PROTECTION AND DEFENSE OF HUMAN RIGHTS

## Recommendations

During July, the National Human Rights Commission issued 17 ordinary recommendations for human rights violations and 3 for serious violations.

Regarding the ordinary recommendations, 8 of them were issued to the Mexican Social Security Institute (IMSS) due to the fact that this agency violated several human rights: the right to health protection, to life, to access to health information, to dignified treatment, to the protection of maternal health, to a life free of obstetric violence, to the best interest of the child, to the life project, to the dignified treatment of people with disabilities, among others.

On the other hand, the Commission sent three recommendations for serious human rights violations: one to Luis Crescencio Sandoval González, Secretary of National Defense, to Rosa Icela Rodríguez Velázquez, Secretary of Security and Citizen Protection, and to David Córdoba Campos, commander of the National Guard -for serious violations of the human rights to personal integrity, to dignified treatment, and for the omission to guarantee the best interests of the child-; another to Alejandro Gertz Manero, Attorney General of the Republic and Rosa Icela Rodríguez Velázquez, Secretary of Security and Citizen Protection- for serious violations of the human rights to personal liberty, personal integrity and dignified treatment; and one more to José Rafael Ojeda Durán, Secretary of the Navy, Bryan Alejandro García Ramírez, Attorney General of the State of Colima, and Griselda Martínez, Municipal President of Manzanillo - for serious violations of the human rights to dignified treatment, personal integrity and personal safety.

## Actions of unconstitutionality

The Political Constitution of the United Mexican States establishes that the National Human Rights Commission has standing to sue, before the Supreme Court of Justice of the Nation, the invalidity of laws that are issued or reformed and that are considered to violate human rights. Once the law is published in the official media in question, the National Commission has a term of thirty calendar days to challenge the norms that are deemed to violate fundamental rights.



In this sense, during this month, an action of unconstitutionality was approved, filed on the grounds that it violates the right to legal certainty and the principle of legality.

### **Pronouncements**

The CNDH published a series of pronouncements during the month. In them, the CNDH celebrates the impulse to typify transitory forced disappearance and to contribute to comply with *General Recommendation 46/2022 and Recommendation 98VG*; and responds to the false accusations of Luis Alonso Abarca Gonzalez, coordinator of the “Digna Ochoa” Human Rights Committee of Chiapas, published by *Los Angeles Press*.

### **Press releases**

Among the communications published by the CNDH during this month, the following stand out: 191/2024, issued to the INM for unjustifiably detaining a Venezuelan person for more than a month in the CDMX; 193/2024 due to the fact that the same institute did not admit a Bolivian person who fulfilled the requirements to enter the country; 199/2024, in which the INM did not admit a Bolivian person who fulfilled the requirements to enter the country; the 199/2024, in which the CNDH warns that people outside this institution are using a false telephone number, and posing as Commission personnel are requesting personal data in order to access fraudulent links and Internet pages, through WhatsApp messages, alleging a supposed “database update”; and the 204/2024, where it asked the Government of Veracruz to accept the recommendation of the local CEDH for labor violence in the Colegio de Bachilleres.

# RECOMMENDATIONS

RECOMMENDATION  
**173/2024**

## **ON THE APPEAL OF THE SECRETARY OF EDUCATION OF VERACRUZ'S NON-ACCEPTANCE OF THE RECOMMENDATION ISSUED BY THE STATE HUMAN RIGHTS COMMISSION**

The CNDH issued a recommendation to Víctor Emmanuel Vargas Barrientos, Secretary of Education of Veracruz, following human rights violations committed by public servants of that institute. The CNDH recommended that they issue the acceptance of the recommendation sent by the State Human Rights Commission and proceed to the immediate integral reparation of the damage to the victim. In addition, it requested that they offer a public apology, in which they acknowledge the human rights violations, and give a course to the personnel on the human rights to adequate judicial protection and to personal integrity in relation to a life free of violence.

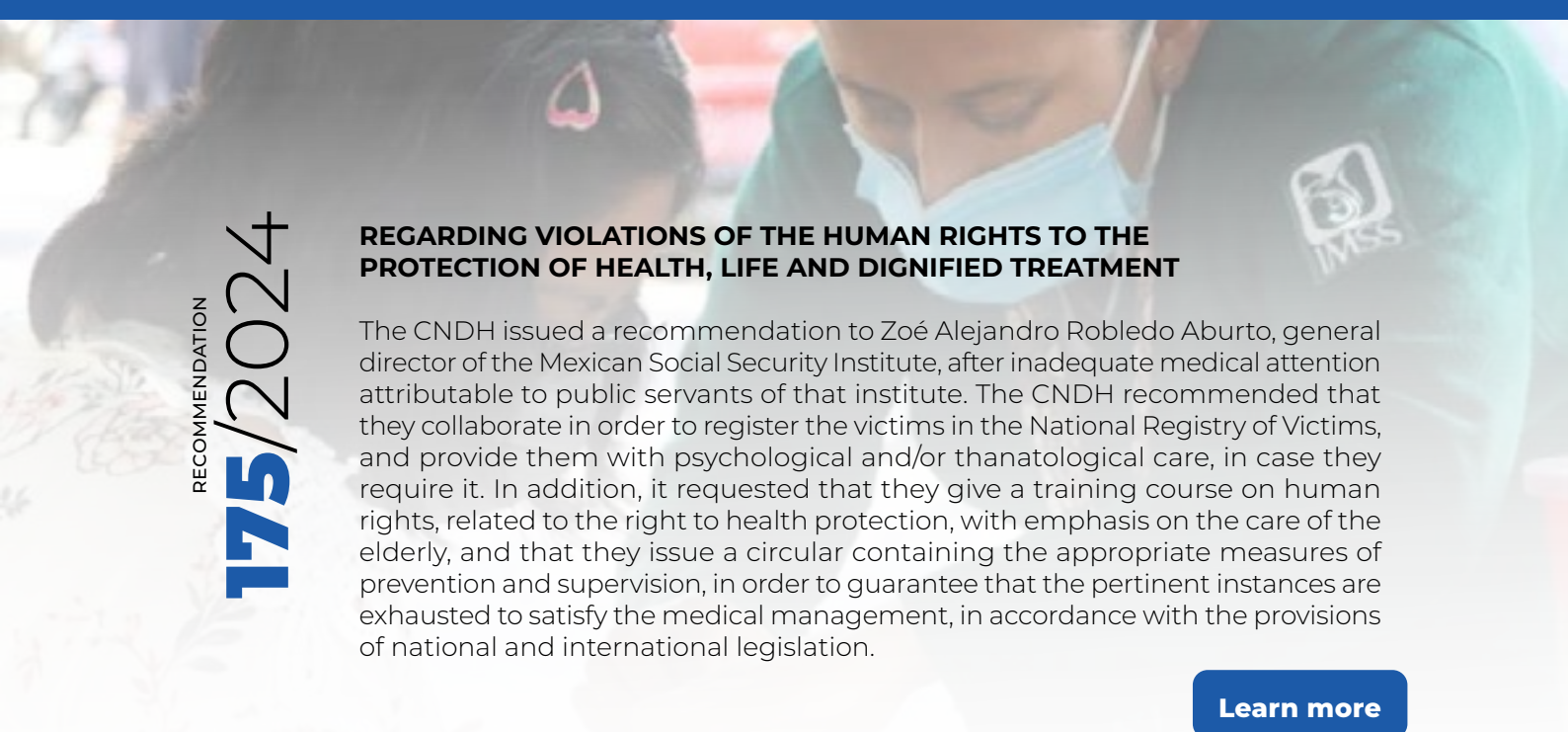
[Learn more](#)

## **REGARDING VIOLATIONS OF THE HUMAN RIGHTS TO THE PROTECTION OF HEALTH, LIFE AND ACCESS TO HEALTH INFORMATION**

The CNDH sent a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute, due to medical negligence committed by public servants of that institute. The CNDH recommended that they collaborate to register the victims in the National Registry of Victims, and provide them with psychological and/or thanatological care. In addition, it requested that they give a training course on human rights, related to the right to health protection; also, they should issue a circular instructing the medical personnel to adopt effective measures in the integration of the clinical file, in accordance with the NOM "From the clinical record".

[Learn more](#)

RECOMMENDATION  
**174/2024**



RECOMMENDATION

175/2024

### **REGARDING VIOLATIONS OF THE HUMAN RIGHTS TO THE PROTECTION OF HEALTH, LIFE AND DIGNIFIED TREATMENT**

The CNDH issued a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute, after inadequate medical attention attributable to public servants of that institute. The CNDH recommended that they collaborate in order to register the victims in the National Registry of Victims, and provide them with psychological and/or thanatological care, in case they require it. In addition, it requested that they give a training course on human rights, related to the right to health protection, with emphasis on the care of the elderly, and that they issue a circular containing the appropriate measures of prevention and supervision, in order to guarantee that the pertinent instances are exhausted to satisfy the medical management, in accordance with the provisions of national and international legislation.

[Learn more](#)

### **ON THE NON-ACCEPTANCE OF THE CONCILIATION PROPOSAL REGARDING VIOLATIONS OF THE HUMAN RIGHTS TO LEGALITY, LEGAL CERTAINTY AND SOCIAL SECURITY**

The CNDH sent a recommendation to Bertha Alcalde Luján, general director of the Instituto de Seguridad y Servicios Sociales de los Trabajadores del Estado, due to inadequate attention by public servants of that institute. The CNDH recommended that they take the necessary actions to reactivate the victim's widow's pension and recognize her as a beneficiary. They should also provide a training course on human rights, specifically in relation to the rights to legality, legal security and social security.

[Learn more](#)

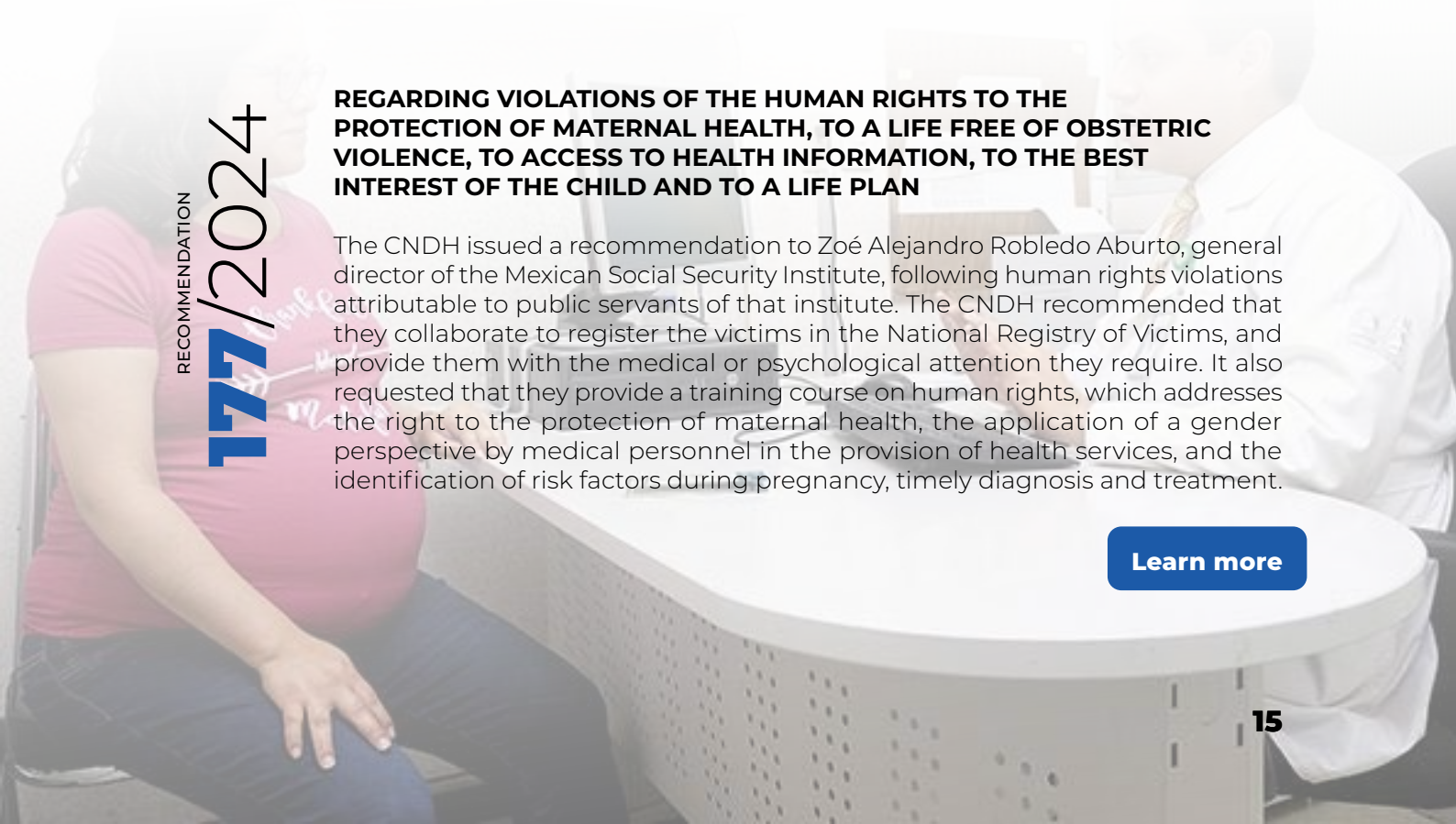
RECOMMENDATION

176/2024

### **REGARDING VIOLATIONS OF THE HUMAN RIGHTS TO THE PROTECTION OF MATERNAL HEALTH, TO A LIFE FREE OF OBSTETRIC VIOLENCE, TO ACCESS TO HEALTH INFORMATION, TO THE BEST INTEREST OF THE CHILD AND TO A LIFE PLAN**

The CNDH issued a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute, following human rights violations attributable to public servants of that institute. The CNDH recommended that they collaborate to register the victims in the National Registry of Victims, and provide them with the medical or psychological attention they require. It also requested that they provide a training course on human rights, which addresses the right to the protection of maternal health, the application of a gender perspective by medical personnel in the provision of health services, and the identification of risk factors during pregnancy, timely diagnosis and treatment.

[Learn more](#)



RECOMMENDATION

177/2024



**REGARDING VIOLATIONS OF THE HUMAN RIGHTS TO THE PROTECTION OF MATERNAL HEALTH, TO A LIFE FREE OF OBSTETRIC VIOLENCE, TO ACCESS TO HEALTH INFORMATION, AND TO A LIFE PROJECT**

The CNDH sent a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute, due to inadequate medical attention by public servants of that institute. The CNDH recommended that they collaborate in order to register the victims in the National Registry of Victims, and provide them with psychological or thanatological care. In addition, it requested that they design and impart sensitization processes that address the right to the protection of maternal health, the application of a gender perspective by medical personnel in guaranteeing health services, and the identification of risk factors during pregnancy. It also requested that they issue a circular instructing medical personnel to provide sensitive, empathetic, dignified and quality care, under the principles of professionalism, legality and discipline to women and pregnant women who are beneficiaries of this institute.

[Learn more](#)

**ON VIOLATIONS OF THE HUMAN RIGHTS TO SOCIAL SECURITY, SALARY, LEGALITY, LEGAL CERTAINTY AND THE PRINCIPLE OF THE BEST INTEREST OF THE CHILD**

The CNDH sent a recommendation to Bertha Alcalde Luján, general director of the Institute of Security and Social Services for State Workers, due to human rights violations committed by public servants of this institute. The CNDH recommended that they take the necessary actions to stop the discounts currently being made to the victim's retirement pension and pay the pensions to which she is entitled. In addition, it requested that they provide a training course on human rights, specifically in relation to the right to social security and the principle of social welfare.

[Learn more](#)



## RECOMMENDATION 180/2024

### **REGARDING THE VIOLATION OF THE HUMAN RIGHTS TO EQUALITY FOR THE PROTECTION OF MATERNITY AND THE RIGHT TO HEALTH PROTECTION, AND THE PRINCIPLE OF THE BEST INTEREST OF THE CHILD**

The CNDH issued a recommendation to Bertha Alcalde Luján, general director of the Institute of Security and Social Services for State Workers, due to the inadequate medical attention attributable to public servants of that institute. The CNDH recommended that they collaborate in order to register the victim in the National Registry of Victims, and that they instruct the head of the Institute's Legal Department to carry out a hermeneutic exercise on the content and scope of Article 121 of the ISSSTE's Medical Service Regulations. In addition, it requested that they inform the medical areas in charge of issuing maternity medical licenses throughout the national territory, and that they give a training course on the human rights to social security in the modality of maternity protection and the principle of the best interest of the child, directed to public servants.

[Learn more](#)

### **ON VIOLATIONS OF THE HUMAN RIGHTS TO LEGAL SECURITY AND PERSONAL LIBERTY**

The CNDH sent a recommendation to José Rafael Ojeda Durán, Secretary of the Navy, due to the human rights violations attributable to public servants of this institute. The CNDH recommended that they collaborate to register the victims in the National Registry of Victims, and provide VI with psychological and thanatological attention, if required. It also requested that they give a course on human rights related to palliative care as an integral part of the human right to health protection, and that they issue a circular to medical personnel describing the principles of accessibility, acceptability, availability and quality, related to the right to health protection.

[Learn more](#)

## RECOMMENDATION 181/2024



**ON THE APPEAL FOR THE VIOLATION OF HUMAN DIGNITY IN ITS ASPECT OF FREE DEVELOPMENT OF PERSONALITY, THE BEST INTEREST OF CHILDREN AND ADOLESCENTS, AND THE RIGHT OF CHILDREN AND ADOLESCENTS TO BE HEARD OR TO PARTICIPATE**

The CNDH sent a recommendation to María del Carmen Salinas Flores, Secretary of Education of Zacatecas, following human rights violations by public servants of that institute. The CNDH recommended that the authorities of the General High School be ordered not only not to implement the Disciplinary Instruction, but also to adapt it for the benefit of the students, and to issue a communication in which they acknowledge the wrongs caused to the victim. It also requested that they provide a training course on human rights, especially on human dignity in its aspect of free development of personality, the best interests of children and adolescents and the right of children and adolescents to be heard and to participate.

[Learn more](#)

**REGARDING VIOLATIONS OF THE HUMAN RIGHTS TO THE PROTECTION OF HEALTH AND LIFE, AS WELL AS TO ACCESS TO HEALTH INFORMATION**

The CNDH issued a recommendation to Bertha Alcalde Luján, general director of the Institute of Security and Social Services for State Workers, due to medical negligence on the part of public servants of that institute. The CNDH recommended that they collaborate in order to register the victims in the National Registry of Victims, and provide them with psychological and/or thanatological care. It also requested that they give a training course on human rights, related to the right to the protection of health, and that they issue a circular to medical personnel describing the integration of the clinical file and adequate medical attention.

[Learn more](#)



**REGARDING VIOLATIONS OF THE HUMAN RIGHTS TO THE PROTECTION OF HEALTH, TO LIFE, TO THE BEST INTEREST OF THE CHILD AND TO THE DIGNIFIED TREATMENT OF PERSONS WITH DISABILITIES, AS WELL AS ACCESS TO HEALTH INFORMATION**


The CNDH sent a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute, after inadequate medical attention by public servants of that institute. The CNDH recommended that they collaborate to register the victims in the National Registry of Victims, and provide them with psychological and/or thanatological care. It also requested that they give a training course on human rights, related to the right to health protection, the best interest of the child and the dignified treatment of persons with intellectual disabilities, and they should issue a circular describing the supervisory measures for the adequate application of the recommendations contained in the NOM-Nosocomial Infections.

[Learn more](#)

**ON VIOLATIONS OF THE HUMAN RIGHTS TO THE PROTECTION OF HEALTH AND LIFE, AS WELL AS TO ACCESS TO HEALTH INFORMATION**

The CNDH issued a recommendation to Bertha Alcalde Luján, general director of the Institute of Security and Social Services for State Workers, after a medical negligence attributable to public servants of that institute. The CNDH recommended that they collaborate in order to register the victims in the National Registry of Victims and provide them with psychological and/or thanatological care. It also requested that they provide a training course on human rights related to the right to health protection, and that they issue a circular to emergency medical personnel describing the supervisory measures for the proper application of the NOM-Del Clinical Record and NOM-Medical Residencies.

[Learn more](#)



## **REGARDING VIOLATIONS OF THE HUMAN RIGHTS TO THE PROTECTION OF HEALTH, LIFE AND DIGNIFIED TREATMENT, AS WELL AS ACCESS TO HEALTH INFORMATION**

The CNDH directed a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute, due to inadequate medical attention by public servants of that institute. The CNDH recommended that they collaborate to register the victims in the National Registry of Victims, and provide them with psychological and/or thanatological care. The CNDH also requested that they give a training course on human rights, related to the right to the protection of health, life and dignified treatment of the elderly, and that they issue a circular to medical personnel describing the supervisory measures for the adequate application of the recommendations contained in the GPC-Hypertensive Crises in Adults, GRT-Adults Emergency Services, GPC- Treatment of Acute Myocardial Infarction and NOM-Clinical Record.

RECOMMENDATION  
**186/2024**

[Learn more](#)

RECOMMENDATION  
**187/2024**

## **REGARDING VIOLATIONS OF THE HUMAN RIGHTS TO HEALTH PROTECTION, DIGNIFIED TREATMENT AND THE RIGHT TO HEALTH INFORMATION**

The CNDH issued a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute, following inadequate medical attention by public servants of that institute. The CNDH recommended that they collaborate to register the victims in the National Registry of Victims and provide them with psychological and/or thanatological care. It also requested that they issue a circular specifying the priority that, in case of not having the availability to provide the service, they should make the administrative referral to another hospital of that Institute, emphasizing the right to health protection.

[Learn more](#)





## ON VIOLATIONS OF THE HUMAN RIGHTS TO LEGAL SECURITY, TO A LIFE FREE OF VIOLENCE, TO PERSONAL INTEGRITY, TO LIFE AND TO PERSONAL SECURITY

The CNDH sent a recommendation to José Bernardo Rodríguez Alamilla, attorney general of the state of Oaxaca, and to Daniel Méndez Sosa, constitutional president of the municipality of Salina Cruz, Oaxaca, following human rights violations attributable to public servants of the attorney general's office and of the municipality of Salina Cruz, Oaxaca. The CNDH recommended that they provide the victims with the psychological and/or thanatological attention they require, as well as free legal advice. It also requested that they design and implement a course on human rights, related to the rights to legal security and legality in the integration of the files, and that they issue a circular addressed to all the personnel of the prosecutor's office and the presidency, in order to urge them to adhere to the principles of gender perspective and maximum respect for human rights.

RECOMMENDATION

188/2024

[Learn more](#)

RECOMMENDATION  
189/2024

## REGARDING VIOLATIONS OF THE HUMAN RIGHT TO THE PROTECTION OF HEALTH, TO DIGNIFIED TREATMENT AND HARM TO THE LIFE PROJECT

The CNDH issued a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute, after inadequate medical attention by public servants of that institute. The CNDH recommended that they collaborate to register the victims in the National Registry of Victims, and provide them with psychological, medical and rehabilitative care. It also requested that they give a course on human rights, related to the right to health protection, and that they issue a circular instructing medical personnel to adopt effective preventive measures to ensure that the events that motivated this recommendation are not repeated.

[Learn more](#)

**REGARDING SERIOUS VIOLATIONS OF THE HUMAN RIGHTS TO PERSONAL INTEGRITY AND DIGNIFIED TREATMENT, AS WELL AS THE FAILURE TO GUARANTEE THE BEST INTERESTS OF THE CHILD**

The CNDH sent a recommendation to Luis Cresencio Sandoval González, Secretary of National Defense, Rosa Icela Rodríguez Velázquez, Secretary of Security and Citizen Protection, and David Córdoba Campos, commander of the National Guard. The CNDH recommended that they collaborate to register the victims in the National Registry of Victims and provide them with medical and psychological care. In addition, the CNDH requested that they issue a circular addressed to the public servants of these institutes, in order to request that all activities related to detention and bringing them before the respective authority must be carried out in strict compliance with human rights, the prevention and eradication of torture and the full exercise of the best interests of the child.

[Learn more](#)**ON GRAVE VIOLATIONS OF THE HUMAN RIGHTS TO PERSONAL LIBERTY, PERSONAL INTEGRITY AND DIGNIFIED TREATMENT**

The CNDH issued a recommendation to Alejandro Gertz Manero, Attorney General of the Republic, and Rosa Icela Rodríguez Velázquez, Secretary of Security and Citizen Protection. The CNDH recommended that they collaborate to register the victims in the National Registry of Victims and provide them with medical and psychological care. In addition, it requested that they issue a circular, directed to public servants, in which they emphasize that all activities must be carried out in strict compliance with the human rights recognized in the Political Constitution of the United Mexican States and in international treaties.

[Learn more](#)**REGARDING SERIOUS VIOLATIONS OF THE HUMAN RIGHTS TO DIGNIFIED TREATMENT, INTEGRITY AND PERSONAL SAFETY**

The CNDH sent a recommendation to José Rafael Ojeda Durán, Secretary of the Navy, to Bryan Alejandro García Ramírez, Attorney General of the State of Colima, and to Griselda Martínez, Municipal President of Manzanillo. The CNDH recommended that they collaborate in order to register the victims in the National Registry of Victims and provide them with psychological care. It also requested that they provide a training course dealing with specific topics related to the prevention and eradication of torture and other cruel, inhuman or degrading treatment or punishment.

[Learn more](#)



# ACTIONS OF UNCONSTITUTIONALITY

## UNCONSTITUTIONALITY ACTIONS FILED DURING JULY 2024

During this month, the National Human Rights Commission filed an action of unconstitutionality, challenging a general rule.



- » On July 10, 2024, an action of unconstitutionality 137/2024 was filed before the SCJN, filed against Article 102, sections I, subsection d), and II, subsection d), as well as 106, section V of the Mobility Law of the State of Aguascalientes, the foregoing upon appreciating that the right to legal certainty and principle of legality are transgressed.

# PRONOUNCEMENTS

## **PRONOUNCEMENT 22/2024 THE CNDH CELEBRATES THE IMPULSE TO TYPIFY TRANSITORY FORCED DISAPPEARANCE AND CONTRIBUTE TO COMPLY WITH GENERAL RECOMMENDATION 46/2022 AND RECOMMENDATION 98VG**

The National Human Rights Commission (CNDH) welcomes the presentation of the initiative to establish the criminal offense of transitory forced disappearance in the General Law on Forced Disappearance of Persons, Disappearance Committed by Private Parties and the National System for the Search for Persons.

Forced disappearance occurs when a person suffers arrest, detention, kidnapping or any other form of deprivation of liberty by agents of the State or by persons or groups of persons acting with the authorization, support or acquiescence of the State, followed by the refusal to acknowledge such deprivation of liberty or the concealment of the fate or whereabouts of the disappeared person, removing him/her from the protection of the law; in addition to concealing information on the whereabouts of the disappeared person. Hence, this disappearance represents a multiple violation of several human rights: to legal security, to freedom, to truth, to physical integrity, among others.

For this reason, the CNDH has registered cases of transitory forced disappearance since 1951 and 1952 in Mexico; as a result, it issued *General Recommendation 46/2022*, in which it recommends: "To carry out the necessary reforms for the incorporation of the criminal type of transitory forced disappearance, as this figure is the most suitable to qualify the violation committed by authorities during the period of political violence of the State known as 'Dirty War' in which the victim after being disappeared for an undetermined time is presented or recovers his freedom".



Likewise, in *Recommendation 98VG/2023* it recommends: "To typify in the Penal Code the transitory forced disappearance and to approve in the Senate the opinion so that the crime of forced disappearance of persons constitutes a crime against humanity according to the Rome Statute and Article 2 of the Inter-American Convention on Forced Disappearance of Persons".

Recognizing this crime is a significant step for the surviving victims of enforced disappearance; that is, it is a category resulting from their experience. If the initiative were approved, it would help to ensure that this crime is correctly judged, as currently enforced disappearance only applies if the victim is never released. If the victim recovers his or her freedom or his or her fate is known, the facts are no longer considered a crime, according to the current code.

More information: <https://goo.su/opTAJU>



**PRONOUNCEMENT 23/2024**  
**CNDH RESPONDS TO FALSE**  
**ACCUSATIONS BY LUIS ALONSO ABARCA**  
**GONZALEZ, COORDINATOR OF THE**  
**“DIGNA OCHOA” GRASSROOTS HUMAN**  
**RIGHTS COMMITTEE OF CHIAPAS,**  
**PUBLISHED BY LOS ANGELES PRESS**

The National Human Rights Commission (CNDH), in its investigation, determined that the interruption of the Basic Education Program Scholarship of the Benito Juárez Scholarship Coordination was the responsibility of the Aquiles Serdan Alatríste Elementary School.

During the investigation of the case, the CNDH confirmed, through information from the National Coordination of Scholarships, that at the time the program's support was issued, however, the scholarship was suspended due to non-compliance with the conditions established in Article 3.5 of its rules. Mr. Luis Alonso Abarca Gonzalez was informed of the conclusion of the file and was guided so that the student's guardians could go to her educational center and she could be reinstated in the National Scholarship Coordination Program.

It is important to point out that in the case of the scholarships of the Coordinación Nacional de Becas Benito Juárez, they are not a permanent right, and in order to enjoy them, it must be verified that the beneficiary family fulfills the requirements established in the Program, in order to renew the scholarship.



Photograph of the web

In his letter, addressed to the President of the CNDH, Rosario Piedra Ibarra, Mr. Luis Alonso Abarca falsely accuses the Commission of covering up human rights violations committed by the National Coordination of Benito Juárez Scholarships and of not fulfilling its obligation to protect the children and attend to their best interests.

For our part, we have at all times attended to each one of the arguments made by Mr. Luis Alonso Abarca, within the file CNDH/2/2024/3397/Q, as evidenced in the proceedings and actions that comprise it, putting the best interests of the student and her right to education first at all times.

More information: <https://goo.su/inW4U>

# PRESS RELEASES

**191/2024**

**CNDH addresses a recommendation to the INM for unjustifiably detaining a Venezuelan person for more than a month in the CDMX**

The National Human Rights Commission (CNDH) verified that personnel of the National Migration Institute (INM) kept a Venezuelan person detained for an excessive period of time in the Migration Station of the INM in Mexico City (EMCDMX), contravening that a migrant person should not be in this condition for more than 36 hours; therefore, the CNDH issued Recommendation 85/2024.

Based on the analysis of the evidence obtained, the CNDH accredited that the two public servants who intervened in the facts carried out actions that lacked justification and motivation, which caused the victim to continue to be held in the EMCDMX in an unjustified manner, since neither the assumption of waiting for the safe-conduct from the Venezuelan authority, nor the assumption that the victim was waiting for the safe-conduct from the Venezuelan authority, and even less, knowing whether or not the victim could leave the country, implied proportional motivations to justify not respecting the maximum term of 36 hours that a migrant person can remain in a migrant station, as determined by a resolution of the Supreme Court of Justice of the Nation (SCJN). With this action, the INM personnel violated the victim's human rights to legal security and personal liberty.

Due to these facts, the CNDH recommended the INM to collaborate in the registration of the victim in the National Registry of Victims in order to make immediate and integral reparation of the damage, including the compensation proportional to the damages caused; to collaborate in the presentation and follow-up of the administrative complaint that this National Commission presents against the two public servants involved in the facts; and to give a comprehensive course on the subject of the victim's rights, in order to ensure the immediate reparation of the damage caused; and to provide a comprehensive course on human rights, with emphasis on the right to personal liberty of migrants held in migrant holding centers, based on the decision of the Supreme Court of Justice of the Nation that migrants can only be held for 36 hours.

More information: <https://goo.su/MoM0rl>

**193/2024**

**CNDH addresses a recommendation to the INM because it did not admit a Bolivian person who met the requirements to enter the country**

The National Human Rights Commission (CNDH) issued Recommendation 86/2024 to the National Migration Institute (INM), after verifying that personnel assigned to the Mexico City International Airport denied entry to a Bolivian person, because he had an immigration alert that only indicated that the validity of the documentation he presented should be verified, which was not done with the required diligence, justification and care.

Based on the analysis of the evidence gathered by this National Commission, it was proven that during the second immigration review, the responsible authority did not act with due diligence, since it ignored the information provided by the victim in the respective form and limited itself to establishing that she did not have a travel itinerary and hotel reservations, failing in its duty to evaluate and analyze the information and evidence provided and thus resolve her internment in accordance with the law. The victim suffered damages to her human rights to legal security, legality, freedom of transit and personal freedom, as well as access to justice.

For these facts, the CNDH recommended the INM to proceed with the immediate integral reparation of the damage, which includes the measure of proportional compensation; to grant the necessary psychological attention; to carry out an investigation before the competent authorities, and to eliminate the victim's migratory alert record; collaborate in the presentation and follow-up of the administrative hearing that this CNDH presents against the public servants before the Area of Specialties in Complaints, Denunciations and Investigations, in the Branch of the Interior; and train the personnel involved in human rights matters, with emphasis on the fundamental rights to legal security and legality, to freedom of transit and personal liberty of foreigners in mobility.

More information: <https://goo.su/XKRJa>

### **199/2024** **Important Notice**

We have been warned that persons outside this institution are using a false telephone number, posing as personnel of the National Human Rights Commission (CNDH) to request personal data and access fraudulent links and Internet pages, through WhatsApp messages, alleging a supposed "database update".

We inform that the CNDH does not request personal data, only those required for the processes of complaints, files and linking, and neither does it request that people access unknown internet pages through text messages or emails. All institutional information is hosted on our official website [www.cndh.org.mx](http://www.cndh.org.mx)

We remind you that all official communications from the CNDH are made through our official channels. We warn citizens not to provide personal, banking or any other kind of information through these unverified means.

More information: <https://goo.su/42TxO>

### **204/2024** **CNDH recommended the government of Veracruz to accept the recommendation of the CEDH**

In view of the refusal of the Colegio de Bachilleres de Veracruz to accept a recommendation issued by the State Human Rights Commission of Veracruz (CEDH Veracruz) that accredited violations to the human rights of three people due to labor violence, the National Human Rights Commission (CNDH) sent *Recommendation 96/2024* to the general director of the Colegio de Bachilleres del Estado de Veracruz, requesting the full reparation of the damage (violations to legal security, legality, personal integrity and access to a life free of violence of three persons in this educational institution were accredited).

The CNDH initiated the investigation of the case derived from the appeal filed by the victims and confirmed the human rights violations previously referred by the CEDH Veracruz.

As a result, the CNDH recommended the Colegio de Bachilleres del Estado de Veracruz to repair the damage caused to the victims and to instruct the acceptance of the recommendation issued at the time by the local Commission in all its terms, and to collaborate in the investigation of the Internal Control Organ of the Colegio de Bachilleres de Veracruz on the case. Finally, it recommended that they teach specialized courses on human rights, emphasizing the right to personal integrity and access to a life free of violence.

Communication 204/2024: <https://goo.su/9FmaHj5>



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M É X I C O

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*Defendemos al Pueblo*