

Monthly summary of CNDH actions OCTOBER 2024 | N° 380



The CNDH celebrates the decree by which the State recognizes the massacre of students on October 2, 1968 as a State crime. The CNDH published communication 291/2024 in which it requests protection measures for the family members of the Tzotzil priest and human rights defender Marcelo Pérez Pérez.

27 ordinary Recommendations and 3 for serious violations: 22 of them were issued to the Mexican Social Security Institute (IMSS) 6 Actions of Unconstitutionality: Promoted because they violate the rights of persons with disabilities.

#### Diseño y formación

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### **PROMOTION OF** HUMAN RIGHTS

### THE PRESIDENT'S VOICE

#### Remarks by the President of the CNDH on the occasion of the installation of the Human Rights Commission of the Senate of the Republic

On September 3, 2024, the Plenary of the Congress of the Union approved the agreement for the integration of the ordinary commissions that will function during the LXVI Legislature of the Chamber of Senators, based on such agreement, the Human Rights Commission of the Senate was constituted. Days later, on September 24, the preferential agreement for the integration of the Commission was approved; and on September 25, the installation of said body took place, an event to which the President of the National Human Rights Commission, Mrs. Rosario Piedra Ibarra, was invited.

Good afternoon to all of you: senators and special guests.

It is a great honor for me to be here with this young, courageous woman, who I know is an activist for human rights, and who today presides over the Human Rights Commission of the Senate of the Republic.

It is a great honor for me because the struggle for human rights in this country has a long history. To fight for human rights is to fight against hunger, against injustice, against social inequality; that which humanity has gone through many years to achieve human dignity, which as Senator Laura Itzel mentioned here, it was only in 1948 when this quality of human beings was recognized and we were obviously excluded, however it is a fight that all Mexicans, that the people of Mexico have undertaken with this transformation; it is something very praiseworthy, because this country is changing.

I remember that 44 years ago my mother was the first woman candidate for the Presidency of the Republic in 1982, and obviously it was a very difficult struggle because it was fighting against a monster; and she knew and we knew as family members that it was impossible for her to win, given the existence of a State party.

Today we see how democracy exists, and that is what we want it to continue to exist: freedom of expression, freedom of demonstration; the right to elect the rulers freely. However, when she gave that battle, it was to sow, to pave this path that today we see has borne fruit because we already have a woman president, and I am very happy about that, Dr. Claudia Sheinbaum. And we have, I repeat, this young woman, because it is time for young people, it is also time for women and it is time for activists.

I believe that we are going to work hand in hand in the commission that I chair or from whatever position I am in, but I am very pleased to be here. Congratulations, congratulations for you, Senator.

Thank you very much.

### EVENTS OF THE MONTH

#### Presentation of the book: Against the blackout. Voices from Gaza during the genocide

On October 23, 2024 the National Human Rights Commission (CNDH) presented the book at the Vasconcelos Library, located in Mexico City. This work is an anthology of poems translated from Arabic into Spanish; they are the voices of women and men who relate the serious problems their culture is experiencing.

During the presentation, the participants emphasized that the objective of the book is to express the historical moment of Gaza through Palestinian literature. Víctor Hugo Pacheco Chávez, researcher at the National Center for Human Rights (Cenadeh), stressed the importance of translation, as it allows two cultural universes to enter into a common dialogue despite the differences, because "when we look at a language as something impenetrable, as something we cannot assimilate, we are deprived of a field of meanings that can also enrich our lives".

For his part, Shadi Rohana, professor of Arabic language and literature, and of literary translation at the Center for Asian and African Studies at the Colegio de México, in charge of compiling and translating the texts in the book, explained that the title was the idea of Marcela Landazábal Mora, in charge of creating the illustrations that accompany the book, researcher at the National Center for Human Rights of the CNDH, doctor and master in Latin American studies at the Universidad Autónoma de México. In this sense, added Professor Shadi, the idea of the blackout refers to a literal blackout, because the State of Israel is imposing a blackout of light, of internet, of ways to communicate among Palestinians themselves, but also to the outside, and also consists of a blackout in the sense of silencing a narrative to impose another, silencing the voice of the Palestinians regarding what they are living in



Photograph by CNDH

all diversity, because the Palestinian peoples are like any other: they are composed of individuals who were not asked if they want to be Palestinians or not.

Marcela Landazábal expressed that a deep disappointment persists that leads us to ask ourselves why was this genocide not foreseen? We thought we had overcome the horrors of the 20th century, but Palestine shows us how wrong we were. This situation forces us to recognize that systematic violence is a product of entrenched historical structures. We must question why, despite the historical evidence, we continue to allow these events to be repeated.

Finally, Shadi concluded by saying that the poems gathered in this compilation are a testimony of the tragedy that is being lived; they are, in their own way, an act of sacrifice when life is pledged in the word.

Consult the complete presentation: https://goo.su/LdGkv

#### **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 October 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 releases 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 Newletter in English and Spanish: https://www.cndh.org.mx/Educacion/Carta-Novedades

#### **RELEVANTS DATES**

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 WORD

#### **Ombudsman Offices**

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, it offers an analysis of the initiatives, laws or reports carried out in different countries, with the purpose of observing regional coincidences that add valuable contributions regarding the defense and protection of human rights.

During the month, the XXVIII Congress and XXIX Ordinary General Assembly of the Ibero-American Federation of Ombudspersons (FIO) was held in Asunción, Paraguay; this year's theme was "Global Human Rights Challenges". This event was held from October 29 to 31 and brought together representatives of ombudsmen's offices and other National Human Rights Institutions (NHRIs) of Ibero-America<sup>1</sup>.

The objective was to address the challenges and advances in access to the right to water in the context of climate change, the protection of the rights of indigenous peoples and to develop strategies to promote and strengthen women's access to justice. In this way, the creation of working networks and the exchange of common experiences were encouraged in order to generate new proposals or coordinated work for the protection of human rights.

In the Americas, the ombudsmen's offices of Bolivia, Colombia and Panama implemented

different projects to defend the right to a healthy environment and to legal security and identity. In Europe, the institutions of Latvia and Iceland stood out for their actions to defend the right to health and the right to a living wage, respectively.

Likewise, in Peru, Colombia and El Salvador, several actions were carried out in favor of the right to a life free of violence, which occurs on a daily basis in different ways: discrimination, hate crimes, lack of access to legal equality, among others. Through these actions we observed the defense of groups in vulnerable situations, especially girls and women.

<sup>&</sup>lt;sup>1</sup> FIOPAR. XXIX Asamblea y XXVIII Congreso de la Federación Iberoamericana del Ombudsperson, https://goo.su/OcsakUd

#### **AMERICA** Congress and Assembly



In a context marked by the effects of climate change, which affect the protection of the rights of vulnerable groups, the XXVIII Congress and XXIX Ordinary General Assembly of FIO was held. Several topics were addressed during the event: water as an essential resource, the rights of indigenous peoples and justice for women. In addition, the preparation of reports on the status of the issues discussed was encouraged, and spaces for collaboration in defense of rights and social justice were promoted. It should be noted that the Public Defender's Office of the Union of Brazil and the Yuan of Control of Taiwan were approved to join FIO as extra-regional members, which strengthens cooperation and diversity within FIO.

More information: https://goo.su/50HdH

#### COLOMBIA



Within the framework of FIO's XXIX Ordinary General Assembly, the Colombian Public Defender's Office announced the creation of the "Working Group for Human Rights Defenders and Social Leadership in Ibero-America". The objective of this group, coordinated by Colombia, is to strengthen the guarantees and protection of the rights of women leaders in the region in the face of the violent environment, in order to carry out studies, exchange best practices and develop recommendations that contribute to the security and recognition of human rights defenders.

More information: https://goo.su/R8FYf

#### **Agreements and Accords**

#### **COLOMBIA AND PANAMA**



The Darien is a swampy jungle region located between the border of Colombia and Panama. Thousands of people in a context of mobility move to other countries in search of a better quality of life, which has caused a migratory crisis in the region.

For this reason, the Colombian Ombudsman's Office and its Panamanian counterpart signed a letter of understanding to strengthen binational cooperation in the protection and defense of the human rights of migrants and communities near the Darien area. This collaboration aims to strengthen public policies to promote safe and orderly migration, guaranteeing at all times human dignity and the protection of rights in the context of migration.

More information: https://goo.su/rOBH

#### URUGUAY



The principle of equality establishes that all people should be treated without discrimination, in order to participate on an equal footing in any sphere of life. Within this framework, the Interdisciplinary Communication and Accessibility Nucleus of the Interdisciplinary Space of the University of the Republic and the National Human Rights Institution and Ombudsman's Office signed an agreement to disseminate human rights in an accessible way among the Uruguayan population. It should be noted that it will be carried out with an inclusive and accessible language for people with physical disabilities, including translation into Uruguayan sign language.

More information: https://goo.su/3d3Q6

#### PANAMA



The Ombudsman's Office and the Panamanian Association for Family Planning signed an agreement to develop information campaigns on sexual and reproductive rights. They will also implement training sessions to raise awareness of these issues among the population.

More information: https://goo.su/tvVnJ6

#### Actions

#### BOLIVIA



The Ombudsman's Office filed a popular action before the Second Constitutional Chamber of the Departmental Court of Justice of La Paz, with the objective that the municipal authorities develop prevention and restoration policies in areas where there have been forest fires. As a result, a judicial resolution has been issued: the Ombudsman's Office and social organizations are entrusted with the supervision of the effective compliance of these plans within a period of three months. In addition, the corresponding authorities must inform them, at least twice a year, of the progress and execution of the restoration plans for the damaged ecosystems.

More information: https://goo.su/dHqlXyV

#### COLOMBIA



Transgender people suffer discrimination in the social, economic, labor, political and legal spheres; in the latter, their gender identity is not recognized and, therefore, they are not issued official documents. The lack of credentials and identification documents violates their access to the right to education, health, and a bank account, among other services. For this reason, the Colombian Ombudsman's Office supported the due process for Paola Tequia Baniama, an indigenous trans woman, to be officially recognized as a Colombian citizen. In addition, the Ombudsman's Office is taking the case of thirty indigenous trans women living in the municipality of Santuario to be registered in the civil registry.

More information: https://goo.su/RW3r

#### PANAMA



Currently, the dissemination of information is wide thanks to the different digital media and social networks; in this way, the content reaches more audiences of different ages, which represents an important element in teaching or raising awareness about something in particular.

In this sense, in the framework of World Mental Health Day, the Ombudsman's Office of Panama presented the podcast Let's Talk about Human Rights with the theme "Mental Health: Care and Prevention". It should be noted that every two weeks a chapter will be broadcast on a special human rights topic, and will be addressed by an expert from the Ombudsman's Office.

More information: https://goo.su/A1N0

#### Europe

#### LATVIA



Access to health services, to receive dignified medical care, as well as to have a clinical record and to be treated with confidentiality are part of patients' rights. However, there is little dissemination of them, which prevents their full enjoyment and effective exercise; so the Ombudsman's Office launched the campaign "I have the right to be sick, to be treated and to be healthy", in order to combat lies and myths in the health field. The aim is to raise awareness among the population about taking care of their health and their right to be healthy.

More information: https://goo.su/ButyD

#### ICELAND

**Umboðsmaður** Alþingis Last year, prisoners complained that they were not getting pension and insurance rights because of their work while serving their sentence, and that prison authorities were even withholding part of their fees, they said. For this reason, the Ombudsman ordered the Ministry of Justice to improve the legal labor situation in order to adjust the remuneration for this work, and to manage the refund of taxes based on tax legislation.

More information: https://goo.su/W3eiU

#### Right to a life free of violence

#### PERU



In the region of Arequipa, insecurity has increased, which has led to an increase in the rates of violence: between January and August of this year alone, 15,200 cases of violence against girls, adolescents and women were registered. For this reason, the Ombudsman's Office called on the authorities of Arequipa to design projects based on prevention, in order to have an impact on the fight against insecurity and violence. It emphasized the elaboration of preventive talks regarding family violence, human trafficking and school harassment; the purpose is to build environments free of violence, an action that would be complemented with the prohibition of hiring teachers in summer courses who have a history of terrorism and sexual violence.

More information: https://goo.su/ciRUMp

#### COLOMBIA



October 23 is the National Day for the Recognition of Women Searchers of Victims of Enforced Disappearance in Colombia. For this reason, the Ombudsman's Office held an event to commemorate the tireless work of these women. It also announced the implementation of a Single Registry of Women Searchers, in order to optimize information and resources for the search process. Likewise, special attention measures for education, housing and social security will be contemplated in order to guarantee their safety.

More information: https://goo.su/irac

#### **EL SALVADOR**



For some time now, several international organizations have observed the situation of vulnerability of human rights in El Salvador due to the state of emergency. For this reason, the Human Rights Ombudsman inaugurated the Human Rights Observatory, whose purpose is to evaluate the defense, protection and promotion of human rights through public policies and programs implemented by state institutions. In addition, analyses and reports on this situation in the country will be prepared.

More information: https://goo.su/Lsfkj2s



#### Recommendations

During October, the National Human Rights Commission issued 27 ordinary recommendations for human rights violations and 3 for serious violations.

Regarding the ordinary recommendations, 22 of them were issued to the Mexican Social Security Institute (IMSS) due to the fact that this agency violated several human rights: to the protection of health, to life, to dignified treatment, to access to health information, to the best interest of the child, to a life free of obstetric violence, to the life project and to the protection of maternal health. It also sent 4 recommendations, also ordinary, to the Attorney General's Office of the State of Veracruz, for not accepting the recommendations issued by the Human Rights Commission of that state, which resulted in the violation of the rights to access to justice, to a life free of institutional violence, to legal security, to the right of every person to be sought and to the truth.

On the other hand, the Commission sent 3 recommendations for serious human rights violations: To Ricardo Trevilla Trejo, Secretary of National Defense -for serious violations to the human rights to personal integrity and freedom, and to dignified treatment (for torture, cruel, inhuman and degrading treatment)-; and to Sergio Hernando Chávez García, Secretary of Public Security of the state of Tamaulipas -for serious violations to the human rights to legal security, legality, inviolability of the home, privacy, personal integrity and security, protection of life and dignified treatment-.

#### 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, this month 6 lawsuits of unconstitutionality were approved, filed

because they violate the rights of persons with disabilities to choose their support systems and to equality and non-discrimination, and the obligation to respect, promote, protect and guarantee their human rights; furthermore, they violate the rights to legal security and to equality and non-discrimination, as well as the principle of legality and the right to hold public office. Likewise, they violate the rights of women and pregnant women to decide, to autonomy, to reproductive freedom, to legal security, to personal integrity, to human dignity, to free development of personality, to privacy, to decide the number of spacing of their daughters and/or sons, to life, to health. to prior. close and active consultation of persons with disabilities: principles of progressiveness and non-regression, of legality, of constitutional supremacy and the obligation to promote, respect and protect human rights. It was also observed that they violate the rights to legal certainty, to prior, close and active consultation of persons with disabilities; to form a family; principles of legality and the best interest of the child.

#### Pronouncements

The CNDH published a series of pronouncements during the month. In them it celebrates the decree by which the State recognizes the massacre of students on October 2, 1968 as a State crime, and sees in the public apology offered an act of political will to do justice for human rights violations committed in the past. In addition, it respectfully urges the Judicial Power to urgently determine the legal situation of the women deprived of their liberty in Cefereso 16.

#### Communications

Among the communications published by the CNDH during this month, it is worth mentioning 289/2024, on the ex officio filing of a case file and the urgent actions being carried out to locate the Mixe activist Sandra Estéfana Domínguez Martínez and her husband Alexander Hernández Hernández, in Oaxaca; as well as communication 291/2024, in which it requests protection measures for the family members of the Tzotzil parish priest and human rights defender Marcelo Pérez Pérez and takes up the case; likewise, 295/2024 stands out, in which the Commission withdraws a complaint before a civic judge for administrative infractions.

### RECOMMENDATIONS



#### ON VIOLATIONS OF THE HUMAN RIGHTS TO THE PROTECTION OF HEALTH, TO LIFE, TO THE BEST INTEREST OF THE CHILD AND TO ACCESS TO PUBLIC 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 the institute's personnel. The CNDH recommended that they collaborate to register the victims in the National Registry of Victims and provide them with the psychological and/or thanatological care they require. It also requested that they give a training course on human rights related to the right to the protection of health and the best interests of the child; in addition, they should issue a circular to the medical personnel to ensure that they comply with medical management in accordance with national and international legislation and in accordance with the Practical Guide-Diarrhea in Children and the NOM-Del Expediente Clínico (NOM-Clinical Record).

Learn more

RECOMMENDATION

#### 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 (Instituto Mexicano del Seguro Social), following medical negligence attributable to personnel of the institute. The CNDH recommended that they collaborate to register the victims in the National Registry of Victims, and provide them with the required psychological and/or thanatological care free of charge. In addition, it requested that they provide a comprehensive training and education course on human rights, related to the right to health protection and the due observance of the Quick Reference Guide for Perioperative Assessment in Surgery and Clinical Practice Guide for the diagnosis of renal cancer; and that they issue a circular addressed to medical personnel, containing the pertinent measures for prevention and supervision on human rights issues regarding the protection of health, life, and access to health information.

# 227/2024

#### ON THE APPEAL OF THE NON-ACCEPTANCE OF THE RECOMMENDATION ISSUED BY THE STATE COMMISSION OF HUMAN RIGHTS OF VERACRUZ

The CNDH sent a recommendation to Verónica Hernández Giadáns, head of the Attorney General's Office of the State of Veracruz, for the appeal filed against the refusal to accept the recommendation presented by the CEDHV on human rights violations attributable to the personnel of that institution. The CNDH recommended that they take the necessary actions to accept the recommendation in its terms; and that they issue a circular addressed to the personnel of the institute in order to guarantee the victims their right to full reparation of damages.

Learn more

RECOMMENDATION

**28**/

ON THE APPEAL FILED DUE TO THE NON-ACCEPTANCE BY THE ATTORNEY GENERAL'S OFFICE OF THE STATE OF VERACRUZ OF THE RECOMMENDATION ISSUED BY THE STATE HUMAN RIGHTS COMMISSION OF VERACRUZ, WHICH RESULTED IN THE VIOLATION OF THE RIGHTS TO ACCESS TO JUSTICE AND TO A LIFE FREE OF INSTITUTIONAL VIOLENCE

The CNDH issued a recommendation to Verónica Hernández Giadáns, head of the Attorney General's Office of the State of Veracruz, after the occurrence of human rights violations by public servants of this institute. It requested the acceptance in all its terms of *Recommendation 039/2023* of the State Commission; and to issue a circular addressed to the personnel of the Attorney General's Office to guarantee the integral reparation of the damage.

Learn more



REGARDING THE APPEAL FOR THE NON-ACCEPTANCE BY THE ATTORNEY GENERAL'S OFFICE OF THE STATE OF VERACRUZ OF THE RECOMMENDATION ISSUED BY THE STATE HUMAN RIGHTS COMMISSION OF VERACRUZ, VIOLATING THE RIGHT TO LEGAL SECURITY AND THE RIGHT OF EVERY PERSON TO BE SOUGHT

The CNDH sent a recommendation to Veronica Hernandez Giadans, head of the Veracruz State Attorney General's Office. The CNDH requested that they accept in all its terms *Recommendation 045/2023* issued by the State Commission for the failure to investigate with due diligence the disappearance of the victims, which resulted in violations of several human rights. It also recommended that they issue a circular instructing them to collaborate in complying with the recommendations issued by the State Commission and to guarantee the victims their right to full reparation of damages.



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#### REGARDING VIOLATIONS OF THE HUMAN RIGHTS TO THE PROTECTION OF HEALTH, TO LIFE, TO DIGNIFIED TREATMENT AND TO ACCESS TO INFORMATION IN HEALTH MATTERS

The CNDH issued a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute, for inadequate medical attention provided in 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 addition, it requested that they give a comprehensive course on human rights that considers the principles of accessibility, acceptability, availability and quality, related to the right to the protection of health, life and dignified treatment of the elderly; and issue a circular to the medical personnel, describing the supervisory measures that guarantee that the medical care is provided in accordance with national and international legislation.

Learn more

### ON VIOLATIONS OF THE HUMAN RIGHTS TO THE PROTECTION OF HEALTH, TO LIFE, TO DIGNIFIED TREATMENT AND TO ACCESS TO HEALTH INFORMATION

The CNDH sent a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute, for human rights violations derived from the inadequate medical attention provided by medical personnel of this Institute. The CNDH requested that they collaborate to register the victims in the National Registry of Victims and provide them with the psychological and/or thanatological care they require free of charge. In addition, it recommended that they give a course on training and education in human rights, related to the right to health protection with emphasis on the dignified treatment of the elderly; and that they issue a circular to medical personnel, including the appropriate measures for the integration of the clinical file. 231/2024

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## RECOMMENDATION

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

The CNDH issued a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute (Instituto Mexicano del Seguro Social), following the lack of medical attention by Institute personnel. The CNDH recommended that they collaborate in order to register the victims in the National Registry of Victims, and provide them with the psychological and/or thanatological care they require, which should be provided free of charge and immediately. It also requested that they give a comprehensive course on human rights training and education, related to the right to health protection and dignified treatment of the elderly, and that they issue a circular describing the supervisory measures for the adequate application of the recommendations contained in the Guide for the Diagnosis of Appendicitis.

#### Learn more

#### REGARDING VIOLATIONS OF THE HUMAN RIGHTS TO THE PROTECTION OF HEALTH, LIFE AND THE BEST INTEREST OF THE CHILD

The CNDH issued a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute, for medical negligence in attending the victim, which resulted in her death. The CNDH requested that they collaborate in order to register the victims in the National Registry of Victims and provide them with the psychological and/or thanatological care they require. In addition, they should provide a comprehensive course on human rights, related to the right to the protection of health, life and the best interest of the child. It also recommended that they issue a circular addressed to the medical personnel of the Institute, describing the supervisory measures for the adequate implementation of the recommendations.

233/2024



# RECOMMENDATION

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

The CNDH issued a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute, for human rights violations attributable to medical personnel of the Institute. The CNDH recommended that they collaborate in order to register the victims in the National Registry of Victims, and provide them with the psychological and/ or thanatological care they require free of charge; in addition, they should implement a comprehensive course on human rights training and education. It also requested that they issue a circular addressed to the medical personnel with the appropriate supervisory measures for the integration of the clinical file and the prevention work for adequate medical care.

Learn more

#### REGARDING VIOLATIONS OF THE HUMAN RIGHTS TO LIFE, TO THE PROTECTION OF HEALTH, TO A LIFE FREE FROM OBSTETRIC VIOLENCE AND TO ACCESS TO HEALTH INFORMATION

The CNDH sent a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute, for the negligent medical care provided by the Institute's personnel, which resulted in human rights violations. Therefore, the CNDH recommended that they collaborate to register the victims in the National Registry of Victims and provide them with free psychological and/or thanatological care. In addition, it requested that they provide a comprehensive training and education course on human rights, related to the due observance and content of Mexican Official Standard 007-SSA2-2016 For the care of women during pregnancy, childbirth and puerperium, and of the newborn.

235/2024

# 236/2024

### ON 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, for human rights violations attributable to the Institute's personnel. The CNDH requested that they collaborate to register the victims in the National Registry of Victims and provide them, if required, with psychological and/or thanatological care. It also recommended that they provide a comprehensive course on human rights training and education, and that they issue a circular to medical personnel, describing the supervisory measures for the proper application of the recommendations contained in the Clinical Practice Guide Diagnosis and Treatment of Epilepsy in Adults, for adequate and effective medical care.

Learn more

RECOMMENDATION

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

The CNDH issued a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute, for human rights violations attributable to the Institute's personnel. The CNDH requested that they collaborate in order to register the victims in the National Registry of Victims; and that one of them be provided with psychological and/or thanatological care. It also recommended that they give a comprehensive course on human rights, related to the right to health protection, and the Procedimiento-Atención Urgencias en Segundo Nivel and the Guía-Tratamiento de sepsis grave y choque séptico en el adulto mayor (Guide-Treatment of severe sepsis and septic shock in the elderly). It also requested that instructions be given to issue a circular to the Institute's medical personnel to ensure that they provide effective and comprehensive care.

Conoce más

238/7074

#### ON VIOLATIONS OF THE HUMAN RIGHTS TO THE PROTECTION OF HEALTH, TO LIFE, TO DIGNIFIED TREATMENT AND TO ACCESS TO INFORMATION ON HEALTH MATTERS

The CNDH sent a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute, for human rights violations attributable to the institute's personnel for the inadequate medical attention provided. The CNDH requested that they collaborate to register the victims in the National Registry of Victims, and provide them with psychological and/or thanatological care. It also recommended that they provide a comprehensive training course for management and medical personnel, related to the right to the protection of health, life and the regulation of health services; and that they issue a circular containing the pertinent preventive and supervisory measures necessary to guarantee professional care.



#### ON RV'S APPEAL FOR NON-COMPLIANCE WITH RECOMMENDATION 177/2020 ISSUED BY THE STATE HUMAN RIGHTS COMMISSION OF VERACRUZ

The CNDH issued a recommendation to Augusto Nahúm Álvarez Pellico, municipal president of the Constitutional City Council of Ixtaczoquitlán, Veracruz de Ignacio de la Llave, for violations of the human right to work, due process and judicial guarantees. It recommended that they comply with *Recommendation 177/2020*, issued by the local commission, and prepare a work plan specifying the procedures, dates, instances and amounts to be managed in order to face and fully comply with it. Likewise, they should issue a circular, instructing them to comply with the aforementioned recommendation in due time and form, as well as to collaborate at all times with the State Commission in the compliance of the recommendations issued to the Municipality of Ixtaczoquitlán.

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#### REGARDING VIOLATIONS OF THE HUMAN RIGHTS TO THE PROTECTION OF HEALTH, LIFE AND DIGNIFIED TREATMENT OF AN ELDERLY PERSON

The CNDH sent a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute, for human rights violations following inadequate medical attention that resulted in the death of an elderly person. The CNDH requested that they collaborate to register the victims in the National Registry of Victims and grant one of them, free of charge, the psychological and/or thanatological care she requires. It also recommended that they provide a comprehensive training course on human rights and on the due observance and content of the Practical Guide of the Clinical Record and the General Health Law. In addition, it requested that they issue a circular addressed to medical personnel, containing the pertinent measures of prevention and supervision to guarantee that the pertinent resources are exhausted to satisfy the medical treatments in light of the patients' backgrounds, in accordance with the provisions of national and international legislation.



## RECOMMENDATION

#### ON VIOLATIONS OF THE HUMAN RIGHTS TO THE PROTECTION OF HEALTH, TO DIGNIFIED TREATMENT, TO A LIFE FREE FROM OBSTETRIC VIOLENCE AND TO ACCESS TO HEALTH INFORMATION

The CNDH issued a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute. It recommended that they collaborate to register the victims in the National Registry of Victims and provide them, if they require it, with psychological and/ or thanatological care; and that they cooperate with the investigating authority in the processing and follow-up of the administrative hearing that this National Organism presents before the Specific Internal Control Body of the IMSS, in order to initiate the corresponding administrative procedure. In addition, it requested that they design and impart a training course aimed at management and medical personnel, which addresses the right to the protection of the health and life of women and persons with the capacity to gestate.

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

The CNDH issued a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute. It recommended that they collaborate to register the victims in the National Registry of Victims, and provide them with the psychological and/or thanatological attention they require. In addition, I request that the IMSS design and teach an awareness course, with the aim of providing comprehensive medical care with quality from a gender perspective, under the recognition of human rights.

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#### ON VIOLATIONS OF THE HUMAN RIGHTS TO THE PROTECTION OF HEALTH, TO DIGNIFIED TREATMENT AND ACCESS TO HEALTH INFORMATION

The CNDH sent a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute. It recommended that they collaborate to register the victims in the National Registry of Victims and grant them, if they require it, psychological and/or thanatological attention. It requested that they collaborate with the investigating authorities in the processing and follow-up of the investigation file initiated against the persons responsible for the death of one of the victims, and that they should inform this National Commission of the collaboration actions that are effectively carried out, responding to the requests for information in a timely manner. Finally, it recommended that they designate a high-level public servant to act as a liaison with this National Commission, to follow up on compliance with this recommendation.

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RECOMMENDATION

# RECOMMENDATION

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

The CNDH issued a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute. It recommended that they collaborate to register the victims in the National Registry of Victims, and grant one of them, if required, psychological and thanatological attention. It also requested that they issue a circular instructing the medical staff of the Intensive Care Unit, Nephrology, General Surgery, Rheumatology, Infectious Diseases, Endocrinology and Neurology of the UMAE-71 to adopt effective measures for the proper integration of the clinical file in accordance with the NOM "Del expediente clínico.

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RECOMMENDATION

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

The CNDH issued a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute. It recommended that they collaborate to register the victims in the National Registry of Victims, and grant one of them, if required, psychological and thanatological attention. It also requested that they collaborate in the processing and follow-up of the administrative file that was initiated as a result of the hearing that this National Agency presented before the OIC-IMSS for the inadequate medical attention provided and the failure to comply with the NOM of the Clinical Record, so that said authority may determine what is legally appropriate.

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

The CNDH sent a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute. It recommended that they collaborate to register the victims in the National Registry of Victims, and provide them with the psychological and thanatological attention they require. Likewise, it requested that they collaborate in the processing and follow-up of the administrative hearing that this National Commission presents before the Specific Internal Control Body of this Institute, which will make it possible to individualize the administrative responsibility and, if appropriate, to issue the corresponding sanctions in accordance with the law.

# 247/2024

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

The CNDH issued a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute. It recommended that they collaborate in order to register the victims in the National Registry of Victims, and provide them with the psychological and/or thanatological care they require due to the facts, actions or omissions that gave rise to the present recommendation, care that should be provided by specialized professional personnel and on a continuous basis, attending to their specific needs, as well as providing them with the appropriate medications for their situation, if they require them. It also requested that they implement a comprehensive course on training and education in human rights.

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#### REGARDING VIOLATIONS OF THE HUMAN RIGHTS TO THE PROTECTION OF HEALTH, TO A LIFE FREE OF OBSTETRIC VIOLENCE, TO LIFE AND THE BEST INTEREST OF THE CHILD, 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. It 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. Likewise, it requested that the IMSS collaborate with the integration and follow-up of the investigation file that is being processed before the FGR, for which this Autonomous Organism will send a copy of the present recommendation and the evidence that supports it to the Investigation File, so that, if applicable, what is indicated in the Observations and Analysis of Evidence section is taken into account in the aforementioned investigation.

248/2024



ON THE RECOURSE OF IMPUGNATION DUE TO THE NON-ACCEPTANCE OF THE ATTORNEY GENERAL'S OFFICE OF THE STATE OF VERACRUZ TO RECOMMENDATION 050/2023 ISSUED BY THE STATE COMMISSION OF HUMAN RIGHTS OF THAT STATE, THUS VIOLATING THE HUMAN RIGHT OF ACCESS TO JUSTICE IN ITS MODALITY OF JUSTICE, THE RIGHT OF EVERY PERSON TO BE SOUGHT AND TO THE TRUTH

The CNDH issued a recommendation to Verónica Hernández Giadáns, attorney general of the state of Veracruz de Ignacio de la Llave. It recommended that they instruct whoever corresponds in order to issue the acceptance in all its terms to *Recommendation 050/2023* of the Local Commission; such acceptance must be integral and emphatic in order to assume the commitment to comply with the recommendatory points determined in such recommendation. It also requested that they issue a circular, addressed to the personnel of the FGE of Veracruz, instructing them to comply in due time and form with *Recommendation 050/2023*, and to collaborate at all times with the local agency in complying with the recommendations issued to the FGE of Veracruz due to the accreditation of human rights violations, in order to guarantee the victims their right to full reparation of damages.

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

The CNDH issued a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute. It recommended that they collaborate in order to register the victims in the National Registry of Victims, and provide them with the psychological and/or thanatological attention they require. In addition, it requested that they impart a comprehensive course on training and education on human rights that considers the principles of accessibility, acceptability, availability and quality, related to the right to health protection; the course will deal with the Quick Reference Guide for Diagnosis and Treatment of Chronic Obstructive Disease; the NOM-015-SSA2- 2010, For the prevent events similar to those of the present case and tend to a culture of peace of the Mexican State.

# RECOMMENDATION

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

The CNDH sent a recommendation to Zoé Alejandro Robledo Aburto, general director of the Mexican Social Security Institute. It 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. Likewise, it requested that they send the certificates that accredit the payment of compensation for the death of one of the victims, in the terms set forth in the agreement issued by the Bipartite Commission for the Attention of the Rightful Beneficiaries of the Technical Council of the Mexican Social Security Institute on July 14, 2023.

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#### ON VIOLATIONS OF THE RIGHT TO LEGAL CERTAINTY, LEGALITY, EQUALITY, NONDISCRIMINATION IN THE WORKPLACE AND FREEDOM FROM VIOLENCE

The CNDH issued a recommendation to Diego Prieto Hernandez, general director of the National Institute of Anthropology and History. It recommended that they collaborate to register the victim in the National Registry of Victims, and provide her with the psychological care she requires. In addition, he requested that they impart a comprehensive training and education course on human rights with a gender perspective and the right to a life free of violence, the protection of women workers, specifically regarding the rights to legal security, legality, equality, non-discrimination in the workplace, as well as NOM-035-STPS-2018, Psychosocial risk factors at work, identification, analysis and prevention; aimed at the staff of the National Coordination of Museums and Exhibitions of the INAH.

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recommendation CC/2024

#### ON GRAVE VIOLATIONS OF THE HUMAN RIGHTS TO PERSONAL INTEGRITY AND DIGNIFIED TREATMENT, FOR CRUEL, INHUMAN AND DEGRADING TREATMENT

The CNDH issued a recommendation to Ricardo Trevilla Trejo, Secretary of National Defense. It recommended that they collaborate in order to register the victim in the National Registry of Victims and, if required, provide him with continuous medical and rehabilitative care until he reaches the highest level of physical healing possible. In addition, they must collaborate in the processing and follow-up of Preliminary Investigation 2, initiated for the acts of torture to the victim's detriment. This National Commission will contribute the present recommendation and the evidence supporting it to Preliminary Investigation 2, so that they may be taken into consideration in its processing and determination. Likewise, they should give a course emphasizing the emergency medical care that should be provided, up to the last sanitary step, to persons who, during apprehension actions, are injured.

# T2VG/2024

#### REGARDING SERIOUS VIOLATIONS OF THE HUMAN RIGHTS TO PERSONAL LIBERTY, TO PERSONAL INTEGRITY AND TO DIGNIFIED TREATMENT, DUE TO ACTS OF TORTURE

The CNDH sent a recommendation to Ricardo Trevilla Trejo, Secretary of National Defense. It recommended that they collaborate in order to register the victim in the National Registry of Victims, taking into consideration her condition as a person deprived of liberty, and to arrange psychological and/or psychiatric attention for her. It also requested that they collaborate with the competent authority in the presentation and follow-up of the complaint that this National Organism presents before the FGR against those responsible for the acts and omissions specified in this recommendation for the acts constituting torture to the detriment of the victim. It also recommended that they issue a circular emphasizing that all activities related to those described above should be carried out in strict compliance with the human rights recognized in the Political Constitution of the United Mexican States and international treaties, mainly in actions aimed at the prevention and eradication of torture and other cruel, inhuman or degrading treatment or punishment.

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#### ON SERIOUS VIOLATIONS OF THE HUMAN RIGHTS TO LEGAL SECURITY AND LEGALITY, TO INVIOLABILITY OF THE HOME AND PRIVACY, TO PERSONAL INTEGRITY AND SECURITY, TO PROTECTION OF LIFE AND TO DIGNIFIED TREATMENT

The CNDH issued a recommendation to Sergio Hernando Chavez García, Secretary of Public Security of the state of Tamaulipas. It recommended that they collaborate to register the victims in the National Registry of Victims, as well as the members of the families of the direct victims who prove to be indirect victims of the events that are the subject of the recommendation. It also requested that they be granted the medical, psychological and/or thanatological attention that they may require. It also recommended that, within the scope of its powers, the SSP of Tamaulipas issue a circular in which it emphasizes that all activities related to the arrest, detention and investigation of crimes must be carried out in strict compliance with the human rights recognized in the Political Constitution of the United Mexican States and international treaties, mainly in actions aimed at preventing and eradicating acts and omissions that violate legal security and legality, inviolability of the home and the right to privacy, common and essential principles governing the legitimate use of force and firearms, the officials or public servants in charge of enforcing the law, such as legality, consistency, opportunity and proportionality, respect for life and the prohibition of acts of torture and cruel, inhuman and degrading treatment.



## ACTIONS OF UNCONSTITUTIONALITY

#### UNCONSTITUNIOLALITY ACTIONS FILED DURING OCTOBER 2024

This month, the National Human Rights Commission filed 6 lawsuits of unconstitutionality, through which it challenged 6 general norms.



- » On October 04, 2024, the unconstitutionality action lawsuit 162/2024 was filed before the SCJN, promoted against article 624, section III, of the Civil Procedural Code for the Free and Sovereign State of Morelos, due to the fact that it transgresses the rights of persons with disabilities to choose their support systems and to equality and non-discrimination, and the obligation to respect, promote, protect and guarantee their human rights.
- On October 14, 2024, an action of unconstitutionality 168/2024 was filed before the SCJN, filed against Article 3, first paragraph, of Law Number 817 for Persons with Disabilities of the State of Guerrero, the foregoing on the grounds that it violates the rights to legal certainty and to equality and nondiscrimination, as well as the principle of legality.
- » On October 14, 2024, an action of unconstitutionality 169/2024 was filed

before the SCJN, filed against article 97, section I, in the normative portion "by birth and not acquiring another nationality", of the Law of Superior Auditing and Accountability for the State of Durango, considering that it violates the right to legal certainty and the principle of legality.

- » On October 18, 2024, an action of unconstitutionality 171/2024 was filed before the SCJN, filed against articles 61, paragraphs b), in the regulatory portion "and not having been sentenced guilty for any fraudulent crime", and d); as well as 73, sections I, in the regulatory portion "chiapaneco", and! (sic), of the Law of Constitutional Development of the Congress of the State of Chiapas, considering that the rights of equality and prohibition of discrimination and to hold public office are violated.
- » On October 23, 2024, an action of unconstitutionality 173/2024 was filed before the SCJN, filed against articles 1°, in the normative portion "but from the moment an individual is conceived, he/she enters under the protection of the present law", 15, section IX, in the normative portion "from conception", 27, 28, 29, 31, 32 and 33 of the Law for the Protection of Life for the State of Aguascalientes; as well as Articles 101, 103 and 196, last paragraph, of the Penal Code for the State of Aguascalientes. The above, because

they violate the rights of women and pregnant women to decide, to autonomy, to reproductive freedom, to legal security, to personal integrity, to human dignity, to free development of personality, to privacy, to decide the number of spacing of their daughters and/or sons, to life, to equality and prohibition of discrimination, to health, to prior, close and active consultation of persons with disabilities; principles of progressivity and non-regression, legality, constitutional supremacy and the obligation to promote, respect and protect human rights.

On October 23, 2024, an action of » unconstitutionality 174/2024 was filed before the SCJN, filed against articles 153, section VII, 355, 413, first paragraph, in the normative portion "or one or more persons with support measures and safeguards, in this case regardless of the age difference between the adopter and the adopted", 482, second paragraph, 484, in the normative portion 'or support and safeguard measure', 486, first paragraph, 487, 497 and 513, of the Civil Code of the State of Aquascalientes; This is because it is considered that the rights to legal certainty, to prior, close and active consultation of persons with disabilities, to form a family, to equality and non-discrimination, principles of legality and the best interest of the child are violated.

### PRONOUNCEMENTS

#### **PRONOUNCEMENT 33/2024**

THE CNDH CELEBRATES THE DECREE BY WHICH THE STATE RECOGNIZES THE MASSACRE OF STUDENTS ON OCTOBER 2, 1968 AS A STATE CRIME, AND SEES IN THE PUBLIC APOLOGY OFFERED AN ACT OF POLITICAL WILL TO BRING JUSTICE FOR PAST HUMAN RIGHTS VIOLATIONS

Since the beginning of the current administration, we at the National Human Rights Commission (CNDH) have upheld and defended the importance of the right to truth and access to justice for the construction of a more democratic, peaceful and humane society, which is why we believe that the recognition of these events is crucial to restore historical memory and move towards the justice sought for decades. The truth is fundamental to guarantee the non-repetition of events such as the one that took place on October 2, 1968, and to reaffirm the Mexican State's commitment to human rights.

The Commission welcomes the act of public apology that, on the occasion of the commemoration of the student massacre, was carried out, as the first act of government, by the President of the Republic, Claudia Sheinbaum Pardo, and the Secretary of the Interior, Rosa Icela Rodríguez Velázquez, as well as the signing of the decree recognizing this event as a crime against humanity for the use of State forces against a sector of the population, as part of the repressive and counterinsurgency policy that the authoritarian regime systematically implemented against political and social dissidence since the fifties of the last century.



Photograph of the Web

This act of recognition of the violence exercised by the government of Gustavo Díaz Ordaz is of great importance and contributes to the redress of the right to truth and to respond to the historical claims of the victims and their families, since during those years the students and social fighters were unjustly criminalized and pointed out as responsible for the massacre, under the accusation of trying to conspire against the Mexican State.

More information: https://goo.su/8y14W3J

#### **PRONOUNCEMENT 34/2024** RESPECTFUL EXHORTATION OF THE CNDH TO THE JUDICIAL POWER ON THE URGENCY OF DETERMINING THE LEGAL SITUATION OF THE WOMEN DEPRIVED OF LIBERTY IN CEFERESO 16

For the National Human Rights Commission, with the due respect that it reiterates to the autonomy of the Judicial Power of the Federation and the federal entities, it is fundamental to transcend political agendas and prioritize the human rights of the persons deprived of liberty and of those who are serving a sentence or awaiting a sentence, in order not to delay the tasks of the authorities responsible for guaranteeing them legal security in order to determine their particular situations.

Therefore, CNDH makes a respectful exhortation to the jurisdictional authorities of the Judicial Power of the Federation, and in the 31 federal entities, in order to urgently attend, guarantee and protect the right to legal security of women deprived of liberty in the Center for Social Readaptation CPS number 16 (Cefereso 16), given the lack of judicial certainty regarding various pending issues to be addressed and resolved. This situation only contributes to the anxiety and concern of the women deprived of their liberty, and aggravates their psychological conditions, because in addition to remaining in prison they are waiting, without certainty, for the resolution of their legal situation.

In view of the urgency of the conditions faced by the women deprived of their liberty in Cefereso 16, as well as for their families, it is of utmost relevance to remind the Judiciary of the Federation, and in the states, that the Political Constitution of the United Mexican States mandates -in its Article 17- that every person has the right to have justice administered by courts that will be expeditious to impart it in the terms and periods established by law, issuing their resolutions in a prompt, complete and impartial manner; Article 18 on the right to serve their sentences in centers close to their families.



Photograph of the Web

It should be recalled that, in recent months, the authority of Cefereso 16 has supported the transfer requests submitted by women deprived of their liberty to return to prisons closer to the place of residence of their families, and a significant number of transfers were made by those who submitted them to the judges responsible for their cases. Likewise, these transfers began at the beginning of 2024, as a measure to improve the living conditions of women deprived of their liberty. However, due to the delay in the issuance of sentences and resolutions by the judicial authorities, the transfers have been postponed, and this has been appravated now, due to the suspension of work that jurisdictional authorities have adopted, without measuring the consequences that this has on people and their human rights.

The CNDH is extremely concerned about the state of judicial neglect in which persons deprived of their liberty find themselves, which in the particular case of Cefereso 16 has extremely relevant implications for their personal integrity, and clearly affects their human rights.

The guarantee of legal security is a human right with respect to which the Supreme Court of Justice of the Nation has pronounced on several occasions, recognizing that it implies the certainty and predictability that the legal system must provide. Regarding the particular situation of the women deprived of liberty in Cefereso 16, we consider that not only their legal status is affected, but also their emotional and psychological condition.

More information: https://goo.su/IU600I



#### 289/2024 CNDH files ex officio a file and carries out urgent actions to locate Mixe activist Sandra Estéfana Domínguez Martínez and her husband Alexander Hernández Hernández, in Oaxaca

The National Human Rights Commission (CNDH) informs the public that, after receiving the communication from the "Oaxaca Consortium: Working for a Life in Freedom for Women", on October 15, the necessary actions were immediately activated to locate the Mixe activist Sandra Estéfana Domínguez Martínez and her husband, Alexander Hernández Hernández, who have been missing since October 4 of this year (their last location was in the community of María Lombardo de Caso, in the municipality of San Juan Cotzcon Mixe, Oaxaca).

As part of the firm commitment to the search and clarification of the facts, this CNDH has initiated direct steps and has already made requests for information to various authorities, and will continue the necessary actions, in accordance with its powers, to assist in the location alive of both persons. This work has been formalized through an agreement issued by the president of this CNDH, ordering the ex officio filing of the investigation.

The CNDH reaffirms its willingness to urgently manage the collaboration of all authorities that may have relevant information. This case is a high priority for the CNDH, due to its impact on the fight against gender violence and the defense of human rights in Oaxaca. In the last three years, this is the third disappearance of a female activist in the region, underscoring the seriousness of the situation and the urgency of immediate and coordinated action.

More information: https://goo.su/qRpBJ6

#### 291/2024 CNDH requests protection measures for family members of Tzotzil parish priest and human rights defender Marcelo Perez Perez and takes over the case

On October 20, Marcelo Pérez Pérez, activist, defender of indigenous peoples and Tsotsil priest, who was pastor of the parish of Cuxtitali, in San Cristóbal de las Casas, Chiapas, was murdered. Pérez Pérez had been threatened for his work as a mediator and peace promoter; he confronted the interethnic violence and criminal economy that has emerged in the Pantelhó area of Chiapas. He was a tireless fighter for truth and justice in the region.

As a result of these unfortunate events, the National Human Rights Commission (CNDH) requested the Mechanism for the Protection of Human Rights Defenders to grant precautionary measures to protect the activist's family members, who could be at risk after the murder.

Likewise, the CNDH has filed the case file ex officio, will remain attentive to the development of the investigation carried out by the competent authorities and will issue the corresponding resolutions at the appropriate time.

The CNDH has highlighted in its diagnosis on the scope of the "Protection Mechanism for Human Rights Defenders and Journalists" the importance of combating aggressions against journalists and defenders through effective preventive actions, expeditious and exhaustive investigations that ensure access to justice and the punishment of those responsible, preventing them from going unpunished. Therefore, we respectfully urge the authorities of the state of Chiapas to carry out a diligent investigation to clarify the murder of Marcelo Pérez Pérez, and to take into consideration, in the lines of investigation, his work as a human rights defender.

More information: https://goo.su/6YTwO3

#### 295/2024 CNDH withdraws complaint before civic judge for administrative infractions

The National Human Rights Commission (CNDH) publicly informs that President Rosario Piedra Ibarra has instructed the Coordination of Follow-up of Recommendations and Legal Affairs to withdraw the complaint filed before a civic judge regarding the damage to the façade of the public building of the Marco Antonio Lanz Galera headquarters, by a group of legislators of the National Action Party (PAN) who appeared in the past days demanding, with disqualifications and verbal aggressions, the filing of an action of unconstitutionality against the reform of the Judicial Power.

This determination has been taken with the purpose of not creating a bad atmosphere and to build bridges of dialogue, even with those who attack and denigrate us.

From the CNDH we reiterate our total attachment to the Rule of Law and the guarantee of the human rights of the citizens who come to any of our offices in search of protection and defense of their violated rights; but it is forceful in affirming that it is not by means of aggression or political violence that we will be able to build the country that most Mexicans desire.

More information: https://goo.su/ykKg



Defendemos al Pueblo