



Newsletter

FEBRUARY, 2014



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The voice of the President

Remarks by Doctor Raul Plascencia Villanueva, president of the National Human Rights Commission, during the ceremony of creation of the Centro de los Mexicanos en la Globalization of St. Mary's University in San Antonio, Texas.



Mexico City, February 18th, 2014

Doctor Robert Rosas, Director of the International Programs of St. Mary's University in San Antonio Texas;

It is a pleasure to participate as witness of honor at the formal incorporation of the "Centro de los Mexicanos en la Globalización". I want to congratulate you to encourage this initiative with a mission of convergence of actions to abroad Mexicans benefit, as well as to watch over the respect, dignity and welfare of migrants. Besides, it looks to preserve cultural values, to hold on to our roots with future generations, as well as to fellow nationals abroad reintegrating to Mexico at their migratory cycle ending.

The view of this Center is to position itself in a global level as a representative organization of the Mexicans living out

of our country to promote their welfare and to emerge as global citizens and responsible. Also, to become a benchmark in the international migratory issue and development within globalization era.

Even though human rights recognition fits in this worldwide logic, within basis of the Universal Declaration of Human Rights, and a numerous of agreements and international instruments, unfortunately, the State hasn't achieved to ensure principles in force and values of this basic rights of people.

As President of the National Human Rights Commission and of the Ibero-American Ombudsman Federation, I do believe that this matter is the ideal common resultant by involving in its promotion and defence all individuals and public institutions, no matter political boundaries or ideological.

It is a principle in my leadership, to boost agreements and labour covenants with public servants of all ambits and with organizations in the society and working groups like the one represented by you.

Ladies and Gentlemen:

To foster the ties of solidarity and collaboration with social groups is an strategic matter. You represent spaces for reflection and collective action, allowing to reproduce and project to society information and teaching promoting within citizens cultural adoption of rights that the constitutional order and international agreements recognize and protect.

Ladies and Gentlemen:

I thank this group of Mexicans living in the United States and Canada, for granting me this recognition for the work at the head of the National Commission of Human Rights. It represents a distinction that makes me proud and it is a great incentive to continue safeguarding labour and to promote human dignity.

Lastly, I reiterate to you that the National Human Rights Commission will be always with you in any activity, aiming to defend and promote person's rights.

Thank you.

<http://www.cndh.org.mx/sites/all/fuentes/documentos/PalabrasRPV/20140218.pdf>



Event of the month

General Collaboration Agreement signing with the Universidad Panamericana



Doctor Raul Plascencia Villanueva, president of the National Human Rights Commission, signed a collaboration agreement with the rector of the Universidad Panamericana, Hector Alfonso Bolio Arciniega. At the event there were present Oscar Elizundia Treviño, Technical Secretary of the CNDH; Jacinto Valdez Martinez, General Secretary of the UP; Luis Bonner de la Mora, Rector of Mexico City Campus; Luis García Lopez Guerrero, First General Visitor of the CNDH, and Pedro Creuheras Vallcorba, Academic Vice-rector of Mexico City Campus.



THE CNDH SIGNED AGREEMENT WITH INSYDE TO GENERATE ACTIONS IN BENEFIT OF THE IMMIGRANT POPULATION'S HUMAN RIGHTS

CGCP/035/14

February 4th, 2014



To the president of the CNDH, it is time not only for authorities, but also for the Mexican society, to understand that migrants crossing our country are carrying with them all their rights and the mechanisms to protect them.

While signing of the collaboration agreement between the CNDH and the Institute for Security and Democracy

(Spanish acronym-INSYDE), the national Ombudsman reconfirmed the National Commission commitment to work shoulder to shoulder with social organizations. Before Doctor Ernesto Lopez Portillo Vargas, executive director of the INSYDE, with whom agreement was signed at the facilities of the CNDH, Plascencia Villanueva noted to insist in the need to promote immediate action, integral and coordinated to maintain safe migrants'

rights. The national Ombudsman highlighted to consolidate promotion mechanisms and dissemination on these topics at public places and private; intention, he said, it is to generate prevention actions, awareness, and in its case, to document human rights violations to migrant population.

http://www.cndh.org.mx/sites/all/fuentes/documentos/Comunicados/2014/COM_2014_035.pdf

THE CNDH CELEBRATES THAT THE MEXICAN SENATE WITHDREW LEGAL RESERVATIONS ON INTERNATIONAL REFUGEE MATTERS

CGCP/040/14

February 9th, 2014

The national Ombudsman, celebrated that, at following up the long tradition on asylum matter developed by our country, on last February 6th, the plenum of the Senate will support the withdrawal uncertainties written in the article 32 of the Convention relating to the Status of Refugees, relating to Article 33 of the Political Constitution of the United Mexican States, reformed on June 2011.

With the uncertainties be-

ing withdrew the Mexican State should not eject legal refugees in national territory to be not by safety reasons or of public order, and in all cases decision will be according to due process, rendering current legal procedures, and without prejudices to observance of the principle of non-refoulement.

The CNDH will be pending for this report development, already submitted to the Federal Executive for the correspondent constitutional effects.

This National Commission works in favor of the hu-

man rights promotion and respect of the persons requesting recognition on their refugee condition or to complementary protection, as well as to those to whom the Mexican State already has recognized such rights.

The national Ombudsman remembered that the Constitutional Reform on Human Rights Matter, published on 2011, brought to constitutional rank right to request asylum.

http://www.cndh.org.mx/sites/all/fuentes/documentos/Comunicados/2014/COM_2014_040.pdf

THE CNDH INVESTIGATES DISAPPEARANCE OF THE FRENCH-AMERICAN MOTORCYCLIST AT ROADS IN MICHOACAN

CGCP/041/14

February 10th, 2014

The CNDH, began ex-officio complaint to investigate alleged human rights violations, committed against a French American citizen, from New York, who disappeared on last January 25th while travelling in his

motorcycle at roads in Michoacan.



In order to gather sufficient evidence assistant visitors of this autonomous public

Organism visited the entity. Once investigation is concluded and after analysis and assessment of the evidences, this national Organism will issue determination pursuant to law.

http://www.cndh.org.mx/sites/all/fuentes/documentos/Comunicados/2014/COM_2014_041.pdf

TO ERADICATE CHILD LABOUR, SOCIETY SHOULD BE AWARE AND AVOID USE OF THOSE WORKERS

CGCP/048/14

February 17th 2014

To eradicate child labour multiplying in our country, the CNDH, calls upon society to be aware and take consciousness to avoid using this underage workers. It considers necessary to adopt new measures to respect what rules the law and to ensure education access, medical care and full development.

The National Commission has encouraged several activities to enforce public policies observance within matter of child rights protection and defense who in a very early aged are in

labour markets. Through the Program on Children's Affairs and Family, the CNDH develops the National Campaign to discourage Child Labour! Small hand is not fair!. With conferences, forums and talks, addressed to boys and girls, rights granted to them by the Constitution and the international legal order are disseminated, that they must learn to demand; also they are indicated about the institutions in charge of their protection.

Orientation consists to avoid them suffering exploitation or to be obliged to carry out tasks endangering their health, dignity, welfare and that impede

to attend school or to abandon it prematurely. Employers take advantage of their need to work to cover their basic needs and to contribute with family expenses, at excessive working days, many times in dangerous places and unhealthy where they can suffer accidents, injuries or illnesses.



http://www.cndh.org.mx/sites/all/fuentes/documentos/Comunicados/2014/COM_2014_048.pdf

THE CNDH WELCOMES THE SUPREME COURT OF JUSTICE OF THE NATION RESOLUTION ON THE ARRAIGO (TYPE OF INFORMAL DETENTION)

CGCP/058/14

27 February 27th, 2014

The CNDH expresses its welcoming to resolution of the Supreme Court of Justice of the Nation, in which neither any State of the Republic, nor Mexico City, have the powers to legislate in the arraigo matter. The aforementioned derived to Unconstitutional Actions promoted by the National Human Rights Commission against the executive and legislative branches of the States of Aguascalientes and Hidalgo, that have reformed articles 291 of the penal legislation and 132 of the Code of Criminal Procedures respectively allowing to local authority use of arraigo in serious crimes.

With this the 32 entities in the country are forced to stop approving laws in the matter.

The National Commission relied upon that with those reforms consisting with the arraigo application infringed articles 7 and 8 of the American Convention on Human Rights and 9 of the International Agreement of Civil and Political Rights.

Also, there were infringed articles 3,9 and 13 of the Universal Declaration of Human Rights, all which protect rights to personal freedom and to prior hearing; as well as the principles pro-person, public safety, lawfulness, presumption of innocence, arbitrary detentions prohibition and due process.


This autonomous public Organ-

ism looks after that with this determination of the maximum court to country's citizens protection of human rights and that safety will be executed, where it considers that the legal regulation that authorize arraigo as a limiting measure to personal freedom and to transit of persons, turns in consequence, infringement of the cited human rights.

http://www.cndh.org.mx/sites/all/fuentes/documentos/Comunicados/2014/COM_2014_058.pdf


RECOMMENDATIONS

a) Federal Government

Authority	Matter	
<p data-bbox="516 380 740 495">National Safety Commission (Spanish acronym– CNS)</p> 	<p data-bbox="776 411 1117 625">Rights infringement to personal integrity and a dignified treatment in detriment to V1, inmate at the Federal Centre of Social Rehabilitation number 1 “Altiplano”, in Almoloya de Juarez, State of Mexico</p>	<p data-bbox="1144 506 1318 562"><u>Recomendación 4/2014</u></p>



b) Federative Entities

Authority	Matter	
<p data-bbox="751 1255 1044 1339">City Council of Alvarado, Veracruz De Ignacio De La Llave</p> 	<p data-bbox="1076 1360 1326 1417">Impugnation Appeal of V1</p>	<p data-bbox="1359 1360 1531 1417"><u>Recomendación 5/2014</u></p>

ARTICLE OF THE MONTH

JOURNALISM AND HUMAN RIGHTS

“Ethic should go together with journalism, just like the hum to the hornet” Gabriel García Márquez

By Juan Almdares,
Executive Director of
CPTRT

Writing and communicating are complex tasks requiring not only creative talent, but the disposition to challenge to turn the tangible to intangible and to make visible what is not at the light of the truth to the society where predomi-

notes the turbidity of social injustice. The journalist field and of social communication has an endless and innovating richness which becomes from a news, narrative, investigation, pedagogic sense, poetic and the expression not only the esthetic one but of the critical conscious on every-day life, and the political and social sceneries of the current system.

However the most complex and challenging for journalists is to be coherent within the true incorruptible story that defends life, gender, culture, dignity, the rights of the territory and of the Mother Earth.

To be coherent means never to bow down brain, heart, and consciousness before the capitalist system interests that has torn up our territory's life and forced our compatriots to immigrate to the North and be treated with the most brutal racism, discrimination in social class and gender.

<http://site.adital.com.br/site/noticia.php?lang=ES&cod=79496>



THE BOOK OF THE MONTH

Understanding the Constitutional Reform in Human Right; Matter

Jhenny Judith Bernal Arellano
Publisher: Porrúa
Format: Rustic
Edition: 1

Year: 2014
Pages: 80



The Reform to the Political Constitution of the United Mexican States of the 10th of June 2011 in matter of Human Rights has set a great advance at the Mexican legal system. It is one of most important reforms that have occurred in the constitutional text since it has been in force up to date.

The latter, will profoundly change the way to understand, interpret and apply human rights, now, among

other things, it looks that particularly impact the function of the legal operators, mainly to the human rights defenders, jurisdictional operators or not jurisdictional, thus at public servants activities.

<https://www.porrua.mx/pagina-interior.php?id=838941>



Newsletter

**The CNDH
Defends and Protects your Rights**

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