



Comisión Nacional de los Derechos Humanos

México

Recommendation 008/2010

The following is a synopsis of the recommendation emitted by the CNDH . The complete version may be consulted on this institution's web page.

Mexico, D. F., 22nd of February 2010

Case: Inmates of the state Social Reinsertion Center of Ciudad Juarez, Chihuahua.

Responsible Authority:

Constitutional Government of the State of Chihuahua

The Mexican National Human Rights Commission emitted Recommendation 08/2010, relating to the complaint received by the National Commission on the 4th of March 2009 in favor of the inmates of the state Social Reinsertion Center of Ciudad Juarez, due to the fact that an uprising took place there on that day, causing the intervention of different police forces which resulted in the death of several inmates and the wounding of others.

From the logical-juridical analysis performed on the certificates which make up the file, the National Commission came to the conclusion that the rights to personal safety, life, legality and legal certainty, worthy treatment and social reinsertion were infringed to the detriment of the inmates of the state Social Reinsertion Center of Ciudad Juarez. This was caused because the authorities in charge of this facility, who were involved in the events currently being discussed, did not effectively carry out their obligation to guarantee the respect of the physical and mental integrity of the inmates nor did they comply with their obligation to provide adequate conditions for their social reinsertion.

The National Commission recommended proceeding with the reparation of the damage caused to the relatives of the inmates who died in the state Social Reinsertion Center of Ciudad Juarez, Chihuahua, as a result of the institutional responsibility which personnel of the Secretary of Public Safety of the mentioned federative entity are liable to.

The order is given to notify the corresponding internal control body, with the goal of initiating and resolving, in accordance with the law, an investigation to establish the administrative responsibilities that personnel from the Secretary of Public Safety of the State of Chihuahua may be liable to, due to the omissions which gave way to the clash between inmates on the 4th of March 2009.

The corresponding agent of the Public Ministry is notified so that, in accordance with his faculties and attributions, he investigates the behavior of the civil servants

of the mentioned penitentiary facilities in order to determine if their actions constituted a crime to the detriment of the offended.

Ordering whomever it may concern to assign enough trained Security and Custody personnel to cover the needs of the state Social Reinsertion Center in question, with the main objective of guaranteeing the human rights of inmates.

Instructing whomever it may concern so that a guidebook of adequate procedures for the intervention by personnel of the Secretary of Public Safety of the State of Chihuahua during emergencies or uprisings within detention centers is issued as soon as possible, aiming to guarantee the unrestricted respect of human rights.

Ordering whomever it may concern so that continuous training is provided to personnel of the Secretary of Public Safety of the State of Chihuahua on how to respond to emergencies or uprisings within detention centers with the goal of guaranteeing the unrestricted respect of human rights.