



# Comisión Nacional de los Derechos Humanos

## México

### **Recommendation 54/2011**

*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 City, October 1st, 2011**

**SUBJECT: ABOUT THE CASE OF V2**

**AUTHORITY RESPONSIBLE: CONSTITUTIONAL GOVERNOR OF THE STATE OF CHIHUAHUA**

As a result of "V1"'s murder, which took place on October 8th 2009 in Nuevo Casas Grandes, Chihuahua, on the 12th day of the same month and year, staff from the National Commission was in touch with "V2", who requested the enforcement of precautionary measures to ensure her safety and physical integrity and that of her family. These measures were requested from the government of the state of Chihuahua; subsequently, it was discovered that "V2" was killed by an armed group on November 5th 2009. This led to the initiation of prior investigation "AP3" at the District Attorney's Office of the previously mentioned federative entity, inquiry which is currently being processed, whilst the whereabouts of "V2" are still unknown.

From the logical juridical analysis of the events and evidences which constitute complaint file CNDH/5/2009/4790/Q, detailed in the preceding paragraphs, it was determined that the government of the state of Chihuahua's authorities infringed upon the human rights to legal certainty and to personal safety and integrity to the detriment of "V2".

In response to these events, the Mexican National Human Rights Commission considers it necessary to issue the following **Recommendations**:

**To you, the Constitutional Governor of the state of Chihuahua:**

**First.** Instruct whoever is responsible so that the necessary steps are taken to repair the damage brought upon "T" in light of the considerations set forth in this recommendation. This must be done through the medical and psychological aid needed to reestablish the victim's physical and mental health. Proof of compliance must be sent to the National Commission.

**Second.** Issue instructions so that whoever is responsible expedites and lawfully concludes the prior investigation related to "V2" being deprived of her freedom and so that all of the necessary actions are executed to locate her. The National Commission must be informed about the way the prosecuting authority's investigation is handled.

**Third.** Issue instructions for whoever it may concern to amply collaborate with the filing and follow-up of the declaration of events which the national commission presents to the District Attorney's Office of the state of Chihuahua in response to the omissions of the civil servants who did not efficiently implement the safety and protection measures in favor of "V2" and her family. This must be done so that it can begin the prior investigation required by law in accordance with its jurisdiction, given that the actions of federal civil servants caused this recommendation. Any proof of compliance requested must be sent to the national commission.

**Fourth.** Issue an official missive targeting all of the authorities which depend on your administration in order for them to comply with the implementation of precautionary measures requested by human rights protecting institutions in the future, thus avoiding situations similar to those described within this recommendation.

**Fifth.** Instruct whomever it may concern to collaborate with the Mexican National Human Rights Commission in the administrative procedure of investigation initiated before the General Comptrollership of the state of Chihuahua in light of the considerations expressed in this recommendation. Proof of compliance must be sent as requested.

**Sixth.** Proceed to issue instruction for whoever is responsible in order to design a Comprehensive Educational Program on Human Rights targeting all of the staff of the state government of Chihuahua, including middle and upper ranks. This aims to make the duties they perform in accordance with their faculties strictly legal and respectful of human rights. Proof of compliance must be sent to the National Commission.