



Comisión Nacional de los Derechos Humanos

México

Recommendation 65/2011

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, November 9th, 2011

SUBJECT: ABOUT THE CASE OF THE FORMER CIVIL SERVANTS AT THE CIENGUILLAS SOCIAL RE-ADAPTATION CENTER IN ZACATECAS

AUTHORITY RESPONSIBLE: SECRETARY OF FEDERAL PUBLIC SAFETY

On June 24th 2009, the complaint filed by Q1, Q2, Q3, Q4, Q5, Q6, Q7 and Q8 was received by the national commission, in it, they declared that former civil servants assigned to the *Cieneguillas* Social Re-Adaptation Center in Zacatecas up until the 16th of May of that year, were subject to maltreatment during their detention and arrest.

From the logical juridical analysis of the evidence which makes up the file it was confirmed that the human rights of V1, V2, V3, V4, V5, V6, V7, V8, V9, V10, V11, V12, V13, V14, V15, V16, V17, V18, V19, V20, V21 and V22 were violated, specially the right to proper treatment, by AR1 and AR2, who body searched them before getting them out of the Zacatecas Institute of Sport (INDEZ) and taking them to the aforementioned center.

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

To you, Mr. Secretary of Federal Public Safety:

First. Issue instructions so that the damage caused to V1, V2, V3, V4, V5, V6, V7, V8, V9, V10, V11, V12, V13, V14, V15, V16, V17, V18, V19, V20, V21 and V22 is repaired by means of the psychological aid needed to return their psychological state to the way it was before their human rights were violated, as per the considerations mentioned within the recommendation at hand. Proof of compliance must be sent to the National Commission.

Second. Amply collaborate with the National Commission during the initiation and processing of the complaint which the commission presents before the Internal Affairs Department of the Federal Police in order for it to investigate the behavior of AR1, AR2, AR3, AR4 and AR5, in accordance with its jurisdiction and the powers entrusted to it, to determine if their actions incurred in an administrative responsibility. Any evidence requested must be sent to the national commission together with proof of compliance.

Third. Generously collaborate with the National Commission during the initiation and assembly of the preliminary investigation derived from the declaration of events which the Mexican National Human Rights Commission files before the agent of the Public Prosecutor's Office of the Office of the General Attorney against AR1, AR2, AR3, AR4 and AR5. Proof of compliance must be sent to the commission.

Fourth. Instruct whomever it may concern so that civil servants assigned to the Federal Police eliminate the execution of humiliating body searches on detainees. Proof of compliance must be sent to the commission.

Fifth. Train the Federal Police officers who perform body searches on detainees or persons about to be transferred, thus ensuring the uttermost respect for personal dignity and avoiding any discomfort which may infringe upon their human rights. Proof of compliance must be sent to the national commission.

Sixth. Provide the Federal Police officers who perform body searches on detainees or persons about to be transferred with the commercially available equipment and technology for the detection of forbidden substances and objects and train them on how to use them as soon as possible. Proof of compliance must be sent to the National Commission.