



Comisión Nacional de los Derechos Humanos

México

Recommendation 70/2011

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 30th, 2011

MATTER: ON THE CASE OF VIOLATIONS OF THE RIGHTS TO HONOR, PRIVATE LIFE AND PROTECTION OF PERSONAL INFORMATION OF V1 BY THE FEDERAL ELECTRICITY COMMISSION.

RESPONSIBLE AUTHORITY: DIRECTOR GENERAL OF THE FEDERAL ELECTRICITY COMMISSION

The National Human Rights Commission examined the elements and evidence contained in file CNDH/2/2011/3010/Q related to the case of V1, who worked in the Federal Electricity Commission and suffered a labor accident that took his life. The public enterprise issued a "Mortal Accident Bulletin" in which it was determined that the victim caused the accident by not taking adequate security measures, besides declaring emotional issues that resulted in the accident. After analyzing the file, this Commission observes that public officers of the Federal Electricity Commission violated V1's rights to honor, private life and protection of personal information, provided for in article 6, paragraph 1, section II; article 7, 1st paragraph; and article 16, 2nd paragraph of the Mexican Constitution; article 11.2 and 13.2a) of the American Convention on Human Rights; article V of the American Declaration of the Rights and Duties of Man; 17 and 19.3a) of the International Covenant on civil and Political Rights; and article 12 of the Universal Declaration of Human Rights, by determining V1's responsibility without complying with the constitutional requirements for the exercise of freedom of information and by wrongfully providing his personal information. Based on this, the CNDH issued Recommendation 70/2011.

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