

NEWSLETTER #5: HUMAN RIGHTS IN THE CONTEXT OF THE NATIONAL STRIKE 2021

April 28 to May 17 – Last Update: May 16, 2021 at 23:59

Expedition Time: 1 PM Approx. May 18, 2021

* (Figures subject to variation due to permanent updating of information)



El futuro
es de todos

Consejería Presidencial
para los derechos humanos
y asuntos internacionales

HUMAN RIGHTS



RIGHT TO PEACEFUL ASSEMBLY

5,866 social manifestation activities / participation of 1,219,611 people

- 3,859 rallies,
- 1,584 marches,
- 406 mobilizations
- 17 assemblies
- in 784 municipalities,
- in 32 departments

-Source: National Police. Balance Sheet - National Strike 2021 (April 28 to May 17, 2021) - Received: May 18, 2021 – 06:00 a.m.

-Source: Ministry of Defense. Balance Sheet - National Strike 2021 (April 28 to May 17, 2021 – Latest Update May 17, 2021 at 23.59) - Received: May 18, 2021 – 10:20am



RIGHT TO LIFE

42 reports of people deceased by the Ombudsman's Office

As of 17 May 2021, the Public Prosecutor's Office has established:

- 15 cases related to manifestations
- 16 have no nexus to manifestations
- 4 clarified cases (3 attributable to Public Force and 1 to individuals)
- 11 in the process of verification

*Death of one (1) newborn in ambulance due to road blockages and risk to the mother.

Source: Office of the Attorney General of the Nation. May 17, 2021.



RIGHT TO HUMANE TREATMENT

- 802 Civilians injured.
- 941 Uniformed Persons injured.
- 8 Uniformed Persons remain in the hospital.

-Source: National Police. Balance Sheet - National Strike 2021 (April 28 to May 17, 2021) - Received: May 18, 2021 – 06:00 a.m.

-Source: Ministry of Defense. Balance Sheet - National Strike 2021 (April 28 to May 17, 2021 – Latest Update May 17, 2021 at 23.59) - Received: May 18, 2021 – 10:20am



RIGHT TO FREEDOM

548 Persons Reported for Location

- 261 people located
- 134 search mechanism urgent assets
- 1 formal complaints by the crime of disappearance

Source: Office of the Attorney General of the Nation. May 17, 2021.

- 2.657 transferred for protection

Source: Ministry of Defense. Balance Sheet - National Strike 2021 (April 28 to May 17, 2021 – Latest Update May 17, 2021 at 23.59) - Received: May 18, 2021 – 10:20 am.



RIGHT TO A FAIR TRIAL

135 Investigations for alleged disciplinary misconduct in the National Police of Colombia

- 63 for abuse of authority
- 28 for physical aggression
- 10 for homicide
- 13 for personal injury
- 21 for other conducts

• 30 disciplinary investigations in Procurator General's Office

• 20 Criminal investigations in the Attorney General's Office of the Nation

• 32 investigations in Military Criminal Justice.

Source: Ministry of Defense. Balance Sheet - National Strike 2021 (April 28 to May 17, 2021 – Latest Update May 17, 2021 at 23.59) - Received: May 18, 2021 – 10:20am.



RIGHT TO FOOD

- For preschool, elementary and middle school children: The blockades have impacted more than 3.5 million children in the school feeding program

Source: Minister of Education Maria Victoria Angulo - Plenary Session of the House of Representatives - National Contingency May 12, 2021.



RIGHT TO HEALTH

(Source: National Institute of Health. Report 05-17-2021 6:50 p.m.)

Covid-19 situation

- 107,971 Active Cases
- 12,984 New Confirmed Cases
- 509 New Deaths Reported distributed as follows:
 - 458 May
 - 40 April
 - March 7, February 3 and January 1

AFFECTIONS TO THE RIGHT TO PROPERTY (A property that has been destroyed or incinerated is considered to be affected).

1,312 PRIVATE GOODS



- 429 Bank branches affected
- 412 ATMs
- 326 Commercial establishments and hotels
- 89 Service stations
- 40 Private vehicles
- 13 Private motorcycles
- 02 Religious institutions
- 01 Hotel

1,612 PUBLIC GOODS



- 1,091 Public transportation vehicles
- 180 Public transportation stations
- 110 Security cameras
- 95 Government infrastructure
- 40 Photo ticket cameras
- 43 Traffic lights
- 28 Toll booths affected
- 19 Cultural goods
- 04 Weighing scales
- 02 Critical infrastructure (Bridge)

555 POLICE PROPERTY



- 441 Institutional Vehicles
- 90 CAI
- 09 Stations
- 04 Sub Stations
- 03 Police Districts
- 02 Control Posts
- 02 PONAL unit
- 01 Regional Command
- 01 Criminal Investigation Section
- 01 School of Criminal Investigation
- 01 Health Dispensary



HUMAN RIGHTS AFFECTED BY BLOCKADES (1,905 blockades) AND THOSE WHO DO NOT PARTICIPATE IN THE SOCIAL PROTESTS

1

RIGHT TO LIFE

- ❖ Death of patients for not allowing ambulances to pass.
- ❖ The blockades have generated confrontations that have resulted in attempts on the lives of several people.

2

RIGHT TO FOOD

- ❖ Negative effects on food production, distribution and sales.
- ❖ Shortages in supermarkets.
- ❖ Price increases.
- ❖ Need to dispose of food due to transportation and supply problems.

3

RIGHT TO HEALTH

- ❖ Shortage of medical supplies.
- ❖ Ambulances have not been allowed to pass.
- ❖ Difficult mobilization to health care centers puts the lives of patients at risk (especially cancer and renal failure patients).

4

RIGHT TO MOBILITY

- ❖ Vehicles are not allowed to pass freely within the city; illegal tolls are being imposed.
- ❖ Vehicles are not allowed to pass freely between municipalities and departments.
- ❖ Public transportation vehicles are vandalized and exclusive roads for their mobility are blocked.
- ❖ Transportation supplies are not allowed to enter.
- ❖ People are having difficulties returning to their homes.

5

RIGHT TO ECONOMIC, SOCIAL AND CULTURAL DEVELOPMENT

- ❖ The blockades generate that several economic sectors are extremely affected to continue developing.
- ❖ In addition to the social and economic crisis caused by the Covid-19 pandemic, there are serious effects of the national strike.
- ❖ Acts of vandalism, damage to the public transportation system, violent confrontations and road blockades have deeply affected our society and the productive sector.

6

RIGHT TO WORK

- ❖ People are finding it difficult to reach their workplaces.
- ❖ Due to the high economic losses in several sectors, layoffs and company closures have had to be made.

7

RIGHT TO WATER AND SANITATION

- ❖ Because of the blockades, utility companies have reported that there is a possibility of running out of supplies to make water potable.

The economic cost of a day of demonstrations is \$ **484.8 billion**.

About \$ 6.2 million since the start of the protests.

Sectors most affected:

Trade \$ 123 billion
Transportation: \$ 53 billion
Accommodation: \$ 41 billion.
Agro: \$ 26 billion
Manufacturing: \$ 41 billion
Construction (Housing and public works): \$ 26 billion

The devaluation and the increase in the rates at which they lend to the country would increase the public debt by \$ 1.28 trillion this year.

-8.2 million transfers to the poorest households.
- 3.5 million payroll subsidies.

Since the strike began, the exchange rate has increased by \$ 135.5 pesos on average, and the rates of the 5 and 9-year TES increased 78 and 48 basis points respectively.

Sectors at risk:

Hass avocado: \$ 15 billion
Panela: \$ 1.3 billion
Rice: 350 thousand hectares
Banana: US \$ 2,692
Coffee: \$ 65 million
Fish: \$ 32 billion and US \$ 90 million in exports.

Source: Minhacienda

The Aqueduct, Water and Sewerage company of the city of Bogotá informed the public that there are problems in the transportation of supplies to make water drinkable.



RELATIONSHIP BETWEEN RIGHTS AND DUTIES

“The rights of each person are limited by the rights of others, by the security of all and by the just demands of the general welfare, in a democratic society.”
 Art. 32 of the American Convention on Human Rights.

82,183 corrective measures for violations of the National Code of Coexistence and Citizen Security, Law 1801 of 2016. Among them, the following stand out:



39,886

For non-compliance, disrespect and lack of knowledge of police orders.

18,988

Por bearing arms, Sharp, pointed or similar elements.

3,141

For fighting, inciting or incurring in violent confrontations that may lead to aggression.

3,064

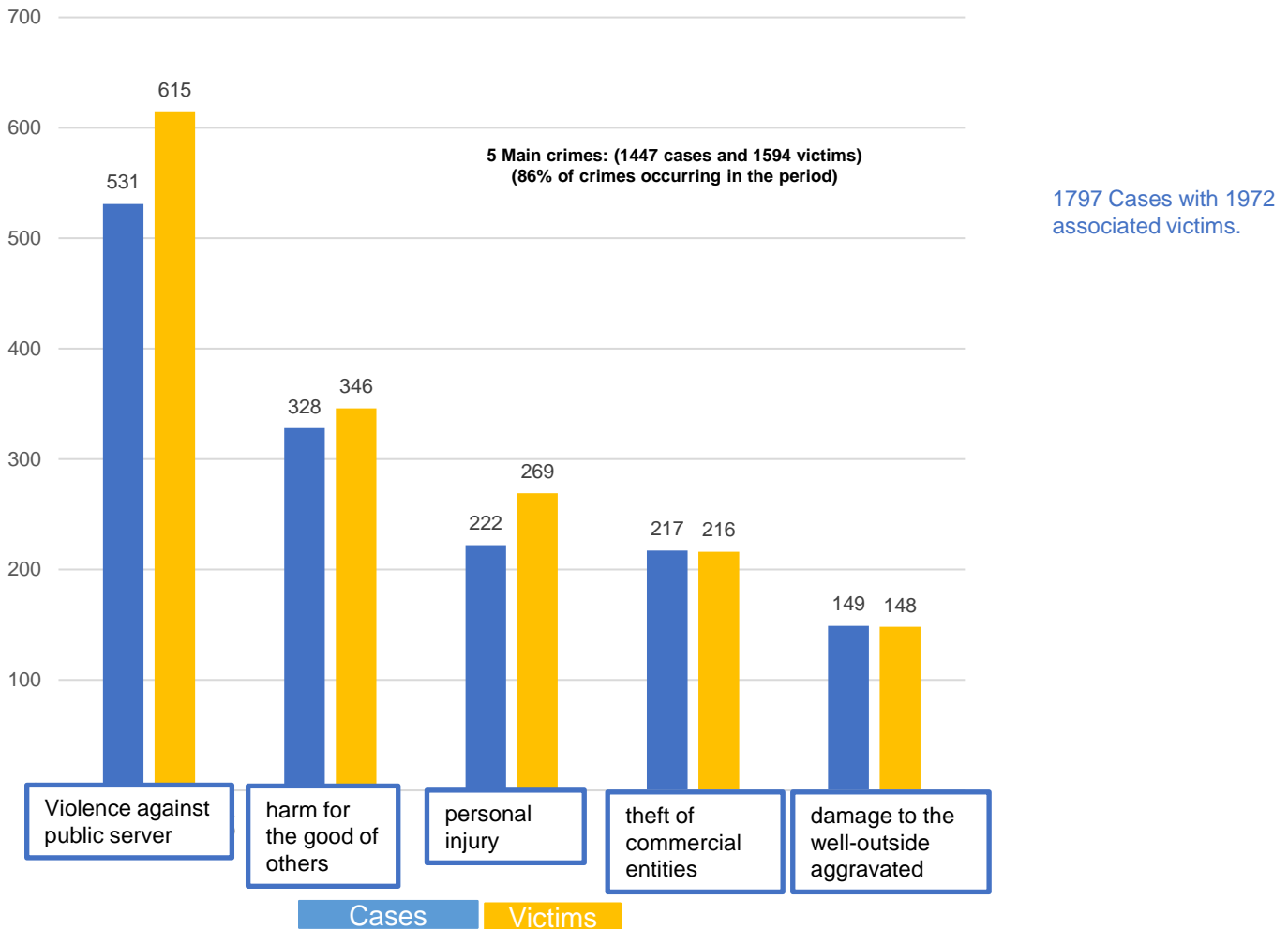
For evading the payment of a fare, validation or ticket for public transportation services.

CASES



VICTIMS

CASES AND VICTIMS ASSOCIATED WITH MARCHES/PAROS/MANIFESTATIONS PERIOD FROM APRIL 28 TO MAY 14, 2021 – Source: Criminal Investigation Directorate and Interpol Crime Information Group





OFFICE OF THE ATTORNEY GENERAL OF THE NATION (Source: Office of the Attorney General of the Nation. Main Results Judicial PMU. May 17, 2021 - Received: 17-May-2021, 7pm)

The Attorney General's Office has carried out a total of*:

160

Allegations



49

Arrest warrants



643

Crime News Releases



- Prioritization **278 cases** of people listed as **victims of abuse of authority and personal injury**.
- Appointment of **more than 35 teams** throughout the national territory, with judicial police from the CTI, SIJIN and Forensic Medicine to carry out investigations in context, **strengthening those situations with the greatest impact on the civilian population**.

Main results:

1. **Judicialization against leaders of the ELN and Dagoberto Ramos** associated with terrorism, **due to the events that occurred in the city of Cali**.
2. Due to damage to the toll infrastructure, there are 9 people captured who already have an insurance measure.
3. **Clarification of 4 homicides** that have occurred in the framework of the demonstrations.

The Attorney General's Office in the context of the protest has created: **7 lines of investigative work** and has delegated a team of more than 3,000 people throughout the territory, including prosecutors, judicial police, analysts).

FUNCTIONS OF THE WORK TEAMS

1. Clarify homicides that occur during the demonstrations.
2. To advance investigations for situations of violence that generate looting, vandalism, destruction of public and private property.
3. Collect information on cases of personal injury and/or abuse of public forces.
4. Collect information on investigations of injuries or violence against public servants.
5. Urban terrorism
6. Activation of the Urgent Search Mechanism, Law 971 of 2005, within the framework of an inter-institutional roundtable created together with the Ombudsman's Office.
7. Delegate who investigates criminal finances and pursues the sums of money of those who support and finance urban terrorism. With regard to the extinction of ownership).

*Source: Attorney General's Office. Balance Sheet - National Strike 2021 (April 28 to May 9, 2021 - Latest Update May 9, 2021 at 23:59) - Received: May 10, 2021.

35 disciplinary actions for events related to the day of protests, as follows:

- 18 inquiries for preferential power against members of the Public Force (Presumed offenses of relevance: 9 Homicide / 2 Sexual Abuse).
- 12 ex officio inquiries against members of the Public Force.
- 5 inquiries against public officials (4 preliminary inquiries: Governor Magdalena, mayors of Pereira and Cartagena and 1 Councilor; 1 disciplinary investigation: Mayor of Zipaquirá).
- Accompany in real time activities such as mingas, marches and protests. / They are in the dialogue and negotiation scenarios:
- Accompaniment Work: 1,695. (77 unlocks, 24 medical missions, and 886 vandalized assets).
- It is present in all regional and national PMUs.
- It has its own PMU, which operates permanently, from where it leads the work of regional and provincial prosecutors

Procurator General's Office

Source: Office of the Attorney General of the Nation. Balance National Unemployment 2021 - Received: 15-May-2021, 7pm

Military Assistance

Art. 170 L. 1801/2016 "It is the legal instrument that can be applied when events of serious alteration of security and coexistence require it, or in the face of imminent risk or danger, or to face emergency or public calamity, through which the The President of the Republic may dispose, temporarily and exceptionally, of the assistance of the military force. However, the municipal or district governors and mayors may request such assistance from the President of the Republic, who will evaluate the request and make the decision. Military assistance will be governed by the protocols and specialized standards on the matter and in coordination with the Police Commander of the jurisdiction"



MINISTER OF HEALTH

According to the Ministry of Health, as of May 12, 2021, 10:00 am, 142 requests for humanitarian convoys have been received and working groups have been set up with the Red Cross to advance and deliver medical supplies in the country.

OMBUDSMAN'S OFFICE



In the context of the social contingency, has taken the following actions:

- 441 officials accompany the demonstrations
- 303 public defenders available 24/7 to provide judicial representation
- Accompaniment of 1,134 demonstrations on the ground
- 294 mediations
- 222 supports for the opening of supply routes
- 193 roundtables
- 1 person from the Police received in Cauca to protection of protesters

National Police of Colombia



- 754 captures in flagrancy
- 29 arrests by court order
- 18,988 sharp-edged weapons seized
- 600 firearms seized
- 337 pneumatic weapons seized
- 325 criminal reports opened
- 122 explosive elements

-Source: National Police. Balance Sheet - National Strike 2021 (April 28 to May 14, 2021) - Received: May 14, 2021 - 8:40 a.m.
-Source: Ministry of Defense. Balance Sheet - National Strike 2021 (April 28 to May 14, 2021 - Latest Update May 14, 2021 at 23:59) - Received: May 15, 2021 - 9:30am

CONSOLIDATED DATA: HUMANITARIAN CONVOYS

Date: May 12	10:00 am
Route status	Quantity
Number of applications	142
Completed tours	26
Vehicles mobilized	46
Number of incidents recorded	6
Scheduled routes	1
Routes cancelled / Requests	32

CALI CONTEXT



- 51,14 % of its inhabitants are below the poverty line.
- 934.350 inhabitants are in monetary poverty (375,990 people entered into this situation in 2020).
- 342.438 inhabitants are in a situation of extreme monetary poverty (221,522 people entered into this situation in 2020).
- Unemployment rate: **18.7 %** (First Quarter 2021)
- Employment rate is **54.9 %**.
- Of the employed population **49.2 %** are formally employed and **50.8 %** informally employed.
- 296 Activities
- 113 Concentrations
- 183 Locks
- 57.240 People have participated (approximately)