

Reference: C.N.109.2023.TREATIES-IV.4 (Depositary Notification)

INTERNATIONAL COVENANT ON CIVIL AND POLITICAL RIGHTS  
NEW YORK, 16 DECEMBER 1966

ECUADOR: NOTIFICATION UNDER ARTICLE 4 (3)<sup>1</sup>

The Secretary-General of the United Nations, acting in his capacity as depositary, communicates the following:

The above action was effected on 11 April 2023.

(Translation) (Original: Spanish)

Note No. 4-2-42/2023

The Permanent Mission of Ecuador to the United Nations presents its compliments to the Office of Legal Affairs, United Nations Secretariat, and has the honour to report that on 1 April 2023, Executive Decree No. 706, a copy of which is attached hereto, was issued, by which the Constitutional President of the Republic, Guillermo Lasso Mendoza, declared a state of emergency owing to serious internal unrest in the cantons of Guayaquil, Durán and Samborondón, which are in the province of Guayas, and in the provinces of Santa Elena and Los Ríos.

The declaration of the state of emergency was issued because of the increase in crime and violence and because of the activities of organized crime groups whose resurging practices have escalated, placing the safety, integrity and lives of the population at risk. Its scope is limited to the aforementioned territorial area because that is where organized crime has a significant presence and where there has been evidence of a significant escalation of violent acts that undermine the rights of the rest of the population, law enforcement officials and members of the criminal groups who clash with each other. This situation requires the urgent intervention of Ecuadorian government institutions to safeguard security and protect the rights of citizens, public order and social peace.

Pursuant to Executive Decree No. 706, the rights that are temporarily suspended or limited are:

- The right to freedom of assembly, strictly in relation to the reasons for the state of emergency, provided that the principles of proportionality, necessity and appropriateness, and the other rights protected under the Constitution, are fully respected (limited under article 5).
- The right to inviolability of the home (suspended under article 6).
- The right to inviolability of correspondence sent or received (suspended under article 7).
- The right to freedom of movement, as from the entry into force of Executive Decree No. 706, every day from 1 a.m. to 5 a.m., with exceptions (suspended under article 8).

<sup>1</sup> The text of Executive Decree No. 706 of 1 April 2023 of the Republic of Ecuador attached to the notification is on file with the Secretary-General and is available for consultation.

The rights enshrined in the International Covenant on Civil and Political Rights that have been temporarily limited or suspended pursuant to Executive Decree No. 706 are those contained in article 12, article 17, article 21 and article 22.

In accordance with article 2 of Executive Decree No. 706, the state of emergency shall apply for 60 days.

In view of the above and in accordance with article 4, paragraph 3, of the International Covenant on Civil and Political Rights, the Permanent Mission of Ecuador respectfully requests that the Office of Legal Affairs, United Nations Secretariat, inform all the States parties to the Covenant of the issuance of Executive Decree No. 706.

The Permanent Mission of Ecuador to the United Nations takes this opportunity to convey to the Office of Legal Affairs, United Nations Secretariat, the renewed assurances of its highest consideration.

New York, 10 April 2023

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14 April 2023

A handwritten signature in black ink, consisting of stylized letters 'DN' with a horizontal line underneath.