

CHAPTER V

FOLLOW-UP ON RECOMMENDATIONS ISSUED BY THE IACHR IN ITS COUNTRY AND THEMATIC REPORTS

INTRODUCTION

1. In this chapter, the IACHR provides follow-up on the measures adopted to implement the recommendations formulated in its country and thematic reports, or in reports published previously in Chapter IV.B of its Annual Report, in compliance with Article 59 of its Rules of Procedure.¹ In keeping with that provision, the IACHR highlights the progress made and the difficulties encountered in the effective observance of human rights in the region.

2. On August 3, 2018, the Commission approved the preparation of follow-up reports in connection with the country reports on Colombia,² Guatemala,³ Mexico,⁴ and the Dominican Republic.⁵

- **Working method**

3. For the preparation of this section, the IACHR requested information from the States concerned, the ombudsmen's offices, and the civil society organizations of those countries regarding compliance with the recommendations contained in the country report. In its letter submitting that request to the States, the IACHR included some general guidelines for the presentation of that information. In addition to the official documents received or of public access, it also made use of documents and reports from universal human rights protection agencies, as well as from civil society organizations and the media. The IACHR also used information generated by the different mechanisms through which it monitors the situation in the countries, including public hearings, thematic visits, requests for information under Article 41 of the American Convention, precautionary measures, among others..

4. In order of improving the methodology for following up on the recommendations of the country reports for the evaluation of their full compliance, and observing their mandates and the Strategic Plan 2017-2021, the IACHR decided to classify the levels of compliance with the recommendations of the reports according to the following categories and criteria: :

I. Categories – Status of compliance with each recommendation

- **Total compliance:** that recommendation in which the State has successfully begun and concluded the measures to comply with it

¹ Article 59.e of the IACHR's Rules of Procedure, specifically as regards Chapter IV of Volume 1, section A.

² IACHR, [Truth, Justice and Reparation: Report on the Human Rights Situation in Colombia](#), December 31, 2013.

³ IACHR, [Situation of Human Rights in Guatemala](#), December 31, 2017.

⁴ IACHR, [Situation of Human Rights in Mexico](#), December 31, 2015.

⁵ IACHR, [Situation of Human Rights in the Dominican Republic](#), December 31, 2015.

- **Substantial partial compliance:** that recommendation in which the State has adopted relevant measures for compliance and has provided evidence of these measures, but the Commission considers that the measures for compliance have not yet been completed..
- **Partial compliance:** that recommendation in which the State has adopted some measures for compliance but the adoption of additional measures are still necessary.
- **Pending compliance:** that recommendation in which the State has not adopted any measure to comply with the recommendation, or the proceedings when begun have not yet produced concrete results, or the adopted measure(s) do not correspond to the situation being examined.
- **Non-compliance:** that recommendation in which the conduct of the State was impossible to comply with or that the State has explicitly indicated that it will not comply with the recommendation made.

II. Categories – Status of compliance with the report as a whole

- **Total compliance:** those cases in which the State has fully complied with all the recommendations made by the IACHR. The Commission considers as fully complied those recommendations in which the State has initiated and satisfactorily completed the measures for its compliance.
- **Partial compliance:** those cases in which the State has partially complied with the recommendations made by the IACHR, either by having complied only with some of the recommendations or by having incompletely complied with all of the recommendations; those cases in which the State has complied fully with all of the recommendations made by the IACHR except one whose compliance has resulted impossible.
- **Pending compliance:** those cases in which the IACHR considers that there has been no compliance with the recommendations given that no steps have been taken for that purpose; that the measures initiated have not yet produced concrete results; that the State has explicitly indicated that it will not comply with the recommendations made; or because the State has not presented information to the IACHR and that the IACHR does not have information from other sources indicating an opposite conclusion.

5. Based on the collection and analysis of the referred information, the preliminary version of the follow-up report was approved by the IACHR, and a copy was transmitted to the States, with a maximum period of one month to present its response,, in accordance with Article 59, paragraph 10, of the IACHR's Rules of Procedure. The responses submitted by the States within the indicated period are available through an electronic link on the Commission's page, unless otherwise requested by the State. The final version of the follow-up report reviewed and approved by the IACHR is published in this section of the 2018 Annual Report.

6. The IACHR notes its gratitude for the information provided by the States of Colombia, Guatemala, Mexico, and the Dominican Republic, and by the Ombudsman of Colombia , the National Human Rights Commission of Mexico, the Office of the Human Rights Ombudsman of Guatemala, and by civil society organizations and institutions, which in the pertinent was included in this section.