

Popular Rebellion and Resistance Bloc

WE DEMAND THE RELEASE OF THE CITIZENS UNDULY DETAINED IN EL SALVADOR

The Popular Rebellion and Resistance Bloc reiterates our indignation at the flagrant violation of the fundamental rights of individuals arbitrarily detained in a maximum security prison without having been tried by any court in the country and in many cases without having been proven to have committed crimes in other countries.

Therefore, as citizens concerned about this situation in which there is no guarantee of respect for human dignity and where actions that go against the Constitution of the Republic have been carried out, we have filed a lawsuit challenging the unconstitutional acts carried out by the executive branch regarding the receiving and transferring to prison of Venezuelan citizens from the United States of America in exchange for financial compensation to the government of El Salvador to keep such persons in prison. In summary, in the lawsuit we demand that:

1. The Executive Branch's actions regarding the reception of Venezuelan citizens coming from the United States of America to be imprisoned in this country in exchange for financial compensation or economic benefit be declared unconstitutional, for not complying with the formal requirements for the implementation of treaties established in articles 144 and 145 and because, in addition in these actions, there is a clear violation of art. 146 of the Constitution of the Republic regarding the fact that treaties cannot be signed or ratified...in which...a person's fundamental rights and guarantees are violated or undermined....in any way.
2. That these actions be declared unconstitutional for violating the right to personal liberty established in the constitution's Article 2, violating the right to equality and non-discrimination established in Article 3, violating the principle of legality and due process established in Article 12 and violating Article 14, which states that "only the judicial branch has the power to decide sentences."
3. That it be declared unconstitutional because such actions carried out by the Executive Branch also represent a failure to comply with the obligations established in the American Convention on Human Rights, specifically with respect to the requirement that "In no case may an alien be deported or returned to a country, regardless of whether or not it is his country of origin, if in that country his right to life or personal liberty is at risk of violation because of race, nationality, religion, social status, or political opinions."

We are also requesting in this lawsuit that a precautionary measure be issued to immediately and provisionally suspend the terms of the agreements to receive Venezuelan citizens from the United States of America to El Salvador in exchange for an economic benefit or payment until said process is resolved.

As a consequence of the declaration of unconstitutionality of such actions, the Venezuelan citizens unjustly detained in El Salvador must be returned to their country of origin, thereby respecting their right of repatriation established in different conventions to which our country is a party.

We assert that there is no legal uncertainty in this case. There are specific actions that violate fundamental rights such as freedom, human dignity, and non-discrimination, among others, and therefore the Constitutional Chamber must rule in accordance with the Constitution itself, given that there cannot be areas in the Salvadoran legal system that are exempt from constitutional control. As such, these actions must be subject to the supervision of this Court.

We therefore call on the various judicial authorities to settle this matter in accordance with the articles of the Constitution of the Republic, international conventions, and the laws of this country, and that the people who are being wrongfully detained and facing discrimination for the simple fact that they are migrants, without having committed any crime, be released and returned to their homeland so that they can be reunited with their families and loved ones.

We express our solidarity with the families who are now suffering the consequences of arbitrary detentions for the simple fact of migrating. In our country we have been under a State of Exception for 3 years now and we continue to demand, together with the victims, the release of those who have been arbitrarily detained.

We call on the Salvadoran people to strengthen popular movements and community organizations to confront the serious situations that we are experiencing on a daily basis: the high cost of living, the criminalization of youth, arbitrary firings, political persecution, and poverty. Only by organizing can we guarantee a life of justice and equality.

FOR FREEDOM, SOVEREIGNTY, AND HUMAN DIGNITY, AND AN END TO DISCRIMINATION.