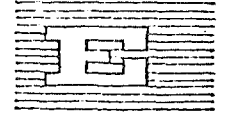


UNITED NATIONS
ECONOMIC
AND
SOCIAL COUNCIL



Distr.
GENERAL

E/CN.4/1985/15/Add. 1
14 February 1985

Original: ENGLISH

COMMISSION ON HUMAN RIGHTS
Forty-first session
4 February - 15 March 1985
Agenda item 10(b)

QUESTION OF THE HUMAN RIGHTS OF ALL PERSONS SUBJECTED TO ANY
FORM OF DETENTION OR IMPRISONMENT, IN PARTICULAR:
QUESTION OF ENFORCED OR INVOLUNTARY DISAPPEARANCES

Report of the Working Group on Enforced or
Involuntary Disappearances

Addendum

1. The present addendum to the report of the Working Group on Enforced or Involuntary Disappearances is submitted pursuant to the Working Group's decision at its fifteenth session. It describes the most important developments since that session, which was held from 5 to 14 December 1984. In particular, it contains communications received from Governments after the adoption of the main report, as well as factual information on cases of enforced or involuntary disappearances transmitted by the Group in the course of January 1985. The transmission of these cases was either based on decisions which the Working Group took at its fifteenth session and which, for technical reasons, could only be executed in January 1985 or took place within the framework of the urgent action procedure. Where appropriate, an updated statistical summary is also provided.

Bolivia

2. By letter dated 30 January 1985, the Government of Bolivia requested that the following statistical table containing all cases of enforced or involuntary disappearances known to the National Commission of Investigation of Disappeared Citizens be included in the addendum to the Working Group's report. This information was also provided orally to the Working Group at its fifteenth session by the representative of Bolivia.

Total number of disappeared persons, 1964-1982:	207
Total number of cases denounced by relatives:	151
Total number of cases not denounced by relatives:	56
Total number of cases clarified: persons alive, rescued and returned to relatives:	52
Total number of cases on which investigations continue:	155

Colombia

3. By letter dated 25 January 1985, the Working Group transmitted four reported cases of enforced or involuntary disappearances to the Government of Colombia; three of them concern peasants who disappeared in 1983 and one concerns a journalist who disappeared in 1979. The case descriptions contain information about the identity of the missing person and the place and date of arrest or abduction. The reports further indicate that F-2 agents in plain clothes, agents of the Administrative Security Department (DAS), or uniformed men, carried out the arrests. One of the reports alleges that the arrested person was detained at the Pichincha Battalion Barracks in Cali.

Updated statistical summary

I.	Total number of cases transmitted to the Government by the Working Group	21
II.	Government responses	
	(a) Total number of responses received from the Government relating to cases transmitted by the Working Group	7
	(b) Cases clarified by the Government's responses	0

Cyprus

4. By letter dated 31 January 1985, the Permanent Representative of Cyprus to the United Nations Office at Geneva suggested that the Working Group "reaffirm its readiness to assist the Committee on Missing Persons in Cyprus, if so requested, should developments warrant it".

El Salvador

5. By note verbale dated 7 January 1985, the Government of El Salvador confirmed the release from prison of one person who had been reported as having reappeared by Amnesty International (see E/CN.4/1985/15, para. 138). The Government stated in particular that the person concerned had been freed on 30 October 1984 and had travelled to Sweden to join his family.

Updated statistical summary

I.	Total number of cases transmitted to the Government by the Working Group	2,000
II.	Government responses	
	(a) Total number of responses received from the Government relating to cases transmitted by the Working Group	337

(b) Cases clarified by the Government's
responses^{a/}

276

III. Cases considered by non-governmental
sources to be clarified

1

^{a/} Persons in prison: 161
Persons released from detention: 111
Persons officially reported dead: 4.

Ethiopia

6. In previous reports^{1/} the Working Group has dealt with enforced or involuntary disappearances reported to have occurred in Ethiopia in 1978 and 1979 which were transmitted to the Government in 1980 and 1983. In 1983 and 1984, the Working Group repeatedly received reports from non-governmental sources and from relatives updating previous information and stating, in particular, that none of the persons reportedly missing were among those released as a result of the amnesty proclaimed by the Government of Ethiopia in 1983. Therefore, in accordance with the Working Group's decision at its fourteenth session (see E/CN.4/1985/15, para. 79 (a)) summaries of 17 cases containing updated information were retransmitted to the Government by letter dated 12 November 1984.

7. During the Group's fifteenth session, the Permanent Representative of Ethiopia to the United Nations Office at Geneva informed the Working Group, both in writing and orally that, although the phenomenon of disappearances was alien to Ethiopia, his Government was ready to co-operate and was conducting the necessary investigations into the allegations. The result of the investigations would be communicated to the Working Group before the beginning of the forty-first session of the Commission on Human Rights. The subsection on Ethiopia in the Working Group's report was, therefore, kept pending until that date. On 4 February 1985, however, the Permanent Mission of Ethiopia to the United Nations Office at Geneva informed the Working Group that, due to the severe drought and the catastrophic situation in the country and the consequential work load on Government agencies, the Government had not been in a position to carry out the necessary investigations.

^{1/} E/CN.4/1435, paras. 102-106; E/CN.4/1492, paras. 88-90;
E/CN.4/1983/14, paras. 109-111.

Statistical summary

I.	Total number of cases transmitted to the Government by the Working Group	17
II.	Government responses	
	(a) Total number of responses received from the Government relating to cases transmitted by the Working Group	2
	(b) Cases clarified by the Government's responses	0

Guatemala

8. By letter dated 30 January 1985, the Working Group transmitted to the Government of Guatemala 29 reported cases of enforced or involuntary disappearances which allegedly occurred in 1984. The case descriptions contain information about the identity of the missing person, the place and date of arrest or abduction and the type of persons who carried it out. Most of the arrests or abductions reportedly occurred at the home of the missing person or in a public place and were allegedly carried out by armed men or agents of the Technical Investigations Department (Departamento de Investigaciones Técnicas (DIT)).

Updated statistical summary

I.	Total number of cases transmitted to the Government by the Working Group	1,700
II.	Government responses	
	(a) Total number of responses received from the Government relating to cases transmitted by the Working Group	26
	(b) Cases clarified by the Government's responses ^{a/}	15
III.	Cases considered by non-governmental sources to be clarified ^{b/}	9

a/ Persons at liberty: 10
 Persons in prison: 4
 Persons with a suspended sentence : 1.

b/ Persons released: 8
 Persons dead: 1.

Honduras

9. By cable dated 9 January 1985, the Working Group transmitted a reported case of enforced or involuntary disappearance to the Government of Honduras through the urgent action procedure. According to the report, the person was arrested in December 1984 by police forces who took him to the National Intelligence Headquarters (Dirección Nacional de Investigaciones (DNI) in San Pedro Sula.

10. By letter dated 24 January 1985, the Government of Honduras informed the Working Group that the person mentioned above had not been arrested and that his whereabouts were being investigated.

Updated statistical summary

I. Total number of cases transmitted to the Government by the Working Group	88
II. Government responses	
(a) Total number of responses received from the Government relating to cases transmitted by the Working Group	73
(b) Cases clarified by the Government's responses ^{a/}	12
III. Cases considered by non-governmental sources to be clarified ^{b/}	9

a/ Persons at liberty: 11
Persons before the courts: 1.

b/ Persons at liberty: 9.

Islamic Republic of Iran

11. By letter dated 25 January 1985, the Working Group transmitted to the Government of the Islamic Republic of Iran 12 newly reported cases of enforced or involuntary disappearances.

12. Six persons were reportedly arrested in 1981 and six in 1982. Ten arrests occurred in a public place, when the person was travelling or in hiding. Six persons were reportedly detained in Evin Prison in Tehran and one in the prison of Arak. Among those reportedly detained in Evin Prison was a baby boy who was separated from his mother two days after her arrest.

Updated statistical summary

I. Total number of cases transmitted to the Government by the Working Group	37
II. Government responses	0

Morocco

13. By letter dated 2 January 1985, the Working Group received information from a non-governmental source indicating that one person reported to have disappeared had in the meantime been released from prison. The Working Group, in accordance with the decision taken at its fourteenth session, asked the Government to confirm or disprove that information.

Updated statistical summary

I.	Total number of cases transmitted to the Government by the Working Group	10
II.	Government responses	
	(a) Total number of responses received from the Government relating to cases transmitted by the Working Group	8
	(b) Cases clarified by the Government's responses	2
III.	Cases considered by non-governmental sources to be clarified	2

Nicaragua

14. By letter dated 29 January 1985, the Working Group transmitted three reported cases of enforced or involuntary disappearances to the Government of Nicaragua. Two of the cases which allegedly occurred in 1982 contain information about the identity of the missing person, the date of disappearance and the place where they were supposedly held after their arrest, namely the State Security Prison in Managua known as El Chipote. The other case occurred in 1984 and contains information about the place of arrest and the persons reportedly responsible for it, namely agents of the State Security Department (Dirección General de la Seguridad del Estado (DGSE)).

Updated statistical summary

I.	Total number of cases transmitted to the Government by the Working Group	199
II.	Government responses	
	(a) Total number of responses received from the Government relating to cases transmitted by the Working Group	125

(b) Cases clarified by the Government's responses ^{a/}	31
III. Cases considered by non-governmental sources to be clarified ^{b/}	21

-
- a/ Persons at liberty: 12
Persons in prison: 4
Persons dead: 4
Salvadorian fishermen not detained in the country: 11.
- b/ Persons whose relatives have been informed by Nicaraguan authorities that they have been executed: 10
Persons reported to be free: 6
Persons reported to be in prison: 2
Persons reported to be in Honduras: 1
Persons reported to have died in a shoot-out with the army: 1
Persons reported to have joined rebel groups operating in the regions of Matagalpa and Jinotega: 1.

Peru

15. Since the adoption of its report, by letters dated 18, 30 and 31 January 1985 and by cables dated 9 and 29 January and 5 February 1985, the Working Group has transmitted 154 reported cases of enforced or involuntary disappearances to the Government of Peru, 17 of which were sent through the urgent action procedure. Twenty-four of the cases reportedly occurred in 1983, 129 in 1984, and 1 in 1985. The cases transmitted to the Government contained at least information about the identity of the missing persons, the place and date of arrest or abduction, and the type of persons who carried it out, namely members of the armed forces, civil guards, republican guards and members of the intelligence service. Some of the reports also contained information about the presence of witnesses, and about the places where the missing persons were reportedly taken after the arrest or abduction, the most often cited being Los Cabitos barracks and the Huanta municipal stadium. Many reports also contained information about the profession of the missing persons, the majority of whom were farmers, teachers or students.

16. By letter dated 4 February 1985, the Permanent Representative of Peru to the United Nations Office at Geneva forwarded the following letter addressed to the Chairman of the Working Group by the Vice-Minister and Secretary General for Foreign Affairs of Peru:

"In reply to your communications in connection with the draft report of the Working Group under your chairmanship, addressed to the Minister for Foreign Affairs, concerning alleged disappearances in Peru, I have to communicate the following information in clarification of the alleged incidents.

(A) The Office of the Public Prosecutor (Fiscalía) of the town of Huanta (Department of Ayacucho) has sent us a list of 367 cases of alleged disappearances, submitted by the Office of the Government Attorney (Ministerio Público); on each of them appropriate action has been initiated in the courts.

Of these 367 cases, the three referred to below are in the list of alleged disappearances mentioned in your report: (names provided)

The immediate action taken by the Office of the Government Attorney to clarify these allegations is proof of the independence and effectiveness of the bodies responsible for the protection of human rights.

In other words, the competent authorities of the Government of Peru took appropriate action to protect and safeguard the citizens concerned prior to the date on which you transmitted the allegations in question.

My office is awaiting a further report, from the Office of the Public Prosecutor of Huamanga (capital of the Department of Ayacucho), which I shall bring to your notice as soon as it is received and from which you will be able to verify the persistent and constant action being taken on the matter by the Office of the Government Attorney.

(B) As to the list which you sent me, I note the following repetitions: (Three cases indicated and names and dates of transmission provided).

(C) The following persons mentioned in the Working Group's list have registered several times on the national electoral roll and have obtained more than one electoral identity card with manifestly unlawful intent: (names of nine persons and 28 numbers of identity cards issued to them provided).

(D) It is indicated in the Working Group's list that electoral cards (numbers provided) belong to the following two persons (names provided), whereas, according to the Central Archives of the Electoral Register of Peru, the legitimate holders of these cards are (names of two persons provided).

As indicated above, my office is expecting further information from the Military Political Command of the emergency zone and from the Office of the Public Prosecutor of Huamanga, and as soon as I receive this information I shall forward it for due consideration by the Working Group under your chairmanship so that the Group may better prepare its visit to Peru and ascertain the real situation of human rights in my country.

I would be grateful if you would arrange for this note to be included in your report".

17. By letter dated 8 February 1985, the Permanent Representative of Peru to the United Nations Office at Geneva provided further information to the Chairman of the Working Group as follows:

"I would like to inform you that, after inclusion in the Working Group's report as alleged missing persons, the following have registered on the electoral roll of Peru (thirteen names are provided).

For the information of the Working Group which you chair so ably, I must point out that, by virtue of the powers conferred on it by the Political Constitution of my country, the National Board of Elections decided that Peruvian citizens should reregister on the electoral roll so as to renew their voter's registration cards to enable them to elect their representatives at the general elections to be held on 14 April 1985. I should also add that, as provided by the National Board of Elections (communiqué of 15 June 1984), one of the requirements for reregistration on the electoral roll with a view to obtaining a new voter's registration card is "the physical presence of the citizen for the purposes of signing and affixing his fingerprint".

All this proves that, after their alleged disappearance, the persons in question were pursuing their normal activities.

I must repeat, Mr. Chairman, that this information and the information sent on 4 February is preliminary information. It demonstrates that urgent investigations are being carried out and shows that my Government is always prepared to co-operate with the Working Group in clarifying reports of alleged disappearances in Peru.

As soon as I receive copies of the documents attesting to the reregistration of the persons in question from my Government, I will forward them to you.

I would be very grateful if the complete text of this note and of the communication sent to you by the Vice-Minister for Foreign Relations on 4 February could be included in the report which the Working Group is to submit during the forty-first session of the Commission on Human Rights".

18. By letter dated 11 February 1985, the Permanent Representative of Peru informed the Chairman of the Working Group that four more persons reported by the Group to be missing had registered on the electoral roll after their reported disappearance (names provided).

Updated statistical summary

I.	Total number of cases transmitted to the Government by the Working Group	389 ^{a/}
II.	Government responses	
	(a) Total number of responses received from the Government relating to cases transmitted by the Working Group	47

^{a/} Only one of the three cases mentioned in paragraph 16 had to be subtracted from the total number of cases shown under I in the updated statistical summary; the other two had already been counted as single cases in the main report.

(b) Cases clarified by the Government's
responses^{b/}

23^{c/}

-
- b/ Persons who have been arrested: 4
Persons arrested and released: 1
Persons found dead: 1
Persons who registered on the electoral roll after the alleged date
of disappearance: 17.
- c/ Seventeen cases referred to in the letters mentioned in paragraphs 16
and 17 were considered clarified based on the Government's indication
that copies of reregistration documents would be sent to the Working
Group in due course.

Philippines

19. By letter dated 23 January 1985, the Permanent Representative of the Philippines to the United Nations Office at Geneva, referring to the statement made by the representative of the Philippines at the fifteenth session of the Working Group on 7 December 1984 (see E/CN.4/1985/15, para. 231), informed the Working Group that the armed forces of the Philippines, through the newly created Special Action Committee at General Headquarters, headed by the Deputy Chief of Staff (AFP), were awaiting the report from field units on their own inquiries on cases included in the Working Group's latest listing. The Permanent Representative stated that, with regard to the 139 cases which the Working Group had retransmitted in July 1984, efforts by his authorities to check the information were continuing. With regard to two of these cases the Permanent Representative transmitted more detailed information to the Working Group concerning the circumstances of their arrest and subsequent release on 24 September 1981 and reported that they had rejoined their subversive organizations. However, the relatives reported to the Working Group that the persons had been missing since the date of their release.

20. By letter dated 11 February 1985, the Permanent Representative of the Philippines transmitted more detailed information to the Working Group concerning three other cases, including the circumstances of the persons's arrest, the charges filed against them, their escape from gaol and findings that they had resumed their subversive activities after escaping. He also stated that the Philippines would continue to submit information that became available and would verify the total number of cases clarified since 1982.

Updated statistical summary

I.	Total number of cases transmitted to the Government by the Working Group	261 ^a / _a
II.	Government responses	
	(a) Total number of responses received from the Government relating to cases transmitted by the Working Group	210
	(b) Cases clarified by the Government's responses	52
III.	Cases considered by non-governmental sources to be clarified	1

a/ See E.CN/4/1985/15, para. 226.

Uganda

21. By cable dated 17 December 1984, the Working Group transmitted to the Government of Uganda under the urgent action procedure three cases of enforced or involuntary disappearances reported to have occurred in Kampala on 29 November 1984. The three missing persons, a lecturer at Makerere University, his wife and a chief accountant with an oil company, were arrested together in a coffee bar by security officials and taken to an unknown place.

Updated statistical summary

I.	Total number of cases transmitted to the Government by the Working Group	7
II.	Government responses	
	(a) Total number of responses received from the Government relating to cases transmitted by the Working Group	1
	(b) Cases clarified by the Government's responses	1
III.	Cases considered by non-governmental sources to be clarified	1