

11 Cases v. Guatemala

I. COMPLIANCE AND FOLLOW-UP ADDENDUM¹

August 21, 2014: In a hearing to follow up on the State's compliance with previously adopted measures, the State failed to provide updates on eleven cases.² Instead, it adopted a radical change in position, questioning the Court's competence in the underlying decisions that led to the current monitoring compliance.³ The Court agreed with the Commission that the State was attempting to reopen the cases and make arguments that did not correspond to this stage of the international process.⁴ It further reminded us that, when raised, the Court resolved preliminary objections and questions regarding the Court's competence to hear the cases.⁵ The Court also noted that the State accepted, partial or complete, international responsibility at the time the cases were heard.⁶

As such, the Court decided (1) that the State's position in regards to its obligations under the eleven cases was evidently disrespectful and contrary to the international principle of abiding to such obligations in good faith;⁷ (2) to require the State to adopt, in a definitive way and the fastest time, all the necessary measures to reach compliance with the Court's decisions;⁸ and (3) to require the Court's Secretary to notify the State, the victims and their families, and the Commission of this resolution.⁹

1. Griselda Perez, Author; Hayley Garscia, Chief IACHR Editor; Cesare Romano, Faculty Advisor.

2. [11 Cases v. Guatemala, Monitoring Compliance with Judgment, Order of the President of the Court, Inter-Am. Ct. H.R. "Considerando Que" ¶ 1 \(Aug. 21, 2014\) \(Available only in Spanish\)](#). The eleven cases are Blake, Street Children (Villagrán Morales et al.), Bámaca Velásquez, Myrna Mack Chang, Maritza Urrutia, Plan de Sánchez Massacre, Molina Theissen, Carpio Nicolle et al., Tiu Tojín, Las Dos Erres Massacre, and Chitay Nech et al.

3. *Id.* "Considerando Que" ¶ 1.

4. *Id.* "Considerando Que" ¶ 9.

5. *Id.* "Considerando Que" ¶ 13.

6. *Id.* "Considerando Que" ¶ 13.

7. *Id.* "Resuelve" ¶ 1.

8. *Id.* "Resuelve" ¶ 2.

9. *Id.* "Resuelve" ¶ 3.