

URGENT ACTION

TWO WATER DEFENDERS KILLED

Aly Magdalena Domínguez Ramos and Jairo Bonilla Ayala, members of the resistance of Guapinol (department of Colón, northern Honduras) against an iron ore mine, were found death in the community of Guapinol on 7 January 2023. One month later, six other defenders of the Guapinol river found out that they could face criminal prosecution for peacefully challenging the legality of a mining project in the Carlos Escaleras National Park. We demand the Honduran authorities to ensure a prompt, thorough and impartial investigation of the attacks against the defenders of the Guapinol river, and to refrain from using the justice system to harass them and to ensure their protection.

TAKE ACTION: WRITE AN APPEAL IN YOUR OWN WORDS OR USE THIS MODEL LETTER

Mr. Oscar Fernando Chinchilla
Attorney General

Posta Edificio Lomas Plaza II,
Col. Lomas del Guijarro,
Tegucigalpa,
Honduras

Email: fiscaliageneralhnd@gmail.com

Twitter: @MP_Honduras / @ofchb

Dear Attorney General,

I am writing to express my concern about the security situation of the defenders of the Guapinol river in Tocoa, department of Colón. Human rights defenders Aly Magdalena Domínguez Ramos and Jairo Bonilla Ayala were killed in the community of Guapinol on 7 January 2023. The authorities have yet to identify all responsible for the murders. One month later, on 7 February, lawyers of the Guapinol defenders were notified that the prosecutor's office in Tocoa had appealed in December 2022 a favourable resolution of the Supreme Court of Justice that annulled unfounded criminal proceedings against five Guapinol defenders Juan López, Leonel George, Reynaldo Domínguez (brother of Aly Domínguez), Marco Tulio Ramos and Adaly Cedillo. A sixth defender Eugenio Esquivel appears in the appeal although he is not part of the case in question denounced the Guapinol resistance.

The people of Guapinol and other communities of Tocoa have faced continued attacks because they peacefully challenge the legality of a mining project in the Carlos Escaleras National Park, including the unjust detention of eight defenders of the Guapinol river, known as the "Guapinol eight".

The authorities responsible for the investigation of the killings of Aly Domínguez and Jairo Bonilla must respect the right of the human rights defender's families to justice, truth, and reparation. According to international human rights standards, authorities must consider the victim's human rights work as a hypothesis for these crimes. Therefore, I urge you to urgently to conduct a prompt, independent, impartial, and exhaustive investigation to identify all responsible for the murders of both defenders. Authorities must refrain immediately from using the justice system to harass the defenders of the Guapinol river and take immediate steps to fully provide appropriate protection.

Yours sincerely,

ADDITIONAL INFORMATION

On 7 January 2023, Aly Magdaleno Domínguez Ramos and Jairo Bonilla Ayala were intercepted by armed assailants as they were returning home on a moped, after coming home from work, shot and killed on the spot, according to their relatives. Aly is the brother of Reynaldo Domínguez. Both, as well as Juan López, Leonel George, Marco Tulio Ramos, Eugenio Esquivel and Adaly Cedillo are among the 32 people criminalized by the mining company Inversiones Los Pinares and the State of Honduras for defending the Carlos Escaleras National Park.

Several communities, campesino groups, parishes and local organizations in the municipality of Tocoa (department of Colón), North of Honduras, led by the Municipal Committee for the Defence of Common and Public Assets (Comité Municipal por la Defensa de los Bienes Comunes y Públicos, CMDBCP) oppose the operating license issued to the mining company Inversiones Los Pinares in the Carlos Escalera National Park, formerly known as Montaña de Botaderos, since 2015.

On 1 August 2018, local residents set up the “Guapinol camp” to peacefully protest against the license and mining exploitation in the core zone of a protected area of the water sources on which they depend for their survival. They have filled several criminal complaints before local Courts, still pending. Members of the CMDBCP have faced at least two criminal proceedings since 2018 for defending the Guapinol and San Pedro Rivers of the impacts mining project. Aly and his brother Reynaldo Dominguez, as well as Juan López, Leonel George, Marco Tulio Ramos, Eugenio Esquivel and Adaly Cedillo spent some time in prison in 2019 along with other Guapinol River defenders for these proceedings.

The same proceedings led to the [unjust detention of eight defenders of the Guapinol river](#) for more than two years solely for peacefully defending the right to clean water that provoked international outcry. After rigorous analysis, Amnesty International determined that the case file shows multiple flaws in the investigation and declared them prisoners of conscience. Following a Supreme Court ruling citing violations of the right to due process, the eight defenders of the Guapinol river were released in February 2021. In a separate decision, in June 2022, this court annulled similarly unfounded criminal proceedings against Juan López, Leonel George, Reynaldo Domínguez, Marco Tulio Ramos y Adaly Cedillo. Since then, the CMDBCP has denounced attacks against their members, including stigmatization and surveillance. The Committee continues demanding the termination of the mining project.

Over the last five years Amnesty International has alerted on numerous death and other types of attacks against activists in Honduras, which is one of the deadliest countries in the world to be a human rights defender. In 2022, the Office of the United Nations High Commissioner for Human Rights (OHCHR) documented 11 killings of human rights defenders in the country, 6 of them defending the land and the environment. In 2023, these figures have dramatically increased: the OHCHR has reported at least 8 cases of killings of land and environmental defenders in less than two months. Despite the seriousness of the attacks on these defenders, Honduras has not yet signed the Escazú Agreement, the first environmental human rights treaty in Latin America and the Caribbean, which obliges signatory states to protect environmental defenders and entered into force on 22 April 2021

PREFERRED LANGUAGE TO ADDRESS TARGET: Spanish

You can also write in your own language.

PLEASE TAKE ACTION AS SOON AS POSSIBLE UNTIL: 11 April 2023

Please check with the Amnesty office in your country if you wish to send appeals after the deadline.

NAME AND PRONOUN: Aly Magdaleno Domínguez Ramos and Jairo Bonilla Ayala (They/them/their).

LINK TO PREVIOUS UA: <https://www.amnesty.org/en/documents/amr37/6352/2023/en/>

ADDITIONAL TARGETS

Besides the main target, please cc the following authorities:

1) Nathalie Roque

Minister for Human Rights (Secretaria de Derechos Humanos)

Ministry of Human Rights (Secretaría de Derechos Humanos)

Edificio Le Sage, Colonia Florencia Oeste, Boulevard Suyapa frente a Lama Motors / Volvo.

Tegucigalpa M.D.C

Email: natalie.roque@sedh.gob.hn

despacho.ministerial@sedh.gob.hn (assistant)

Twitter: @sedhHonduras, @RoqueNatalie

Mr Ivan Romero-Martinez

Embassy of Honduras

4th Floor 136 Baker Street W1U 6UD

(*Building entrance is on Marylebone Road)

Fax 020 7486 4550

hondurasuk@lineone.net

hondurasembassyuk@gmail.com