



association for the prevention of torture  
association pour la prévention de la torture  
asociación para la prevención de la tortura

# Chile

Updated 25.04.2019

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## **OPCAT status**

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**OPCAT Ratification** : December 12, 2008

**UNCAT Ratification** : September 30, 1988

**SPT Member** : Ms. Patricia Arias

**NPM Designated** :

[National Human Rights Institute](#) (*Instituto Nacional de Derechos Humanos*)

**NPM Type** :

National Human Rights Commission

**NPM Legal Framework** :

[Law N. 21.154 designating the National Human Rights Institute as NPM](#) (25 April 2019)

[National Human Rights Institute's Law](#) (10 December 2009)

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## **Information**

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## Quick Links

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**CAT:** [Concluding Observations](#) (2018)

**Communication to the SPT:** [Official Correspondence](#) from Chile (28 December 2009)

**SPT:** [Visit report](#) (4-13 April 2016)

**UN Special Rapporteur on Torture:** Country visit [report](#) (January 1996)

Documents relating to other UN human rights mechanisms are available [here](#)

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## OPCAT Situation

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Chile ratified the OPCAT in December 2008. One year later, a new National Human Rights Institute was established by law and the government informed the Subcommittee on Prevention of Torture about its intention to designate the NHRI as the NPM, although the NHRI's founding legislation did not include any reference to the OPCAT.

The NHRI started its operations in 2010 and the law designating the NHRI as NPM was adopted and published in the official journal in April 2019.

The SPT visited Chile in April 2016. The SPT report was made public.

The SPT member who is the SPT Focal Point for Chile is available [here](#).



## NPM Structure

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The establishment of the NPM remains pending.

The National Human Rights Institute was established by law on 24 November 2009. The Institute is managed by a Council and a Director and includes a National Consultative Council. The current legislation does not entail any specific provision on the NPM.

The Council of the NHRI comprises 11 members, elected for 6 years: 2 members designated by the President of the Republic:

- 2 members designated by the Senate
- 2 members designated by the members of the Lower House
- 1 member designated by the deans of Law faculties
- 4 members designated by human rights organisations registered with the NHRI

The Ministry of Interior registered human rights organisations and institutions which expressed an interest in selecting the members of the Council. Only organisations and institutions with legal personality and a specific human rights mandate could be registered.

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## NPM Reports

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### Annual Reports

The NHRI produces an annual report, to be presented to the President of the Republic, the Congress and the President of the Supreme Court. The annual reports are available [here](#).



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