



Republic of Ecuador

INTERMINISTERIAL AGREEMENT No. 0000001

THE MINISTER OF GOVERNMENT AND THE MINISTER OF FOREIGN AFFAIRS AND HUMAN MOBILITY

CONSIDERING:

That under Article 32 of the Constitution of the Republic, it is the obligation of the Ecuadorian State to guarantee the right to health of all its citizens and, therefore, it is responsible for adopting actions and taking preventive measures against the pandemic of the outbreak of the Coronavirus (COVID-19);

That, subsection 1, of article 154 of the Constitution of the Republic indicates that the ministers of state, in addition to their powers established in the law, must exercise the stewardship of the public policies in the area of their charge and issue the administrative agreements and resolutions that its management requires;

That, article 260 of the Highest Norm, indicates that the exercise of exclusive powers shall not exclude the concurrent exercise of management in the provision of public services and activities of collaboration and complementarity between the different levels of government;

That article 261, numeral 3, of said Constitution, establishes that the central State shall have exclusive powers over the registration of persons, nationalization of foreigners and immigration control.

That, article 4, numeral 2, of the Organic Law of Human Mobility, establishes as one of its purposes: “2. *Regulate the entry, transit, permanence, departure and return of people in human mobility from or to Ecuadorian territory;*”

That, article 139 of the Organic Law of Human Mobility orders that, when the immigration control authority identifies a person from a country with an international health alert, according to the international protocols established on the matter, it will deliver said person to the national health authority to apply the corresponding procedures;

That article 164, numeral 7, of the Organic Law of Human Mobility grants competence to the immigration control authority to monitor risk situations in which people in human mobility may be involved and execute protective actions in coordination with the governing body on human mobility and national and international entities if the case warrants it.

That, article 123 of the Regulation of the Organic Law of Human Mobility provides that the Ministry of Government shall exercise the stewardship of immigration control at the national level, through the responsible area;

That on March 11, 2020, the Director-General of the World Health Organization described the coronavirus outbreak (COVID-19) as a global pandemic, and asked countries to increase their actions to mitigate the spread of the virus and protect to the people;

That on March 11, 2020, the Minister of Public Health issued Ministerial Agreement 126-2020 whereby it declared a State of Sanitary Emergency to prevent the spread of COVID-19 and prevent a possible massive contagion of the population;

That Article 7 of Ministerial Agreement 126-2020 of the Ministry of Public Health states that the Immigration Control Authority will be informed to adopt the pertinent preventive measures concerning citizens who enter and leave Ecuadorian territory;

In exercise of the powers conferred on them by articles 154, numeral 1 and 226 of the Constitution of the Republic of Ecuador, article 163, numeral 1, 2 and 5 of the Organic Law of Human Mobility; and, article 1 of the Regulation of the Organic Law of Human Mobility,

AGREE:

Article One. – To provide -as of the OOhOO of Friday, March 13, 2020- the implementation of a Preventive Mandatory Isolation (PMI), for an uninterrupted period of fourteen (14) days, to all travelers of Ecuadorian or any other nationality that enter the territory of the Republic of Ecuador and coming from the People's Republic of China (Hubei and Guandong provinces), the Kingdom of Spain, the Republic of France, the Islamic Republic of Iran, the Federal Republic of Germany, the Republic of South Korea and the Republic of Italy.

Article Two. – To provide that the travelers referred to in Article One of this Inter-ministerial Agreement comply with the Preventive Mandatory Isolation in private homes or places of permanent stays, such as hotels or reception points, respecting the protocols established for this purpose by the Ministry Public Health during this quarantine period.

Article Three. – The travelers who must comply with the Preventive Mandatory Isolation must notify the migration authorities, at the time of entering Ecuador, the address where they will stay for those 14 days. The lodging site for the PMI will be in the same city as the airport, port or land entry point that the traveler used to enter the country.

Article Four. - Travelers should go directly, from the point of entry to Ecuador to the lodging site where they will comply with the PMI. For this purpose, they will use only private vehicles or taxis. They will not be able to occupy massive public transport vehicles such as buses or vans.

Article Five. - Both the lodging site to comply with the Preventive Mandatory Isolation and the mode of transportation thereto must be hired or arranged by the traveler who will be in quarantine, before traveling to Ecuador.

The traveler must present to the migration authorities documents that prove (a) that they will be able to stay in the indicated place during those 14 days; (b) that it has financial means for their maintenance during said period; and, (c) that they have a reservation of the chosen mode of transport. The immigration authorities may verify by any means the veracity of the documents displayed by a traveler.

Article Six. - If a traveler who must comply with the Preventive Mandatory Isolation arrives in Ecuador without the documents mentioned in Article Five or they are not suitable, they will not be admitted by the migration authorities in Ecuadorian territory and must leave the country using similar means of transportation than the one used upon arrival, at the cost of the concerned party.

Article Seven. - All expenses derived from lodging, meals, communications, transportation and others connected with compliance with the PMI and this Inter-Ministerial Agreement must be paid by said traveler. The Ecuadorian State will not pay any of the traveler's expenses related to the PMI or other related provisions.

Article Eight. - Upon entering the Ecuadorian territory, the migration authorities will provide the traveler with a Special Immigration Form with the provisions regarding Preventive Mandatory Isolation, which the traveler must complete and sign, thereby legally committing to comply with such provisions.

The provisions of the Special Immigration Form will be about your acceptance to comply with the PMI and the norms established by Ecuador in this regard, the periodic notification to the authorities about your state of health, the exemption to the Ecuadorian State of all civil responsibility or of any type for direct or indirect effects of the quarantine, among other issues to be determined by the Ecuadorian authorities.

If a traveler refuses to sign the Special Immigration Form, they will not be admitted to Ecuador and must leave the country using a similar means of transportation than the one used upon arrival, at the cost of the concerned party.

Article Nine. – To order that, in case of presenting symptoms during the Preventive Mandatory Isolation, the traveler will immediately contact the Ecuadorian health authority, in the manner indicated in the Special Immigration Form, for the activation of the respective health procedures.

Article Ten. - To exhort Sectional Governments to provide the support that is required for the fulfillment of this Inter-ministerial Agreement.

Article Eleven. – To inform that the non-compliance of the Preventive Mandatory Isolation measure will produce the sanctions provided for in the national legal system.

If a traveler does not adequately inform the place of origin before arriving in Ecuador or fails to comply with the rules governing the PMI and those contained in the Special Immigration Form, he will be processed and sanctioned under Ecuadorian law and/or must leave the country immediately, at his own cost.

FINAL DISPOSITION

The execution of this Inter-ministerial Agreement that will come into effect from the date of its signature, without prejudice to its publication in the Official Registry, is entrusted to the Undersecretariat of Migration of the Ministry of Government, and the Vice-Ministry of Human Mobility of the Ministry of Foreign Affairs and Human Mobility, within the scope of their powers.

TRANSITIONAL DISPOSITION

People who have started to travel to Ecuador until Thursday, March 12, 2020, must submit to the 14-day Preventive Mandatory Isolation but they will not be required to have made the accommodation and internal transportation reservations in advance as indicated in Article Five. If the traveler does not want or cannot comply with the PMI, they must leave the country using a similar means of transportation than the one used on arrival, at the cost of the concerned party.

To be COMMUNICATE and PUBLISHED.

Signed in the Metropolitan District of Quito on, March 11, 2020

Maria Paula Romo

**MINISTER OF
GOVERNMENT**

Jose Valencia

**MINISTER OF
FOREIGN AFFAIRS
AND HUMAN MOBILITY**