AGREEMENT establishing the preventive measures to be implemented for mitigation and control of the health risks of the disease caused by the SARS-CoV2 virus (COVID-19).

In the margin a stamp with the National Shield, which says: United Mexican States.- HEALTH.- Secretary of Health.

JORGE CARLOS ALCOCER VARELA, Secretary of Health, based on articles 4, paragraph fourth and 73, fraction XVI, Bases 2a. and 3rd, of the Political Constitution of the United Mexican States; 39 of the Organic Law of the Federal Public Administration; 3rd, fractions I, II, III and XV, 6th, fraction I, 7th, fraction I, 13, section A, sections V, IX and X, 33, section I, 133, sections II and IV, 134, section XIV, 135, 139 to 143, 147 to 154, 181, 183, 184, 354, 355, 356, 360, 361, 362, 402, 403 and 404 of the General Health Law, and

CONSIDERING

That the 4th article. of the Political Constitution of the United Mexican States establishes that all person has the right to health protection, for which the State has the obligation to guarantee and establish the necessary mechanisms so that every person enjoys a state of complete physical well-being, mental and social for its development;

That article 73, fraction XVI, Bases 2a. and 3a. of the Magna Carta establishes that in case of epidemics of a serious nature or danger of invasion of exotic diseases in the country, the Ministry of Health will obligation to immediately issue the necessary preventive measures;

That the right to health protection is included in various international treaties of which Mexico is part, among which the Universal Declaration of Human Rights, the American Convention on Human Rights, and the International Covenant on Economic Rights, Social and Cultural;

That the World Health Organization (WHO) declared the SARSCoV2 virus pandemic (COVID-19) as a public health emergency of international interest and issued a series of recommendations for its control;

That in terms of the General Health Law, the Ministry of Health is responsible for preparing and taking carried out, in coordination with the institutions of the health sector and with the governments of the federal entities, temporary or permanent programs or campaigns for the control or eradication of those diseases communicable that constitute a real or potential problem for the general health of the Republic, within the SARS-CoV2 virus outbreak (COVID-19) is found in the national territory;

That also, the aforementioned legal order establishes that in the event of a serious epidemic, danger of invasion of communicable diseases, emergency situations or catastrophes that affect the country, the dependency referred to in the previous recital will immediately dictate the essential measures to prevent and combat damage to health, subject to such measures being later sanctioned by the Republic President;

That the National Development Plan 2019-2024, in its number II, "Health for the entire population", indicates that the right to health protection cannot be partially or totally denied, especially to most unprotected sectors of the Mexican population;
That the General Health Council in an extraordinary session held on March 19, 2020, agreed that the epidemic of disease due to the SARS-CoV2 virus (COVID-19) in Mexico is recognized as a serious illness of priority attention;

That in the aforementioned session, the General Health Council also mentioned that the Ministry of Health establish the necessary measures for the prevention and control of the SARS-CoV2 virus epidemic (COVID-19), which will define the specific modalities, the start dates and their end, as well as their territorial extension, and

That by virtue of the foregoing, the Ministry of Health, in compliance with the provisions of article 134, fraction XIV of the General Health Law, I have seen fit to issue the following

AGREEMENT

FIRST ARTICLE.- The purpose of this Agreement is to establish the preventive measures that they must implement for the mitigation and control of the health risks implied by the disease caused by the SARS-CoV2 virus (COVID-19).

For the members of the National Health System, compliance with the provisions will be mandatory of this Agreement.

The civil, military and private authorities, as well as the dependencies and entities of the three government orders will be obliged to implement preventive measures against the disease by the SARS-CoV2 virus (COVID-19), referred to in the first paragraph of this article.

For the purposes of this Agreement, preventive measures shall be understood as those community interventions defined in the "National Day of Healthy Distance", which aim at social distancing for mitigation of population transmission of the SARS-CoV2 virus (COVID-19), thus reducing the number of contagions from person to person and therefore the spread of the disease, with special emphasis on vulnerable groups, also allowing the expected disease burden not to be concentrated in units of time reduced, with the subsequent benefit of guaranteeing access to hospital medical care for severe cases.

SECOND ARTICLE.- The preventive measures that the public, private and social sectors should put into practice are the following:

a) Avoid attending adults, workplaces, public spaces and other crowded places over 65 years of age and older and groups of people at risk of developing serious disease and / or die because of it, who at all times, in their case, and by way of permission with enjoyment of salary, they will enjoy their salary and other benefits established in the current regulations indicated in subsection c) of this article. These groups include pregnant or pregnant women lactation, children under 5 years, people with disabilities, people with chronic diseases not communicable (people with high blood pressure, lung, kidney failure, lupus, cancer, diabetes mellitus, obesity, liver or metabolic failure, heart disease), or with some disease or pharmacological treatment that generates suppression of the immune system;

b) Temporarily suspend school activities at all levels, until April 17, 2020, as established by the Secretary of Public Education;
c) Temporarily suspend the activities of the public, social and private sectors that involve physical concentration, transit or displacement of people from the entry into force of this Agreement and until April 19, 2020.

The dependencies and entities of the Federal Public Administration and the organizations of the social and private sectors must implement plans that guarantee the continuity of operations for the fulfillment of its essential functions related to the mitigation and control of health risks of SARS-CoV2 virus disease (COVID-19) and guarantee the human rights of workers, in particular those indicated in subparagraph a) of the this article, and the users of its services.

In the public sector, the Holders of the Administration and Finance Areas or their counterparts or competent authorities in the institution in question, will determine the essential functions to position of each institution, whose continuity must be guaranteed in accordance with the preceding paragraph.

In the private sector, companies, businesses, commercial establishments and all those that are necessary to face the contingency, by way of example, hospitals, clinics, pharmacies, laboratories, medical, financial, telecommunications, and media, hotel and restaurant services, gas stations, markets, supermarkets, miscellaneous, gas transportation and distribution services, as long as they are not correspond to closed spaces with crowds.

Labor relations will be maintained and applied in accordance with individual, collective contracts, contracts law or General Conditions of Work that correspond, during the period to which This Agreement refers and under the Federal Labor Law and the Federal Law of the Workers at the State Service regulating Section B of Article 123 of the Constitution.

All of the above, with strict respect for the labor rights of workers, in the public, social and private sectors;

d) Temporarily suspend and until further notice from the health authority, massive events and meetings and congregations of more than 100 people;

e) Comply with basic hygiene measures consisting of frequent hand washing, sneezing or cough by covering the mouth and nose with a disposable tissue or forearm; greet applying the healthy distance recommendations (avoid kissing, holding hands or hugging) and recovery effective for people with symptoms of SARS-CoV2 (COVID-19) (avoid contact with other people, traveling in public spaces and keeping a healthy distance, during the 15 days after the onset of symptoms), and

f) The others that at the time are determined necessary by the Ministry of Health, which are will inform the general population, through the head of the Undersecretariat of Prevention and health promotion.

THIRD ARTICLE.- The dependencies and entities of the Federal Public Administration shall maintain coordination with the Ministry of Health for the implementation of the measures object of this Agreement.
ARTICLE FOUR.- The Ministry of Health will be the only instance responsible for the emission and handling of the official information derived from this Agreement.

ARTICLE FIVE.- The interpretation for effects will correspond to the Ministry of Health, administrative of the present Agreement, as well as the resolution of the cases not foreseen in the same.

TRANSIENT

SOLE.- This Agreement shall enter into force on the day of its publication in the Official Gazette of the Federation.

Given in Mexico City, on the twenty-fourth day of March in the year two thousand and twenty.- The Secretary of Salud, Jorge Carlos Alcocer Varela.- Rubric

DECREE by which the Agreement establishing the preventive measures to be sanctioned implement to mitigate and control the health risks of virus disease SARS-CoV2 (COVID-19).

In the margin a stamp with the National Shield, which says: United Mexican States.- Presidency of the Republic.

ANDRÉS MANUEL LÓPEZ OBRADOR, Constitutional President of the United Mexican States, in exercise of the power conferred on me by Article 89, section I, of the Political Constitution of the States Unidos Mexicanos, based on articles 4o., Fourth paragraph and 73, section XVI, Bases 2a. and 3a. from the Constitution itself; 39 of the Organic Law of the Federal Public Administration and 3rd, section XV, 139, 140, 147 and 181 of the General Health Law, and

CONSIDERING

That the 4th article of the Political Constitution of the United Mexican States establishes that all person has the right to health protection, so the Government of Mexico has the obligation to guarantee and carry out all the necessary actions for it;

That article 73, fraction XVI, Bases 2a. and 3a. of the Political Constitution of the United States Mexicans establishes that in case of epidemics of a serious nature or danger of disease invasion exotic in the country, the Ministry of Health will have the obligation to immediately issue the measures indispensable preventive measures, which will be sanctioned by the head of the Federal Executive and must be obeyed by the country's administrative authorities;

That article 3o. of the General Health Law establishes that it is a matter of general health, the organization, control and monitoring of service provision, medical care and prevention of communicable diseases, among others;

That article 135 of said ordinance establishes that the Ministry of Health will prepare and take carried out, in coordination with the institutions of the health sector and with the governments of the federal entities, temporary or permanent programs or campaigns for the control or eradication of those
diseases communicable that constitute a real or potential problem for the general health of the Republic, within the SARS-CoV2 virus outbreak (COVID-19) is found in the national territory;

That in this context, on March 24, 2020, the Official Gazette of the Federation published the Agreement for which establishes the measures to be implemented for epidemiological surveillance, prevention and control of the health risks derived from the disease caused by the SARS-CoV2 virus (COVID-19), and

That the health authority, in determining the measures referred to in the preceding recital, will be executive and its provisions will be obeyed by all the administrative authorities of the country, I have had alright issue the next

DECREES

FIRST ARTICLE.- The purpose of this Decree is to sanction the Agreement by which establish the preventive measures that must be implemented to mitigate and control risks for health implied by the disease caused by the SARS-CoV2 virus (COVID-19), published in the Official Gazette of the Federation on March 24, 2020.

SECOND ARTICLE.- The Ministry of Health, through its Holder, will carry out all the actions that are necessary, in order to monitor the measures provided for in this Decree and inform every twenty-four hours to the President of the Republic on the existing situation.

THIRD ARTICLE.- The dependencies and entities of the Federal Public Administration are instructed to coordinate and provide the necessary support for the implementation of the preventive measures to be refer the article first.

TRANSIENT

SOLE.- This Decree will enter into force on the day it is published in the Official Gazette of the Federation and will have the same validity of the Agreement that is sanctioned in this instrument.

Given at the residence of the Federal Executive Power, in Mexico City, on March 24, 2020.-

Andrés Manuel López Obrador.- Rubric.- The Secretary of Health, Jorge Carlos Alcocer Varela.- Rubric.