

## ATTACHMENT 1

### Points of Contact

1. Notification of detention of Mexican nationals and Consular access.

**Consulate of Mexico in Yuma, Arizona  
Department of Assistance and Protection Affairs**

2. Names, positions and contact information of the Officers responsible for receiving Mexican nationals and coordinating repatriation activities.

**National Institute of Migration (INM) in San Luis Rio Colorado, Sonora**

3. Names, positions and contact information of the Officers responsible for receiving information of the repatriation of persons suspected of committing, or known to have committed, criminal violations and have been identified as being of special interest to the Government of Mexico.

**National Institute of Migration**

**Copy of the notification should be sent to:**

**Consulate of Mexico in Yuma, Arizona  
Department of Protection Affairs**

4. Names, positions and contact information of the Officers responsible for delivering the Mexican nationals and coordinating repatriation activities.

**U.S. Customs and Border Protection (CBP)  
Office of Field Operations (OFO)**

**U.S. Border Patrol (USBP)**

Yuma Sector

Yuma USBP Station

Wellton USBP Station

Blythe USBP Station

**Immigration and Customs Enforcement (ICE)  
Enforcement and Removal Operations (ERO) in Yuma, Arizona**

YUMA

Attachments to Local Arrangement for Repatriation of Mexican Nationals

AILA Doc. No. 16030204. (Posted 03/02/16)

## ATTACHMENT 2

### Ports of Repatriation, Schedules of Repatriation and Conditions For Routine Notification of Repatriations of Mexican Nationals

The identified Ports of Entry and hours of repatriation in this attachment, except where otherwise outlined in this arrangement, should be applicable to all repatriations conducted by the U.S. Border Patrol, Enforcement and Removal Operations, and Homeland Security Investigations.

PORTS OF REPATRIATION	SCHEDULES OF REPATRIATION
San Luis Río Colorado, Sonora, Mexico	<p><b>Schedule for repatriations in general*:</b> 0800-1800 hours (November through April) and 0800-1900 hours (May through October).</p> <p><b>Schedule for repatriation of unaccompanied juveniles:</b> 0800-1800 hours (Year round).</p> <p><b>Schedule for repatriation of other vulnerable people:</b> 0800-1800 hours (May include medically vulnerable, pregnant women, or any case requiring special consideration or coordination).</p> <p>* Nightly Alien Transfer Exit Program (ATEP) repatriations, scheduled to arrive after the agreed operating hours, will be excluded from these restrictions with appropriate notification.</p>

#### Conditions for routine notifications of repatriations of Mexican nationals

Consistent with this Arrangement, the DHS Participants should take into consideration the following conditions for routine notifications of repatriations of Mexican nationals:

1. All notifications should be done through telephone, fax and e-mail.
2. Before any local repatriation takes place, the DHS Participants should notify INM before the arrival at the port of repatriation.
3. In cases related to the repatriation of unaccompanied juveniles in DHS custody, specifically U.S. Border Patrol, the Consulate should notify the INM authorities about the repatriation of the juveniles and send a fax with the list of the repatriated juveniles, in conjunction with the notification made by the DHS authorities stated in the previous paragraph.

4. In regard to unaccompanied minors detained at the San Luis Port of Entry, repatriation should be conducted through the Consulate.
5. The DHS Participants should provide the Mexican authorities lists of the persons to be repatriated, which should be signed by the Mexican authorities as acknowledgement of receipt of the repatriated Mexican nationals. The lists should contain the basic information included in DHS's form I-216. The DHS Participants should provide a list for each repatriated group. The Mexican authorities should provide appropriate officials at the point of repatriation to receive the requested information.
6. When individuals who have been convicted of criminal offenses are being repatriated, the aforementioned list should also include, whenever possible, the following information: alias, registration number, type of removal, crime, date of conviction and time served.
7. The repatriation of known fugitives wanted by the Government of Mexico, as well as individuals who have been convicted of criminal offenses, should be done separately from the repatriation of other Mexican nationals. These procedures should comply with the specific procedures that both Federal governments (Washington D.C. and Mexico City) establish.
8. In cases of groups larger than 50 (fifty) persons, the DHS Participants should notify INM one (1) hours in advance, in order to allow INM to deploy appropriate personnel to reduce the delivery times of the reception of the repatriated Mexican nationals.
9. The repatriations of persons with special needs should adjust to the points of repatriation, schedules and conditions identified in the table that appear at the beginning of this Attachment 2, as well as to the conditions identified in Attachment 4.
10. In case of doubt about a person's nationality, the DHS Participants should request that person be interviewed by a Mexican immigration officer.
11. Any national of a third country repatriated to the Mexican authorities should be returned to the DHS officers as soon as possible.
12. Any exception to the established schedule should be properly coordinated with the appropriate authorities. Exceptions may be made for:
  - Assisting a vulnerable person
  - Law enforcement need
  - Operational tempo

DHS Participants should make every effort to notify INM a minimum of thirty (30) minutes prior to repatriating

### **Repatriation of Mexican nationals and delivery of their personal belongings**

- The signatory participants should take all feasible steps to ensure that property, valuables, and money retained, are available for return to the rightful owner at the time of initial release from DHS custody.
- If some Mexican national should state to an INM agent that he has not received his personal belongings, INM should immediately notify such circumstances to the Consulate.

**ATTACHMENT 3**

**Incident Reporting**

**Officers in charge of receiving and/or conveying information about incidents involving alleged misconduct, mistreatment or violations of human rights.**

**Consulate of Mexico in Yuma, Arizona  
Department of Protection**

**National Institute of Migration (INM) in San Luis Rio Colorado, Sonora**

**U.S. Customs and Border Protection (CBP)  
Office of Field Operations (OFO)**

**U.S. Border Patrol (USBP)**

**Immigration and Customs Enforcement (ICE)  
Enforcement and Removal Operations (ERO) in Yuma, Arizona**

**ATTACHMENT 4****Repatriation of Persons with Special Needs**

In addition to the details identified in Attachment 2 about Ports and Schedules of Repatriation of persons with special needs, and consistent with Section 12 of this Arrangement, the DHS Participants should consider the following:

When applicable within each category below, the DHS Participants and the Consulate should make every effort to obtain the appropriate medical records and all information about the individual, including any contact information about any known family member of the person.

**4.1 Repatriation of unaccompanied minors detained by U.S. Border Patrol**

- The repatriations should be conducted through San Luis Río Colorado, Sonora Port of Entry.
- The Consulate should be notified in order to interview the minors.
- Interviews of unaccompanied minors should be held from 8:00 am to 6:00 pm.
- The repatriation of unaccompanied minors should take place from 8:00 am to 6:00 pm.
- The Consulate should provide in writing a list of the minors to be repatriated by the U.S. Border Patrol, to the office of INM in San Luis Río Colorado, Sonora.
- The INM in San Luis Río Colorado should confirm in writing having received the repatriated minors.

**4.2 Repatriation of unaccompanied minors detained at the Port of Entry in San Luis, Arizona.**

- The Consulate should be notified in order to interview the minors. The notification should be done immediately after the detention of the minor.
- Interviews of unaccompanied minors are held 8:00 am to 6:00 pm.
- The repatriation of unaccompanied minors may take place 8:00 am to 6:00 pm. Officials from the Consulate should deliver the minor to the INM agent on duty.
- The Consulate is expected to deliver to INM in writing, all the information related to the repatriated minor. INM should provide written acknowledgement of receipt, in writing, of such information.

**4.3 Repatriation of Mexican nationals with special medical needs**

- If a special device (crutches, wheelchair, walker, etc.) is appropriate to facilitate the mobilization and repatriation of the individual, it should be supplied by the medical center that provided the care for the individual. Otherwise, the DHS Participants should allow the Consulate a reasonable time to provide the device.

- If the individuals in non-ambulatory, the repatriation should not take place until arrangements with the family or the medical institution receiving the person with special medical needs are made.
- The repatriation should take place as early as possible.

#### **4.4 Repatriation of mentally ill people**

- The Consulate should be notified as soon as possible of the intended repatriation of a mentally incapacitated person, and the repatriation should take place as soon as possible after the notification.
- The repatriation should take place as soon as possible.

#### **4.5 Repatriation of unaccompanied women, pregnant women and elderly people**

- The repatriation of this group of people should be done at the times and places identified in Attachment 2.
- In certain circumstances, repatriations might be done outside the scheduled timetables specified in Attachment 2, once a previous arrangement has been reached by the Participants.

#### **4.6 Repatriation of minors accompanied by an adult relative.**

- Repatriation of this group of people should be held at the times and places identified in Attachment 2.

### **ATTACHMENT 5**

#### **The Safe and Humane Treatment and Repatriation Of Unaccompanied Mexican Children**

- 1) For the DHS personnel, all interactions between CBP and ICE personnel and unaccompanied Mexican children, including but not limited to those areas or actions identified in this Local Repatriation Arrangements and all addenda, are to be consistent with and in accordance with all provisions of the William Wilberforce Trafficking Victims Protection Reauthorization Act of 2008; similarly the interactions of Mexican officers with Mexican children including but not limited to those areas or actions identified in this Local Repatriation Arrangements and all addenda, are to be conducted in accordance with any applicable domestic and international norms and through the application of the Consular Protection Protocol for Unaccompanied Migrant Children and Adolescents.
- 2) The U.S.-Mexico Local Repatriation Arrangements are to be the guiding framework for the safe and humane treatment and repatriation of unaccompanied Mexican children.

- 3) Repatriations of Unaccompanied Mexican Children are to be conducted in a manner consistent with the Local Repatriation Arrangement for the area through which unaccompanied Mexican children are returned, consistent with the times and location outlined in Attachment 2 of the Local Repatriation Agreements, and to appropriate Mexican government officials. In cases where the best interest of an individual child requires deviation from the Local Repatriation Arrangement, such actions are to be taken only with the coordination and concurrence of the competent U.S. and Mexican officials.
- 4) DHS personnel must determine whether an unaccompanied child encountered at a land border or port of entry is capable of making an independent decision and screen appropriately for signs victimization of a severe form of trafficking, risk of trafficking upon return, and fear of return due to a credible fear of persecution.
- 5) If DHS personnel determine that an unaccompanied Mexican child has been, a victim of a severe form of trafficking, is at risk of being trafficked upon return or is afraid to return to Mexico because of a credible fear of persecution, or that he or she is not able to make an independent decision to withdraw his or her application for admission to the United States, DHS personnel are to:
  - a. Engage in established protection processes and procedures available under U.S. law including in removal proceedings before an immigration judge;
  - b. Notify and provide consular access to unaccompanied Mexican children consistent with existing arrangements, agreements and legal obligations.
- 6) Mexican Consular and Immigration officials are to duly coordinate with CBP and ICE through established local relationships, and among relevant Mexican agencies or groups, regarding the safe and humane treatment of and/or return of unaccompanied Mexican children being repatriated, including appropriate intervention with unaccompanied Mexican children.
- 7) In cases where the application of the Consular Protection Protocol for Unaccompanied Migrant Children and Adolescents by Mexican officials results in the identification of potential victims of a severe form of trafficking or subjects that claim a fear of return due to a credible fear of persecution, all applicable information is to be provided to DHS in order to evaluate any potential further protective actions.
- 8) DHS and Mexican officers, agents, and personnel who have substantive contact with unaccompanied Mexican children are to receive appropriate training on the implementation of these repatriation arrangements, including on identifying children who are victims of a severe form of trafficking and children for whom asylum, special immigrant relief, and/or other government or group support that may be appropriate; additionally, the Government of Mexico intends to share with DHS the Consular Protection Protocol for Unaccompanied Migrant Children and Adolescents, including best practices in interviewing unaccompanied minors.

- 9) In order to safeguard unaccompanied children who are nationals of third countries, both DHS and Mexican agencies aver their respective and collective intent to intervene with all appropriate measures at the earliest point possible, consistent with their respective legal frameworks and international commitments, and in harmony with the principles outlined in the Managua Extraordinary Declaration issued by Vice Ministers and the Heads of Delegation of the Member Countries of the XIX Regional Conference on Migration held in Managua, Nicaragua in June 2014.
  
- 10) Concerns with implementation of this addendum should be addressed locally, with issues being elevated to the Repatriation Technical Working Group when resolution at a lower level is not possible.