



Judge,

Patricia Pérez Goldberg

Chile

Current post

Judge of the Inter-American Court of Human Rights

Languages

Bilingual: Spanish - English.

Academic background

December 2019 - March 2020	Participation in the Master of Philosophy [M.Phil.] [Criminology] programme, Institute of Criminology, University of Cambridge.
2016-2020	Ph.D. in Law, Universidad de Valparaíso. Thesis: "Las Mujeres Privadas de Libertad y el Enfoque de Capacidades," accepted with the highest distinction.
2013	Honorary Doctorate, California Western School of Law.
2010	Master's degree in Criminal Law and Criminal Sciences, Pontificia Universidad Católica de Valparaíso.
2009	Participant in the Third Training Program on the Inter-American System for Public Defenders of the Americas. Inter-American Court of Human Rights and Inter-American Association of Public Defenders. Santo Domingo, Dominican Republic.
2009	Course on "Reforzamiento, Actualización y Profundización sobre el Sistema de Justicia Penal Juvenil," Pontificia Universidad Católica.

- 2008 Participant in the Seminar-Workshop “Clínica Legal sobre Litigio Interamericano para Defensores Públicos,” Inter-American Institute of Human Rights
- 2007 Diploma course on “Gerencia Pública con Enfoque de Género,” Flacso.
- 2006 Diploma course on “Fortalecimiento del Estado de Derecho a través de la Capacitación en Human Rights de Operadores de la Justicia,” International Center for Transitional Justice and Human Rights Center, Universidad de Chile.
- 2005 Diploma course on “Human Rights y Procesos de Democratización,” Human Rights Center, Universidad de Chile. Passed with maximum distinction.
- 2004 Litigation course: “Realising Rights: Implementing Human Rights Through Litigation,” British Council, London
- 2002 Fifth Specialization Course: “Protección Jurisdiccional de los Derechos del Niño” for Southern Cone Judges, Lawyers and Prosecutors, UNICEF, Buenos Aires.
- 2002 Postgraduate course: “Aspectos Fundamentales y Tendencias Actuales del Derecho Penal,” Universidad Católica del Norte.
- 2001 Diploma course on “La Reforma Procesal Penal,” Universidad de Chile.
- Participation in different training courses on International Human Rights Law, and on civil, criminal and administrative law.
- 1999 Law degree, Universidad de Valparaíso.
- 1996-1999 Assistant – student, Departments of Labor Law and Social Security.



Activities linked to the defense, promotion and protection of human rights

Minister of Justice (December 2012 - March 2014).

Under-Secretary of Justice (March 2010 - December 2012).

- Responsible for processing the Ministry's draft legislation before the National Congress; for example, on the creation of the Subsecretariat for Human Rights in the Ministry of Justice; on Alternative Punishments – which resulted in a list of punishments other than imprisonment; the law on Commutation of Punishments aimed at reducing prison overcrowding and improving the rehabilitation opportunities for offenders who were unlikely to reoffend; the law that created a new Service for Adolescent Criminal Responsibility, among other initiatives.
- Promoted a new Prison Policy aimed at improving the living conditions and security of prisoners, human rights training for personnel of the Chilean corps of prison guards, the creation of a human rights unit (current Human Rights Promotion and Protection Department) and raising awareness of the needs of members of structurally disadvantaged groups within the prison population (women, members of the LGBTQI+ community, indigenous peoples, people with disabilities, foreigners). In this context, developed the Plan of 11 measures for Youth Reinsertion (Plan Jóvenes) and invited a committee of experts to a Meeting on gender-based Prison Policies, in order to adopt special measures in favor of women prisoners.
- State representative in relation to compliance with the judgment of the Inter-American Court of Human Rights in the case of *Atala Riffo and daughters v. Chile*. As such, was responsible for conducting the “public act to acknowledge the international responsibility of the State of Chile” and ensuring the execution of the measures ordered by the court, in particular the widespread dissemination of the judgment and ensuring the training on equality and non-discrimination for public officials. To this end, as a member of the Board of the Judicial Academy, requested the incorporation of these issues into the training programs for the Judiciary's judges and officials, and organized and promoted training for the services attached to the Ministry of Justice, such as the first diploma course on Human Rights for Chilean prison guards.
- Responsible for processing the presidential pardon for the Aymara herdsman, Gabriela Blas Blas, who lost her 3-year-old son in the Chilean highlands, following which she was convicted of the child's death in two successive trials. In both criminal trials the Public Prosecution Service accused Gabriela of the crime of the abandonment of a child in a solitary place resulting in his death, without taking into account the context in which the accused, accompanied by her son, herded her flocks, the circumstances in which the child went missing, and the defendant's socio-cultural background, particularly that she was a member of the Aymara people. After spending three years in pre-trial detention, the granting of the partial special pardon allowed her to regain her freedom, and she subsequently benefited from a general pardon.

Lawyer, Review Unit of the Public Criminal Defense Service (October 2003 - March 2010).

- Responsible for advising defense counsel of the Region of Valparaiso on matters relating to International Human Rights Law, Constitutional Law, Criminal Law, and Criminal Procedural Law.
- Litigated complex cases, together with the senior defender.
- Analyzed and systematized national, regional and international case law; prepared the first case law Database for the Criminal Defense Service of the region of Valparaiso
- Imparted courses for public criminal defenders on the following issues: Litigation, Incorporation of International Human Rights law Standards, Gender-based Approach in Criminal Defense, and Domestic Violence and Femicide and also for mental health professionals from the Sociedad de Neurología, Psiquiatría y Neurocirugía on the legal framework of Forensic Psychiatry, and on the judgment of the Inter-American Court in the case of *Ximenes Lopes v. Brazil*.



Public Criminal Defender (November 2001 - September 2003).

- Litigated criminal cases in the region of Coquimbo, appearing before the Guarantee Judges, the Oral Criminal Trial Courts, and the La Serena Appellate Court.

Senior Lawyer of the Corporación de Asistencia Judicial (April 2000 – October 2001).

- In charge of civil and criminal cases as defense counsel and as prosecutor.
- Lawyer responsible for execution of the project “Defensa de los Derechos del Joven.”
- Administered the activities of professionals and applicants who answered to her.
- Organized and led community training and dissemination activities (seminars, mobile legal clinic, and radio programs).
- Established a network for collaboration with other institutions involved in providing legal assistance, such as SENAME, SERNAM, SERPAJ, the Chile Barrio Program, and the Civil Registry Service.

Additional professional activities

October 2015
– to date

Real Estate Registrar, Villa Alemana.

January 2019
– to date

Board Member, Justice Studies Center of the Americas.

January 2014
- 2018

Director, Fundación Proyecto B.

Teaching

Litigation, undergraduate level

Pontificia Universidad Católica de Valparaíso and Universidad Adolfo Ibáñez.

Litigation, postgraduate level

Universidad de Valparaíso and Universidad del Desarrollo.

Publications

- “La participación de mujeres en órganos y tribunales internacionales,” in Revista Trayectorias Humanas Continentales (2023).
- “Las mujeres privadas de libertad y el enfoque de capacidades,” Der ediciones (2021).
- “Mujer, cárcel y desigualdad,” in Revista Trayectorias Humanas Continentales (2018).
- “Discriminación: el caso de Lorenza Cayuhán,” Revista de Ciencias Sociales, Universidad de Valparaíso (2017).
- “Balance y Desafíos de la Nueva Política Penitenciaria,” Ministry of Justice (2014).
- “Política Penitenciaria con enfoque de género,” Ministry of Justice (2013).
- “Innovación en el Sector Justicia,” Ministry of Justice (2012).
- “El primer programa chileno de suspensión condicional para adictos que delinquen” in “Justicia Penal y Adicciones. Tribunales de Tratamiento de Drogas como Alternativa a la Sanción.” Fundación Paz Ciudadana - Lexis Nexis - Proyecto Acceso (2010).
- “La psicopatía como causal de imputabilidad,” Boletín, Centro de Estudios de la Justicia, Escuela de Derecho, Universidad Católica del Norte (December 2003).
- “La autorización judicial como mecanismo de resguardo de derechos. Fundamentación y aplicación del principio de proporcionalidad.” Commentary on a decision of the guarantee judge who refused to authorize the Public Prosecution Service to enter and search a building. Informativo Jurídico, Editorial Jurídica de Chile No. 35 (September 2003).
- Commentary on the exclusion of evidence owing to its unlawful nature, in case Ruc 0200087153-5, Ovalle Guarantee Court. Revista de Derecho Procesal Penal No. 6 (February 2003).
- Commentary on “The authority to suspend the sentence applied in case Ruc 0100057084-9, Ovalle Guarantee Court”. Revista de Derecho Procesal Penal No. 3 (November 2002).



Awards

Elected one of Chile's One Hundred Women Leaders in 2007 and 2013 (Economía y Negocios in El Mercurio and Mujeres Empresarias).

Recognized as the Under-Secretary with the best performance in meeting the goals of the program Chile Gestiona of the Ministry of Finance (2013).

Received an award from the Agencia Chilena de Eficiencia Energética, category: public building, for a project implemented in the building of the Ministry of Justice (2013).

Membership in associations

Human Development and Capability Association.

Latin America, Africa, Europe, Caribbean International Network. Territories, Vulnerable Populations and Public Policies, Université de Limoges, France.

Asociación Chilena de Justicia Terapéutica.



I/A Court H.R.
Protecting Rights

Inter-American Court of Human Rights