

ECUADOR

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RULES/GENERAL LAWS

General	SUBSTITUTE REGULATION OF MILITARY DISCIPLINE Art. 127. - Minor or serious disciplinary offenses committed by members of the Armed Forces that are in Services Commission abroad, shall be punished by the General Force Commanders once he/she is repatriated back to the country. http://www.defensa.gob.ec Ecuador military personnel when deployed to the mission area are considered on duty 24/7 until redeployment is made, according to Standard Operating Procedure (SOP).
SEA: military offence?	GENERAL DISPOSITION All acts or omissions that have evidence of a crime such as bribery, libel, usury, sexual harassment, robbery, theft, among others, were committed by staff officers or troops in service acts or outside it, should be brought to the attention of judicial authorities. The complaint must be initiated by the affected or by the military authority that knows the fact. http://www.defensa.gob.ec/
Powers of the Commanding Officer (CO)	The commanding officer has administrative, investigative and disciplinary power to punish offenses in misdemeanors, or refer the case to a court martial. http://www.military.com/ Commanding officers have authority to promulgate all kinds of policies and rules in order to encourage and enforce discipline in their subordinates, so that they refrain from committing military offenses or misconduct. Furthermore, the Commanding Officer has many responsibilities, including authorizing searches and seizures of property; making the initial determination to confine an accused; and exercising prosecutorial discretion. In exercising discretion, a CO may dismiss charges; effect non-punitive measures; impose non-judicial punishment; or refer a matter to court-martial.

INVESTIGATION

Who can investigate?	National Investigation Officers and Military Police personnel conduct investigations under the authority of the Head of Mission supported by investigators from the special investigative units (SIUs) belonging to the mission's security component, UNPOL's internal investigation units, and Investigators from OIOS-ID mission and Headquarters investigators. https://oios.un.org
National Investigation Officer (NIO)	National Investigations Officers are not considered into deployed units' organization. https://oios.un.org

PROSECUTION

Referral	National Investigation Officers are not considered into deployed units' organization.
Who can charge?	Civilian authority, according to the Integral Criminal Code.

JUSTICE

Military justice	Ecuador currently does not have a military justice system. See No.196, The Penal Code Reform Act for Typing Crimes Committed by the Military and Police Service Personnel of 2010. http://www.vertic.org/
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