



NOBOA, PEÑA & TORRES
ABOGADOS ECUADOR

FLASH LEGAL # 001137

“MINISTERIAL AGREEMENT No. MDT-2025-054 AMENDMENT TO THE REGULATION FOR THE CERTIFICATION OF SUBSTITUTES OF PERSONS WITH DISABILITIES”

Dear Clients and Friends,

We like to inform you that the Minister of Labor has issued Ministerial Agreement No. MDT-2025-054, dated May 15, 2025, and published in Official Registry No. 52 on June 4, 2025. This agreement introduces amendments to the regulation governing the certification of substitutes for persons with disabilities. The most relevant provisions are outlined below:

1. The definition of severe disability included in the regulation for the certification of substitutes of persons with disabilities has been amended as follows:

Severe Disability – *In accordance with the provisions issued by the Ministry of Public Health, the following shall be considered as severe disability:*

1. *Persons with intellectual, psychosocial, or multiple disabilities: classified as severe, very severe, or complete at 50% or more; and*
2. *Persons with physical, auditory, visual, or speech disabilities: classified as very severe or complete at 75% or more.*

In other words, severe disability must be assessed and certified by the Ministry of Public Health, and not by CONADIS. Accordingly, the definitions of direct and humanitarian solidarity substitutes have also been amended in line with the newly established percentages in the definition of severe disability.

2. For the case of a direct substitute for an individual with a severe disability aged 18 or above, the person with the disability shall have the following percentages:

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- **Intellectual, psychosocial, or multiple disabilities:** classified as severe, very severe, or complete at 50% or more, duly certified by the national health authority.
 - **Physical, auditory, visual, or speech disabilities:** classified as very severe or complete at 75% or more, duly certified by the national health authority.
3. The original national ID card or citizenship card containing the disability information certified by the Ministry of Public Health will be the **primary requirement** for qualification as a **direct substitute** for: children and adolescents; or a person with severe disability aged 18 or older.

We hope that you find this general information helpful. Please note that it is not intended to constitute legal advice. Should you have any specific inquiries, we would be pleased to provide further assistance.

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