

Tribunal Constitucional Plurinacional de Bolivia

SENTENCIA CONSTITUCIONAL PLURINACIONAL 0066/2019-S1

Sucre, 3 de abril de 2019

SALA PRIMERA

Magistrada Relatora: MSc. Georgina Amusquivar Moller

Acción de amparo constitucional

Expediente: 25135-2018-51-AAC

Departamento: Chuquisaca

III. FUNDAMENTOS JURÍDICOS DEL FALLO

El accionante alegó la vulneración de sus derechos al trabajo, a una remuneración justa y a la no discriminación; en el entendido que, la autoridad demandada procedió a su destitución en el cargo de Operador II de la Administración del Puerto de Arica de la República de Chile dependiente de la ASP-B, bajo el único argumento que su perfil profesional de "militar" no cumple con el POAI, requisito que no se encontraba establecido a momento de su designación.

En consecuencia, corresponde analizar en revisión, si los hechos denunciados son evidentes a fin de conceder o denegar la tutela solicitada.

III.1. De los servidoras y servidores públicos provisorios o eventuales y de aquellos funcionarios de carrera

Al respecto la SCP 0542/2015-S2 de 22 de mayo, haciendo un análisis de los funcionarios públicos manifestó que: "...existen dos clases de servidores públicos: a) Los electos, designados, de libre nombramiento, de carrera; y, b) Los interinos; últimos éstos que se vinculan a una entidad de manera temporal o con carácter eventual, pudiendo ocupar cargos previstos para la carrera administrativa.

Debe considerarse que entre ambos grupos, existen diferencias esenciales que los distinguen, las cuales han sido identificadas por la SC 0474/2011-R de 18 de abril, que al efecto señaló: "...la diferencia entre ambos radica en las previsiones por los arts. 7.II y 7.I de la indicada norma legal, que rige el sistema de administración de personal en las entidades públicas. En síntesis, el servidor público de carrera, es aquel que independientemente de gozar de los mismos derechos que los demás previstos en el art. 7 del EFP, tiene derecho a la inamovilidad laboral y en su caso a impugnar toda determinación relacionada

Laboral Sentencia Constitucional 009 2017 24 Bolivia

CH Cherryholmes



Laboral Sentencia Constitucional 009 2017 24 Bolivia:

The book delves into Laboral Sentencia Constitucional 009 2017 24 Bolivia. Laboral Sentencia Constitucional 009 2017 24 Bolivia is a crucial topic that needs to be grasped by everyone, from students and scholars to the general public. The book will furnish comprehensive and in-depth insights into Laboral Sentencia Constitucional 009 2017 24 Bolivia, encompassing both the fundamentals and more intricate discussions.

1. The book is structured into several chapters, namely:
 - Chapter 1: Introduction to Laboral Sentencia Constitucional 009 2017 24 Bolivia
 - Chapter 2: Essential Elements of Laboral Sentencia Constitucional 009 2017 24 Bolivia
 - Chapter 3: Laboral Sentencia Constitucional 009 2017 24 Bolivia in Everyday Life
 - Chapter 4: Laboral Sentencia Constitucional 009 2017 24 Bolivia in Specific Contexts
 - Chapter 5: Conclusion
 2. In chapter 1, this book will provide an overview of Laboral Sentencia Constitucional 009 2017 24 Bolivia. The first chapter will explore what Laboral Sentencia Constitucional 009 2017 24 Bolivia is, why Laboral Sentencia Constitucional 009 2017 24 Bolivia is vital, and how to effectively learn about Laboral Sentencia Constitucional 009 2017 24 Bolivia.
 3. In chapter 2, this book will delve into the foundational concepts of Laboral Sentencia Constitucional 009 2017 24 Bolivia. This chapter will elucidate the essential principles that must be understood to grasp Laboral Sentencia Constitucional 009 2017 24 Bolivia in its entirety.
 4. In chapter 3, the author will examine the practical applications of Laboral Sentencia Constitucional 009 2017 24 Bolivia in daily life. This chapter will showcase real-world examples of how Laboral Sentencia Constitucional 009 2017 24 Bolivia can be effectively utilized in everyday scenarios.
 5. In chapter 4, the author will scrutinize the relevance of Laboral Sentencia Constitucional 009 2017 24 Bolivia in specific contexts. The fourth chapter will explore how Laboral Sentencia Constitucional 009 2017 24 Bolivia is applied in specialized fields, such as education, business, and technology.
 6. In chapter 5, this book will draw a conclusion about Laboral Sentencia Constitucional 009 2017 24 Bolivia. The final chapter will summarize the key points that have been discussed throughout the book.
- This book is crafted in an easy-to-understand language and is complemented by engaging illustrations. It is highly recommended for anyone seeking to gain a comprehensive understanding of Laboral Sentencia Constitucional 009 2017 24 Bolivia.

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