

**FACULTAD DE JURISPRUDENCIA, CIENCIAS SOCIALES Y
HUMANIDADES**

**Trabajo de titulación previa a la obtención de
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“ABOGADO DE LOS TRIBUNALES DEL ECUADOR”**

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**FUNCIONES JURISDICCIONALES DE LAS AUTORIDADES
INDÍGENAS DEL
PUEBLO PALTA: PERSPECTIVA HISTORICA Y ACTUAL**

ABSTRACT: The study analyzes indigenous power and governance in Ecuador, focusing on constitutional norms and customary law. Through a review of the 2008 Constitution and Constitutional Court rulings, it examines how indigenous authorities exercise jurisdictional functions based on their traditions, customs, and own laws. It concludes that the Constitution and the Organic Code of the Judiciary recognize indigenous jurisdiction within their territorial scope, guaranteeing human and constitutional rights. The Constitutional Court establishes criteria to delineate the competence of indigenous justice, highlighting the importance of community autonomy and self-determination. The study concludes that collective rights and customary law are essential for a true Plurinational and Intercultural State of Law, and that self-determination and respect for indigenous justice are crucial for preserving identity and promoting harmonious coexistence within indigenous communities and with the State. Additionally, it emphasizes the need to ensure the autonomy of communities to manage their own affairs without external interference.

KEY WORDS: collective rights, customary law, indigenous peoples, indigenous justice, Palta people.