

Submission Data File

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UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

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FORM 12b-25

NOTIFICATION OF LATE FILING

(Check one): Form 10-K Form 20-F Form 11-K Form 10-Q Form 10-D Form N-SAR
 Form N-CSR

For Period Ended: December 31, 2016

- Transition Report on Form 10-K
- Transition Report on Form 20-F
- Transition Report on Form 11-K
- Transition Report on Form 10-Q
- Transition Report on Form N-SAR

For the Transition Period Ended: _____

Read Instruction (on back page) Before Preparing Form. Please Print or Type.

Nothing in this form shall be construed to imply that the Commission has verified any information contained herein.

If the notification relates to a portion of the filing checked above, identify the Item(s) to which the notification relates:

N/A

PART I — REGISTRANT INFORMATION

Ecopetrol S.A.
Full Name of Registrant

N/A
Former Name if Applicable

Carrera 13 No. 36 – 24
Address of Principal Executive Office (Street and Number)

Bogota, Colombia
City, State and Zip Code

PART II — RULES 12b-25(b) AND (c)

If the subject report could not be filed without unreasonable effort or expense and the registrant seeks relief pursuant to Rule 12b-25(b), the following should be completed. (Check box if appropriate)

- (a) The reason described in reasonable detail in Part III of this form could not be eliminated without unreasonable effort or expense
- (b) The subject annual report, semi-annual report, transition report on Form 10-K, Form 20-F, Form 11-K, Form N-SAR or Form N-CSR, or portion thereof, will be filed on or before the fifteenth calendar day following the prescribed due date; or the subject quarterly report or transition report on Form 10-Q or subject distribution report on Form 10-D, or portion thereof, will be filed on or before the fifth calendar day following the prescribed due date; and
- (c) The accountant’s statement or other exhibit required by Rule 12b-25(c) has been attached if applicable.

PART III — NARRATIVE

State below in reasonable detail why Forms 10-K, 20-F, 11-K, 10-Q, 10-D, N-SAR, N-CSR, or the transition report or portion thereof, could not be filed within the prescribed time period.

Ecopetrol S.A. (the “Registrant”) was unable to complete its annual report on Form 20-F for the fiscal year ended December 31, 2016 (the “2016 Annual Report”) in a timely manner without unreasonable effort or expense.

As disclosed in the Registrant’s annual report on Form 20-F for the fiscal year ended December 31, 2015 (the “2015 Annual Report”), as a result of the delays and cost overruns experienced by the Cartagena Refinery Expansion Project (“Project”), the Prosecutor’s Office (*Fiscalía General de la Nación*), among other control entities, initiated a process of gathering and reviewing information about the Registrant’s wholly owned subsidiary Refinería de Cartagena S.A. (“Reficar”), the owner of the Cartagena Refinery. See “*Item 5, Risk Review – Section 5.2, Legal Proceedings and Related Matters – Reficar Investigations*” on page 119 of the 2015 Annual Report.

In connection therewith, on April 27, 2017, the Prosecutor’s Office announced in a press release that it may be charging (i) former executives and officials of the Registrant and Reficar, (ii) one current employee of the Registrant who has been assigned to work in Reficar, (iii) two executives of Chicago Bridge & Iron Company, the main contractor in charge of the Project, and (iv) Reficar’s statutory auditor from 2013 to 2015, with the alleged crimes of document forgery, illegal interest in the execution of agreements, misappropriation of funds and unjustified enrichment.

The Registrant requires additional time to analyze this announcement with its independent auditors and with the Registrant’s audit committee.

The Registrant is working diligently to finalize the 2016 Annual Report and expects to file it no later than May 16, 2017.
