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ACTION ARA-01

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TRSE-00 T-01 USIE-00 RPE-00 /097W ------8D7C86 061912Z /38

R 061842Z JAN 93 FM AMEMBASSY LIMA TO SECSTATE WASHDC 4729 INFO AMEMBASSY BOGOTA AMEMBASSY BUENOS AIRES AMEMBASSY CARACAS AMEMBASSY LA PAZ

AMEMBASSY QUITO

WEND TOX HOKNO

AMEMBASSY TOKYO

DIA WASHDC

USAFSO HOWARD AFB PM

USCINCSO QUARRY HEIGHTS PM



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USCINCSO ALSO FOR POLAD

E.O. 12356: DECL: OADR

E.O. 12550; DECD: OADR

TAGS: PHUM, PGOV, OFDP, PE, AR

SUBJECT: GOVERNMENT, THE GENERALS AND

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LIMA 00138 01 OF 02 061843Z THE LIMITS OF FREEDOM OF SPEECH

REF:

LIMA 088

1. (U) SUMMARY: THE GOP HAS ANNOUNCED IT WILL PROSECUTE RETIRED GENERALS ARCINIEGA AND CISNEROS FOR "INSULTING THE NATION AND ARMED FORCES." ARCINIEGA HAS BEEN GRANTED ASYLUM BY THE ARGENTINE GOVERNMENT AFTER SEEKING REFUGE IN THEIR EMBASSY IN LIMA. CISNEROS HAS NOT YET RESPONDED TO THE CHARGES. END SUMMARY.

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UNITED STATES DEPARTMENT OF STATE REVIEW AUTHORITY: SAM A. MOSKOWITZ DATE/CASE ID: 15 JUN 2001 200101053

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(U) IN ADDITION TO THE GOP'S DECISION TO BRING CHARGES AGAINST RETIRED GENERAL ALBERTO ARCINIEGA FOR "INSULT TO THE NATION AND THE ARMED FORCES" (REFTEL), THE GOVERNMENT ALSO ANNOUNCED JANUARY 5 IT WILL PROSECUTE ANOTHER RETIRED GENERAL, LUIS CISNEROS VIZQUERRA, FOR DEFAMING THE ARMED FORCES AND ITS COMMANDER. ARCINIEGA SOUGHT AND RECEIVED POLITICAL ASYLUM IN THE ARGENTINE EMBASSY JANUARY 5. PERUVIAN PRIME/FOREIGN MINISTER OSCAR DE LA PUENTE TOLD THE PRESS THAT THE GOP WOULD AUTHORIZE SAFE CONDUCT FOR ARCINIEGA TO LEAVE THE COUNTRY. CISNEROS, WHO WAS DEFENSE MINISTER UNDER THE LAST MILITARY GOVERNMENT, TOLD A JOURNALIST THAT UNLIKE ARCINIEGA HE DID NOT PLAN TO SEEK POLITICAL ASYLUM IN ANOTHER COUNTRY.

3. (U) THE DEFAMATION CHARGES AGAINST BOTH ARCINIEGA AND CISNEROS STEM FROM COMMENTS THEY



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4. (C) COMMENT: THE OPENING OF
INVESTIGATATIONS AGAINST GENERALS ARCINIEGA AND
CISNEROS ARE CLEAR EXAMPLES OF THE GOVERNMENT
USING THE LEGAL PROCESS TO DEFINE THE LIMITS AND
SUBJECT AREAS BEYOND WHICH CRITICISM WILL HAVE
CONSEQUENCES. BOTH ARCINIEGA AND CISNEROS ARE
RETIRED AND, AS PRIVATE CITIZENS, ARE NOT
SUBJECT TO ANY LEGAL RESTRICTION THAT WOULD
PROHIBIT THEIR CRITICIZING GOP POLICIES. THE
PUBLISHED COMMENTS BOTH GENERALS MADE HAVE NOT
BEEN PARTICULARLY INFLAMATORY OR AD HOMINEM.
WHAT THEY SAID IS LESS DANGEROUS, AT THE MOMENT
TO FUJIMORI THAN WHO IS SAYING IT. AS RETIRED

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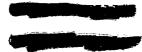
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GENERALS, ARCINIEGA AND CISNEROS'S PUBLIC CRITICISM HAS VIOLATED ONE OF THE NORMS OF THE MILITARY AS A SEPARATE INSTITUTION IN PERU: DIRTY LAUNDRY SHOULD NOT BE WASHED IN PUBLIC.

(C) WHAT IS IRONIC IN THIS CASE IS THAT



PAGE 04 LIMA 00138 01 OF 02 061843Z NEITHER ARCINIEGA NOR CISNEROS SEEM ON THE SURFACE TO BE CRITICIZING FUJIMORI; THEY BOTH HAVE PUBLICLY EXPRESSED SUPPORT FOR THE PRESIDENT ON SEVERAL OCCASIONS (ARCINIEGA EVEN CRITICIZED THE FAILED NOVEMBER 13 COUP ATTEMPT). BOTH MEN, HOWEVER, HAVE OPENLY CRITICIZED GOVERNMENT POLICIES AND HAVE COMPLAINED THAT HERMOZA NO LONGER COMMANDS RESPECT IN THE ARMED FORCES. THE RUB IS THAT IF FUJIMORI DEPENDS UPON HERMOZA TO KEEP THE THE ARMED FORCES IN LINE, ANY CRITICISM OF THE PRESIDENT'S MAN IS CRITICISM OF THE PRESIDENT AND UNDERMINES HIS CONTROL OVER A KEY INSTITUTION HE NEEDS TO REMAIN IN POWER. THIS

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	OASY-00	EAP-01	EB-01	HA-09	H-01	INM-02	INRE-00
	INR-01	IO-19	LAB-04	L-03	ADS-00	MOFM-04	MOF-03
	NSAE-00	NSCE-00	OIC-02	OMB-01	PA-01	PM-02	PRS-01
	P-01	SIL-00	SNP-00	SP-00	SR-00 .	SS-00	STR-17
	TRSE-00	T-01	USIE-00	RPE-00	/097W		
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R 061842Z JAN 93 FM AMEMBASSY LIMA TO SECSTATE WASHDC 4730 INFO AMEMBASSY BOGOTA AMEMBASSY BUENOS AIRES AMEMBASSY CARACAS AMEMBASSY LA PAZ

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AMEMBASSY QUITO AMEMBASSY TOKYO

DIA WASHDC

USAFSO HOWARD AFB PM

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USCINCSO ALSO FOR POLAD

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TAGS: PHUM, PGOV, OFDP, PE, AR SUBJECT: GOVERNMENT, THE GENERALS AND

LIMA 00138 02 OF 02 061843Z PAGE 02 IS THE CRIME THEY ARE REALLY BEING CHARGED WITH.

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