

Determination Under Section 4(a) of the International Narcotics Control Act of 1990

Pursuant to the authority vested in me by Section 4(a) of the International Narcotics Control Act of 1990 and Presidential Determination No. 91-20, dated January 25, 1991, I hereby determine the following:

- (1) Peru is implementing programs to reduce the flow of cocaine to the United States in accordance with a bilateral or multilateral agreement, to which the United States is a party, that contains specific, quantitative and qualitative performance criteria with respect to those programs;
- (2) the armed forces and law enforcement agencies of Peru are not engaged in a consistent pattern of gross violations of internationally recognized human rights, and the Government of Peru has made significant progress in protecting internationally recognized human rights, particularly in:
  - (A) ensuring that torture, cruel, inhuman, or degrading treatment or punishment, incommunicado detention or detention without charges and trial, disappearances, and other flagrant denials of the right to life, liberty or security of the person are not practiced; and
  - (B) permitting an unimpeded investigation of alleged violations of internationally recognized human rights, including providing access to places of detention, by appropriate international organizations (including nongovernmental organizations such as the International Committee of the Red Cross) or groups acting under the authority of the United Nations or the Organization of American States; and
- (3) the Government of Peru has effective control over police and military operations related to counter-narcotics and counterinsurgency activities.

Lawrence S. Eagleburger Acting Secretary

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