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AN: D900311-0493

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EXCISE

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ACTION ARA-01

INFO LOG-00 ADS-00 AID-01 INR-05 SS-01 DIC-02 CIAE-00
EB-01 DODE-00 H-01 ID-19 NSCE-00 NSAE-00 HA-09
L-03 LAB-04 TRSE-00 PM-01 PA-01 STR-18 SIL-01
INRE-00 RP-10 USIE-00 SP-01 SR-01 C-01 PRS-01
DS-01 P-02 /085 W
-----050755 041730Z /49

P 041217Z APR 90
FM AMEMBASSY LIMA
TO SECSTATE WASHDC PRIORITY 7151
INFO AMEMBASSY BOGOTA
AMEMBASSY CARACAS
AMEMBASSY LA PAZ
AMEMBASSY QUITO
USAFSD HOWARD AFB PM
USCINCSO QUARRY HTS PM
USMISSION GENEVA

C O N F I D E N T I A L SECTION 01 OF 03 LIMA 04992

USCINCSO ALSO FOR POLAD - BUD JACOBS
DEPT ALSO FOR ARA/FO - ROBERTA JACOBSON

E.O. 12356: DECL: OADR
TAGS: PHUM, PREL, MASS, PE
SUBJECT: GENERAL ARCINIEGA COMMENTS ON PERU'S HUMAN RIGHTS SITUATION

REF: A) LIMA 4562 B) STATE 27917 C) STATE 89670
D) 89 LIMA 13318

1. CONFIDENTIAL - ENTIRE TEXT..
2. SUMMARY: FOLLOWING UP ON THE AMBASSADOR'S PRESENTATION (REF A), DCM CALLED ON ARMY GENERAL CONFIDENTIAL CONFIDENTIAL

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ARCINIEGA MARCH 27 TO ADDRESS THE ISSUE OF HUMAN

IS/FPC/CDR / *Heaven* Date *9/5/96*

MR Cases Only: EO Citations

TS authority to: () CLASSIFY as () S or () DOWNGRADE TS to () S or

DEPARTMENT OF STATE

() RELEASE () DECLASSIFY
 EXCISE () DECLASSIFY IN PART
 () DENY () DELETE Non-Responsive Info
 FOIA Exemptions (b)(1)
 PA Exemptions

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RIGHTS ABUSES COMMITTED BY THE PERUVIAN MILITARY. IN A DISCUSSION LASTING WELL OVER AN HOUR, THE GENERAL BLAMED SENDERO LUMINOSO FOR MOST VIOLATIONS, ARGUED THAT HIS ACTIONS AS WELL AS HIS WORDS MARK HIM AS A STRONG SUPPORTER OF HUMAN RIGHTS, AND OFFERED HIS HELP IN IMPROVING THE SITUATION. END SUMMARY.

3. DCM, ACCOMPANIED BY PAD AND POLOFF, CALLED ON ARMY BRIGADIER GENERAL ALBERTO ARCINIEGA HUBY MARCH 27 TO DISCUSS HUMAN RIGHTS PRACTICES OF THE PERUVIAN MILITARY. (NOTE: HAVING ROTATED OUT OF EMERGENCY ZONE 8, THE UPPER HUALLAGA VALLEY, AT THE END OF DECEMBER 1989, ARCINIEGA IS NOW DIRECTOR OF THE MINISTRY OF DEFENSE'S OFFICE OF MILITARY OPERATIONS, WITH DOMINION OVER HUMAN RIGHTS AFFAIRS.) THE DCM NOTED THAT THE U.S. ADMINISTRATION AND BOTH SIDES OF THE AISLE IN CONGRESS HAVE AN ABIDING INTEREST IN HUMAN RIGHTS ISSUES IN PERU, AND THAT THE EMBASSY HAS AND WILL CONTINUE TO REPORT ON THE SUBJECT. DCM ASKED ARCINIEGA FOR HIS HELP IN CLARIFYING THE STATUS OF A NUMBER OF CASES OF ALLEGED MILITARY-SPONSORED ABUSE AND PROVIDED THE GENERAL WITH EMBASSY'S PRIORITY LIST OF CASES (FOUND IN REF A).

4. ARCINIEGA EXPRESSED CONCERN THAT EMBASSY WAS NOT CHANNELING ITS REQUEST FOR INFORMATION AND ASSISTANCE THROUGH THE MINISTRY OF FOREIGN AFFAIRS, FROM WHERE THE MOD USUALLY RECEIVES INQUIRIES FROM FOREIGN MISSIONS IN PERU. THE DCM REITERATED WHAT HE HAD SAID AT THE OUTSET, THAT THE AMBASSADOR HAD CALLED ON ACTING VICE FOREIGN MINISTER LECAROS WHO HAD AUTHORIZED THE EMBASSY TO CARRY ON DIRECT DISCUSSIONS

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WITH ARCINIEGA. APPARENTLY SATISFIED ON THE POINT, THE GENERAL COMPLAINED THAT THE GOVERNMENT OF PERU - AND PERU'S MILITARY, IN PARTICULAR - WAS ON THE DEFENSIVE INTERNATIONALLY WITH REGARDS TO HUMAN RIGHTS. THE MFA HAS RECENTLY ORGANIZED AN INTERDEPARTMENTAL WORKING GROUP, HE NOTED, TO COORDINATE RESPONSES TO HUMAN RIGHTS INQUIRIES (THUS CONFIRMING WHAT POLOFF HAD PREVIOUSLY BEEN TOLD AT THE MFA). THE WORKING GROUP INCLUDES REPRESENTATIVES FROM THE MFA, THE MOD, THE MILITARY JOINT CHIEFS

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("COMANDO CONJUNTO"), AND "FISCALES" FROM THE PUBLIC
MINISTRY (PERU'S ATTORNEY GENERAL OFFICE).
COMPLAINTS ARE FIELDER FROM ABROAD, AS WELL AS FROM
DIRECT APPEALS FROM FAMILY MEMBERS, PERUVIAN
CONGRESSMEN AND DOMESTIC HUMAN RIGHTS GROUPS.

(B)

6. "DON'T DEFEND, ATTACK!" ARCINIEGA ANNOUNCED IN
ANSWER TO HIS OWN QUESTION. AFTER ALL, HE EXPLAINED,
THE BEST DEFENSE IS A GOOD OFFENSE. AND, EVER TRUE

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DS-01	P-02	/085 W					

-----051034 041731Z /49

P 041217Z APR 90
 FM AMEMBASSY LIMA
 TO SECSTATE WASHDC PRIORITY 7152
 INFO AMEMBASSY BOGOTA
 AMEMBASSY CARACAS
 AMEMBASSY LA PAZ
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TO HIS CONVICTIONS, THE GENERAL PROCEEDED TO TREAT
 DCM AND EMBOFFS TO A LENGTHY DISPLAY OF THIS
 BATTLE-PROVEN TACTIC IN ACTION. MANY OF THE FIVE
 HUNDRED-PLUS DISAPPEARANCE CASES BEFORE HIS OFFICE,
 HE SAID, WERE FALSE CHARGES OR ABUSES WHICH OTHERWISE
 SHOULD NOT BE BLAMED ON THE MILITARY. THERE IS NO
 SUPPORT WITHIN THE MILITARY FOR MASSACRES, "DIRTY WAR
 TACTICS," OR OTHER ABUSES. "WE HAVE NO HIDDEN PRISON
 CELLS," HE DECLARED, BRANDISHING PAPERS WHICH

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MILITARY COMMANDERS APPARENTLY SIGNED "AFFIRMING"
 THAT NONE EXIST UNDER THEIR JURISDICTION. IT WAS HE,

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HE ARGUED, WHO INVITED THE INTERNATIONAL COMMITTEE OF THE RED CROSS TO CARE FOR CAPTURED SUBVERSIVES IN THE EMERGENCY ZONES. IT WAS HE WHO HAD BANNED HIS TROOPS IN THE UHV FROM WEARING SKI MASKS ("PASAMONTANAS") TO HIDE THEIR IDENTITIES FROM THE POPULATION. IT WAS HE WHOM THE COCA-GROWING CAMPESINOS LOVED AND RALLIED AROUND. NOT ONE LEGAL COMPLAINT ("DENUNCIA"), HE CONTINUED, WAS FILED AGAINST HIS TROOPS IN THE UHV LAST YEAR. HIS ACTIONS, HE CONCLUDED WITHOUT A TRACE OF IRONY, DEFINE THE CONCEPT "HUMAN RIGHTS." ABUSES WHICH DO OCCUR ARE THE FAULT OF SENDERO LUMINOSO. IT IS SENDERO AND MRTA THAT ARE SUBVERTING THE COCA FARMERS, TRYING TO FOMENT CHAOS AND CREATE A REVOLUTIONARY "NEW ORDER," ALL WHILE KILLING CIVILIANS (AND EACH OTHER) IN THE JUNGLES. IT IS SENDERO THAT REVILES HUMAN RIGHTS, EVEN WHILE SUCCESSFULLY PAINTING THE PERUVIAN MILITARY AS "GENOCIDAL".

7. DCM AGREED THAT SENDERO IS RESPONSIBLE FOR MANY OUTRAGEOUS ABUSES AND POINTED TO OUR RECENT HUMAN RIGHTS REPORT'S EXTENSIVE TREATMENT OF SENDERO'S CRIMES (A COPY OF THE REPORT WAS LEFT WITH THE GENERAL). BUT THE GOVERNMENT OF PERU CANNOT SHIRK ITS OWN OBLIGATIONS TO PROTECT ITS CITIZENS IN THE FIRST INSTANCE, NOR TO POSITIVELY RESOLVE CASES WHEN GOVERNMENTAL ABUSES OCCUR. AND AS MUCH AS THE USG IS CONCERNED ABOUT SENDERO ABUSES, IT MUST ALSO BE RECOGNIZED THAT THE USG DOES NOT PROVIDE FOREIGN ASSISTANCE TO SENDERO, AS IT DOES TO THE GOP.

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8. DCM CONGRATULATED THE PERUVIAN MILITARY FOR ITS SPEEDY ACTIONS IN SEVERAL RECENT NARCOTICS CORRUPTION CASES, CITING THE CASES AS INDICATIVE OF THE MILITARY'S DESIRE TO PUT ITS HOUSE IN ORDER. DCM NOTED NO MILITARY IS EXEMPT FROM DISCIPLINARY PROBLEMS, AND PROVIDED ARCINIEGA WITH A MARCH 18 NEW YORK TIMES ARTICLE OUTLINING LEGAL CHARGES AGAINST MEMBERS OF THE U.S. ARMED FORCES FOR THEFT, MURDER AND OTHER ABUSES OF PRISONERS IN THE WAKE OF THE INVASION OF PANAMA. ARCINIEGA COMMENTED THAT 14 INVESTIGATIONS OF ABUSES BY PERUVIAN MILITARY

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OPERATING IN THE UHV WERE FORMALLY OPENED DURING HIS
TENURE DURING 1989, PLUS AN ESTIMATED SEVENTY CASES
AGAINST POLICE.

9. ARCINIEGA CAUTIONED THAT THE U.S. SHOULD NOT VIEW
PERU AS EL SALVADOR. SECURITY ZONE EIGHT ALONE IS
FIFTEEN TIMES LARGER, HE SAID, AND THE UPPER HUALLAGA
VALLEY ITSELF IS THREE TIMES THE SIZE OF EL
SALVADOR. RETURNING TO THE STACKS OF AMNESTY
INTERNATIONAL LETTERS, HE WOEFULLY ASKED HOW HE COULD
POSSIBLY ANSWER THEM ALL, SAYING HIS STAFF HAD TAKEN
TO BURNING THEM TO RID THE BACKLOG. THE SOLUTION IS
NEITHER TO BURN NOR ANSWER THE LETTERS, RESPONDED THE
PAO, BUT TO SOLVE THE CASES. BEYOND THAT, THE GOP
MUST FOCUS ON THE PREVENTION OF ABUSES, UNLESS IT
WISHES TO SEE ITSELF FOREVER SADDLED WITH AN
EVER-MOUNTING NUMBER OF INVESTIGATIONS AND
EVER-DIMINISHING INTERNATIONAL CREDIBILITY. THE
GENERAL AGREED, CONCLUDING WITH A THUNDERBOLT OF
CLARITY, "THE SOLUTION IS TO GAIN THE SUPPORT OF THE
PEOPLE - NOT TO KILL THEM." GENERAL ARCINIEGA
PROMISED A QUICK RESPONSE TO OUR LIST OF PRIORITY
CASES. DCM THANKED HIM FOR HIS TIME AND ATTENTION,

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NOTING THAT THE EMBASSY DESIRES TO MAINTAIN AN OPEN
 AND ONGOING DISCUSSION ON THE ISSUE.

10. ARCINIEGA'S OFFICE DELIVERED A PRELIMINARY
 RESPONSE TO OUR LIST OF INQUIRIES THE VERY NEXT DAY.
 THE RESPONSE CONSISTED OF A LISTING OF ALL INDIVIDUAL
 CASES PUT BEFORE THE GENERAL THE PREVIOUS DAY, AND
 INCLUDED THE DATE AND CATALOG NUMBER OF THE OFFICIAL
 INQUIRY (OR INQUIRIES) THE MOD HAD MADE INTO EACH
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CASE. FILES PREVIOUSLY HAD BEEN ESTABLISHED ON
 BEHALF OF TWENTY-EIGHT OF THE THIRTY-FIVE

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INDIVIDUALS; THE OTHER SEVEN CASES WERE NEW TO THEM.
ONLY TWO OF THE CASES APPEAR TO BE CONSIDERED CLOSED:
ONE INDIVIDUAL WAS LISTED AS HAVING BEEN RELEASED
LAST NOVEMBER; IN ANOTHER CASE THE MINISTRY HAD
INFORMED THE CONGRESS THAT THE INDIVIDUAL HAD NEVER
BEEN HELD BY THE ARMED FORCES. ALL OTHER CASES WERE
LISTED AS "AWAITING RESPONSE FROM THE JOINT CHIEFS."

11. COMMENT:

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(B)

QUINTON

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