

[REDACTED]

n/a

Case Number: 200102877

Page: 1  
RELEASED IN PART  
B1, 1.5(B), 1.5(D)

[REDACTED]

PTQ2820

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ACTION WHA-00

INFO	LOG-00	NP-00	AID-00	ACQ-00	CIAE-00	INL-01	DODE-00
	DOEE-00	ANHR-00	SRPP-00	DS-00	VC-00	H-01	TEDE-00
	INR-00	L-00	VCE-00	AC-01	NSAE-00	NSCE-00	OMB-01
	OPIC-01	PA-00	PM-00	PRS-00	ACE-00	P-00	SP-00
	TRSE-00	USIE-00	R-00	PMB-00	DSCC-00	DRL-02	G-00
	NFAT-00	SAS-00	SWCI-00	/007W			

-----61F18E 122021Z /38

P 122017Z JUN 00  
FM AMEMBASSY LIMA  
TO SECSTATE WASHDC PRIORITY 4795  
INFO AMEMBASSY BOGOTA  
AMEMBASSY CARACAS  
AMEMBASSY LA PAZ  
AMEMBASSY OTTAWA  
AMEMBASSY QUITO  
USCINCSO MIAMI FL

[REDACTED] SECTION 01 OF 02 LIMA 003430

E.O. 12958: DECL: 06/12/10  
TAGS: PGOV, PREL, OAS, PE  
SUBJECT: POST-WINDSOR DISCUSSIONS WITH GOP OFFICIALS,  
OPPOSITION/CIVIL SOCIETY

REF: LIMA 3397

1. (U) CLASSIFIED BY AMBASSADOR JOHN R. HAMILTON, AMERICAN  
[REDACTED]

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EMBASSY LIMA, REASON: 1.5(D).

2. (C) SUMMARY: IN SEVERAL CONVERSATIONS, GOVERNMENT  
OFFICIALS BETRAY APPREHENSION THAT THE UPCOMING OAS MISSION  
COULD BE AS DIFFICULT FOR PERU TO HANDLE AS WAS THE ELECTION  
OBSERVATION MISSION. THEIR STRATEGY IS TO GET AHEAD OF THE  
GAME BY MOVING OUT SMARTLY ON DEMOCRATIC REFORMS BEFORE THE  
MISSION ARRIVES. AMONG THE PROJECTS: GETTING THE  
CONSTITUTIONAL TRIBUNAL RE-ESTABLISHED; ABOLISHING THE  
JUDICIAL SECTOR EXECUTIVE COMMISSIONS SO CRITICIZED BY  
NGO'S; SWITCHING TO A SYSTEM OF MULTIPLE ELECTION DISTRICTS;  
AND A (LONGER-TERM) PROJECT TO DOWNSIZE AND REFORM THE

[REDACTED] n/a

[REDACTED]

n/a

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THE COUNTRY SINCE BEFORE IT WAS ANNOUNCED. [REDACTED]

B1

[REDACTED] /SEE THE COMMISSION AS HAVING A BROAD AGENDA, BUT FOCUSING FIRST ON THE AREAS NAMED IN THE OAS RESOLUTION ADOPTED AT WINDSOR. [REDACTED] INDICATED THAT AN EFFORT TO RECONSTITUTE THE CONSTITUTIONAL TRIBUNAL WOULD BE MADE EARLY ON. [REDACTED] IS SKEPTICAL THAT THE OPPOSITION WANTS A

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B1

[REDACTED]

PAGE 04 LIMA 03430 01 OF 02 122020Z SOLUTION AT ALL, BELIEVING IT PREFERS TO HAVE THE ISSUE ALIVE THAN TO SETTLE IT, BUT SAYS THE GOP WILL MAKE A GOOD FAITH EFFORT. [REDACTED] SAYS THE GOP IS WILLING TO BE FLEXIBLE; HE MENTIONED A FORMULA WHEREBY ONE OF THE THREE JUDGES WHO WAS IMPEACHED WOULD RETURN AND ONE OF THE JUDGES CURRENTLY STILL ON THE TRIBUNAL WOULD LEAVE. THE CONGRESS WOULD SELECT THE NEW MEMBERS FROM A SLATE PROPOSED BY THE GOVERNMENT.

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[REDACTED] SAID THE ONLY SOLUTION ACCEPTABLE TO THE OPPOSITION WAS TO REINSTATE THE THREE DISMISSED JUDGES.)

5. (C) [REDACTED] SPOKE OF GOING FORWARD SHORTLY WITH A NEW ORGANIC LAW OF THE JUDICIARY. HE NOTED THAT CONSIDERABLE WORK HAD BEEN DONE ON ONE, INVOLVING KEY MEMBERS OF CIVIL SOCIETY (NOTE: PRESS REPORTED JUNE 9 THAT HUMAN RIGHTS ACTIVIST AND TOLEDO ADVISOR DIEGO GARCIA SAYAN HAD DONE WORK ON PRODUCING A DRAFT UNDER CONTRACT TO THE GOP). [REDACTED] SPOKE OF ABOLISHING THE TWO EXECUTIVE COMMISSIONS SET UP UNDER THE GOP'S EARLIER JUDICIAL REFORM EFFORT, WHICH HAS BEEN WIDELY CRITICIZED FOR USURPING JUDICIAL ADMINISTRATIVE FUNCTIONS THAT BELONG TO THE SUPREME COURT.

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6. (C) CONCERNING ELECTIONS, [REDACTED] SAID

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[REDACTED]

[REDACTED]

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INFO	LOG-00	NP-00	AID-00	ACQ-00	CIAE-00	INL-01	DODE-00
	DOEE-00	ANHR-00	SRPP-00	DS-00	VC-00	H-01	TEDE-00
	INR-00	L-00	VCE-00	AC-01	NSAE-00	NSCE-00	OMB-01
	OPIC-01	PA-00	PM-00	PRS-00	ACE-00	P-00	SP-00
	TRSE-00	USIE-00	R-00	PMB-00	DSCC-00	DRL-02	G-00
	NFAT-00	SAS-00	SWCI-00	/007W			

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n/a

[REDACTED]

[REDACTED]  
n/a

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THE PRESS IS SPECULATING THAT IT MIGHT BE THE INTERIOR MINISTRY. MONTESINOS HIMSELF HAS TOLD US HIS POSITION WILL, IN EFFECT, BE ANALOGOUS TO THAT OF THE DIRECTOR OF CENTRAL INTELLIGENCE IN OUR OWN SYSTEM.) [REDACTED] DOES NOT MAINTAIN THAT THESE STEPS WOULD FULLY CORRECT PROBLEMS OF POLITICAL USE OF THE INTELLIGENCE SERVICE AND HUMAN RIGHTS ABUSES, BUT BELIEVES IT WOULD BE STEP IN THE RIGHT DIRECTION TO MAKE

B1

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MONTESINOS EVEN NOMINALLY ACCOUNTABLE.

9. (C) WITH [REDACTED] THE AMBASSADOR SAID HOW THE GOVERNMENT GOES ABOUT ITS REFORM AGENDA IS ALMOST AS IMPORTANT AS WHAT IT DOES. THE GOVERNMENT NEEDS TO INVOLVE THE OPPOSITION AND CIVIL SOCIETY, GETTING THEIR BUY-IN AND MAKING THE PROCESS A CONSENSUS-BUILDING ONE, REDUCING THE CURRENT, SKY-HIGH LEVELS OF POLARIZATION. [REDACTED] WAS RECEPTIVE TO THESE ARGUMENTS; [REDACTED] SAYS THE GOVERNMENT'S OPEN TO DIALOGUE BUT DOUBTS THE OPPOSITION WILL ENGAGE.

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B1

10. (C) OPPOSITION/CIVIL SOCIETY.

DISCUSSIONS WITH THE WINDSOR GROUP REVEALED HOW DIFFICULT IT WILL BE TO PROMOTE A DIALOGUE ON DEMOCRATIC REFORM. FOR THE GROUP THAT WENT TO WINDSOR, THE NAME OF THE GAME IS STILL -- SOMEHOW -- TO FORCE NEW ELECTIONS. THEY DISMISS THE IDEA THAT GENUINE DEMOCRATIC REFORM COULD BE ACHIEVED UNDER A FUJIMORI GOVERNMENT AS NAIVE. THE AMBASSADOR AND EMOFFS URGED THEM NOT TO BE SO CYNICAL, THAT ARGUING THAT THE COMBINATION OF INTERNATIONAL PRESSURE AND THE GOVERNMENT'S OWN WISH TO REFURBISH ITS DEMOCRATIC CREDENTIALS PRESENTED AN OPPORTUNITY. THE GROUP DID NOT TOTALLY REJECT DIALOGUE WITH THE GOVERNMENT BUT, WITH THE PERUVIAN MILITARY HAVING JUST THAT DAY HELD ITS CEREMONY "RECOGNIZING" FUJIMORI AS COMMANDER IN CHIEF FOR THE NEXT FIVE YEARS, WAS NOT IN A MOOD TO GIVE THE GOVERNMENT ANY BENEFIT OF THE DOUBT. THEY DIFFERED WIDELY AMONG THEMSELVES, HOWEVER, AS TO HOW NEW ELECTIONS MIGHT BE FORCED ON THE FUJIMORI GOVERNMENT; [REDACTED] ONLY HALF-JOKINGLY NOTED REPEATEDLY THAT EVERY STRATEGY

B1

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CALLED FOR A COMPONENT OF U.S. MARINES. [REDACTED]

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[REDACTED] HAS DEVELOPED AN IDEA FOR A REFERENDUM ON NEW ELECTIONS, TO BE HELD FAIRLY EARLY IN THE

[REDACTED]  
n/a