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ACTION ARA-01

INFO	LOG-00	ACDA-17	AID-01	A-01	CA-02	CCO-00	CG-00
	CIAE-00	COME-00	CTME-00	C-01	DODE-00	DOEE-00	DS-00
	EAP-01	EB-01	FAAE-00	FBIE-00	HA-09	H-01	IMMC-01
	INM-02	INRE-00	INR-01	INSE-00	IO-19	JUSE-00	LAB-04
	L-03	ADS-00	M-01	NRCE-00	NSAE-00	NSCE-00	OIC-02
	OIS-01	OMB-01	PA-01	PM-02	PRS-01	P-01	SCT-03
	SIL-00	SNP-00	SP-00	SR-00	SS-00	STR-17	TRSE-00
	T-01	USIE-00	USSS-00	ASDS-01	RPE-00	/097W	

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O 241931Z NOV 92
FM AMEMBASSY LIMA
TO SECSTATE WASHDC IMMEDIATE 3673
INFO AMEMBASSY BOGOTA
AMEMBASSY QUITO
AMEMBASSY LA PAZ
AMEMBASSY CARACAS
AMEMBASSY TOKYO
USCINCSO QUARRY HEIGHTS PM

C O N F I D E N T I A L SECTION 01 OF 02 LIMA 15107

FOR ARA/AND AND ARA/OAS
USCINCSO ALSO FOR POLAD

E.O. 12356: N/A
TAGS: PREL, PHUM, PTER, EAID, OAS, US, PE
SUBJECT: COORDINADORA MEETS WITH
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AMB. EINAUDI ON HUMAN RIGHTS

1. CONFIDENTIAL - ENTIRE TEXT.
2. SUMMARY: THE HUMAN RIGHTS "COORDINADORA" BRIEFED U.S- AMBASSADOR TO THE OAS LUIGI EINAUDI AND ACCOMPANYING CONGRESSIONAL STAFFERS ON NOV.

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DEPT OF STATE APPEALS REVIEW PANEL (ARP)

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FOIA/PA	Mandatory Review
(<input checked="" type="checkbox"/>) Release	() Declassify
() Excise	() Declassify in Part
() Deny	() Class. Rot/Renew

Exemptions

ARP Action Cert. *me*

Date 02/23/92

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20. COORDINADORA OFFICIALS SAID DISAPPEARANCES ATTRIBUTED TO THE GOVERNMENT REMAINED AT 1991 LEVELS; THE VICTIMS INCREASINGLY WERE LINKED TO SENDERO LUMINOSO. THE GOP RETAINED TOTAL CONTROL OVER THE JUDICIARY. THERE HAD BEEN NO PROGRESS ON THE NINE CASES NOR THE "BARRIOS ALTOS" MASSACRE. TORTURE REMAINED A PROBLEM. EINAUDI ASKED ABOUT THE CHIPOCO CASE. HE THEN ASKED WHAT THE U.S. COULD DO TO FURTHER HUMAN RIGHTS. THE ANSWER: KEEP ENGAGED IN PERU, AND KEEP ECONOMIC PRESSURE ON FUJIMORI. THE COORDINADORA SAID THAT U.S. ASSISTANCE PROGRAMS AND U.S. PRESSURE HAD HELPED IMPROVE THE HUMAN RIGHTS SITUATION IN 1991, AND COULD SO DO AGAIN. END SUMMARY.

3. AMBASSADOR EINAUDI AND CONGRESSIONAL STAFFERS MANATT, JORDAN, PERMUY, AND ARRIAGA, ACCOMPANIED BY CHARGE AND POLOFFS, MET ON NOV. 20 WITH MEMBERS OF THE HUMAN RIGHTS "COORDINADORA."

4. XAVIER CIURLIZZA BEGAN BY REVIEWING TRENDS IN DISAPPEARANCES AND EXECUTIONS. HE SAID THAT
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THE COORDINADORA HAD RECEIVED 216 CASES OF DISAPPEARANCES IN 1992 ATTRIBUTED TO THE GOVERNMENT. OF THESE, 139 REMAINED UNRESOLVED CASES, WHILE IN 31 CASES THE PERSONS WERE FREED, IN 35 THE PERSONS TURNED UP DEAD, AND THE REMAINDER TURNED UP AS DETAINEES. DISAPPEARANCES WERE AT ABOUT THE SAME LEVEL THAT THEY WERE AT THIS TIME IN 1991. NOW, HOWEVER, THE VICTIMS INCREASINGLY APPEAR TO HAVE HAD TIES TO SENDERO. CIURLIZZA SAID THIS SHOWED THAT THE ARMED FORCES REMAINED CONCERNED THAT THE COURTS WOULD FREE DETAINED TERRORISTS. HE SAID THERE WERE 87 CASES SO FAR IN 1992 INVOLVING SUMMARY EXECUTIONS BY THE SECURITY FORCES. TORTURE REMAINED ROUTINE AT ARMY BASES.

5. JOSE BURNEO OF CEAPAZ SAID THAT THE

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JUDICIARY, IN THE WAKE OF THE APRIL 5 COUP, WAS "TOTALLY SUBORDINATED" TO THE GOP. THE JUDICIAL SYSTEM COULD NEITHER DO JUSTICE -- E.G. INVESTIGATE THE RECENT DISAPPEARANCES IN HUANCAYO -- NOR AVOID INJUSTICES SUCH AS THE RECENT ACCUSATIONS AGAINST JOURNALISTS SUCH AS RAMIREZ OR MAGNO SOSA. ~~BURNEO~~ SAID THERE HAD BEEN NO PROGRESS IN THE NINE CASES THAT THE U.S. CONGRESS HAD MADE A CONDITION FOR U.S. ASSISTANCE. NOR WAS THERE ANY EFFORT TO INVESTIGATE THE NOVEMBER 1991 BARRIOS ALTOS KILLINGS. WORSENING THE JUDICIAL PANORAMA WERE RECENT LAWS THAT RESTRICTED HABEA CORPUS IN TERRORISM, AND INSTITUTED MILITARY COURTS FOR

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CIVILIANS ACCUSED OF TERRORISM.

6. ~~CARLOS BASOMBRIO OF THE LEGAL DEFENSE INSTITUTE (IDL)~~ SAID THE COORDINADORA'S MEMBER GROUPS HAD NO COMMON POSITION ON THE CCD ELECTIONS. SOME GROUPS BELIEVED THE ELECTIONS MERELY LEGITIMIZED FUJIMORI; OTHERS BELIEVED PERUVIANS SHOULD USE WHATEVER POLITICAL SPACE WAS AVAILABLE TO PROMOTE DEMOCRACY. IT WAS CLEAR, HOWEVER, THAT FUJIMORI WAS HOLDING THE ELECTIONS ONLY BECAUSE OF THE USG'S ECONOMIC PRESSURE. ECONOMIC PRESSURE RATHER THAN MORAL SUASION WAS THE KEY TO EXACTING CONCESSIONS FROM THE PRESIDENT.

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7. EINAUDI ASKED ABOUT THE ACCUSATION AGAINST

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CARLOS CHIPOCO, THE FORMER IDL ACTIVIST WHO
LATER HAD WORKED FOR AMERICAS WATCH. ~~RONALD~~
~~GAMARRA OF THE IDL~~ SAID THAT LIMA'S 43RD COURT
HAD RECEIVED AN ALLEGATION FROM THE NATIONAL

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INTELLIGENCE SERVICE (SIN) THAT CHIPOCO HAD BEEN AN SL COLLABORATOR. HUMAN RIGHTS GROUPS HAD ASKED TO SEE IF THE GOP HAD ANY PROOF, BUT THE GOP HAD NOT SHOWN THEM ANYTHING. CHIPOCO HAD NOT YET BEEN CHARGED; THE JUDGE HAD POSTPONED MATTERS BY ASKING THE POLICE TO INVESTIGATE FURTHER. A DECISION TO PROSECUTE REMAINED QUITE POSSIBLE, SINCE THE JUDGES AND PROSECUTORS HAD NO JOB SECURITY AND WERE UNLIKELY TO PROVOKE A CONFRONTATION WITH THE SIN.

8. EINAUDI ASKED HOW THE USG COULD HELP THE CAUSE OF HUMAN RIGHTS. AFTER SOME PAUSE, THE COORDINADORA MEMBERS RESPONDED. BURNEO SAID THAT USG PRESSURE IN 1991 HAD HELPED THE HUMAN RIGHTS SITUATION. THE USG'S POLITICAL SIGNALS, NOT JUST AID LEVELS, WERE SIGNIFICANT. ASKED IF THE USG SHOULD CUT ASSISTANCE TO THE JUSTICE SECTOR, BURNEO SAID NO, THAT SUCH ASSISTANCE COULD BE HELPFUL. BASOMBRIO SAID THAT FUJIMORI RESPONDED ONLY TO ECONOMIC PRESSURE. HOWEVER, THE USG WOULD HAVE TO WEIGH THE HUMAN COSTS OF CUTTING ASSISTANCE TO A COUNTRY THAT SO DESPERATELY NEEDED IT. THE USG SHOULD BE FLEXIBLE IN WHAT IT SEEKS. THE FUJIMORI GOVERNMENT WAS NOT CONCERNED ABOUT MORAL

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ISOLATION. IF THE U.S. SOUGHT TOO MUCH, THE GOP WOULD HAVE NOTHING TO LOSE BY SAYING NO. BASOMBRIO CLOSED BY SAYING THAT DEMOCRATIC SECTORS REMAINED IN PERU, BUT "BARBARITY" HAD MADE SURVIVAL INSTINCTS SURFACE.

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9. COMMENT: THE COORDINADORA HAS A REPUTATION FOR PRESENTING AN ACCURATE IMAGE OF GOVERNMENT HUMAN RIGHTS ABUSES. THEY ARE LESS FOCUSED ON WHAT THE USG MIGHT BE ABLE TO DO TO HELP THE HUMAN RIGHTS AGENDA; WHILE THEY WANT THE U.S. TO CONTINUE TO PRESSURE, THEY APPARENTLY DO NOT WANT THE U.S. TO GO SO FAR AS TO CUT OFF ECONOMIC ASSISTANCE. EINAUDI'S MEETING WAS A SIGNAL OF CONTINUED USG SUPPORT FOR HUMAN RIGHTS

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AND FOR THE EFFORTS OF THE COORDINADORA.
BRAYSHAW

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