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January 5, 1993

[REDACTED] LIMA 15960

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ACTION ARA-01
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DODE-00 EB-01 HA-09 H-01 INM-02 INRE-00 INR-01
IO-19 LAB-04 L-03 ADS-00 NSAE-00 NSCE-00 OIC-02
OMB-01 PA-01 PM-02 PRS-01 P-01 SIL-00 SNP-00
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<PREC> P
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<FM>
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<TO>
TO SECSTATE WASHDC PRIORITY 4238
INFO AMEMBASSY BOGOTA
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USCINCSO ALSO FOR POLAD
E.O. 12356: DECL: OADR

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SUBJECT: PERUVIAN OPPOSITION CALLS FOR AMNESTY
FOR COUP PLOTTERS
<TEXT>
REF: LIMA 15883 AND PREVIOUS
[REDACTED]

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1. (U) SUMMARY: A MILITARY COURT REMOVED EX-SENATOR BOREA AS DEFENSE ATTORNEY FOR COUP CONSPIRATORS AND ACCUSED ACCOMPLICES. EX-SENATOR (APRA) VALLE Riestra REPLACED HIM AND CALLED FOR AMNESTY FOR HIS CLIENTS. RENOVACION LEADER RAFAEL REY SAID HE WOULD SEEK AMNESTY WHEN THE CCD CONVENES. AMID EXPRESSIONS OF OUTRAGE OVER THE JAILING OF THE LEADER OF THE COUP ATTEMPT, GEN. SALINAS SEDO, IN A CIVILIAN PRISON FULL OF TERRORISTS AND COMMON CRIMINALS, ALLEGATIONS HAVE ARISEN THAT SOME OF SALINAS'S ACCOMPLICES WERE TORTURED INTO ACCUSING POLITICIANS OF BEING IN ON THE COUP PLANS. ONE ARMY OFFICER CLAIMS PRESIDENTIAL ADVISER MONTESINOS PARTICIPATED IN THE TORTURE SESSIONS. END SUMMARY.
VALLE Riestra ASSUMES DEFENSE ROLE

2. (U) GOP ACTIONS AGAINST THOSE WHO PLANNED THE FAILED NOVEMBER 13 COUP ATTEMPT, AS WELL AS THOSE ACCUSED OF BEING ACCOMPLICES, ARE MOVING AHEAD.

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UNITED STATES DEPARTMENT OF STATE
REVIEW AUTHORITY: JOHN L. MILLS
DATE/CASE ID: 6 MAY 2002 199700716

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EX-SENATOR ALBERTO BOREA ODRJA WAS ORDERED DECEMBER 8 TO STEP ASIDE AS DEFENSE ATTORNEY FOR THE LEADER OF THE COUP ATTEMPT, RETIRED GEN. JAIME SALINAS SEDO, AS WELL AS FOR SEVERAL PROMINENT POLITICIANS, BECAUSE HE IS ACCUSED OF BEING A COUP-PLOTTER HIMSELF; FORMER APRA SENATOR JAVIER VALLE RIESTRA ASSUMED THE

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DEFENSE, WITH BOREA DECLARING THAT "THE DE FACTO GOVERNMENT IS TRYING TO MARGINALIZE ME." THE GOP ORDERED BOREA ON DEC. 11 TO APPEAR BEFORE THE POLICE TO BE INTERROGATED; BOREA REFUSED, CLAIMING THE GOP SOUGHT TO JAIL HIM ON TRUMPED UP CHARGES.

3. (U) AMONG VALLE RIESTRA'S FIRST ACTS WAS TO SEEK TO HAVE THE CHARGES DROPPED AGAINST THOSE OF HIS DEFENDANTS WHO WERE MEMBERS OF THE DISSOLVED CONGRESS AND THUS, HE ASSERTED, IMMUNE FROM PROSECUTION. HOWEVER, ATTORNEY GENERAL BLANCA N)LIDA COLAN RULED THAT BOREA, DUSTED VICE PRESIDENT MAXIMO SAN ROMAN, AND FORMER APRA SENATORS MERCEDES CABANILLAS AND ABEL SALINAS NO LONGER HELD THE STATUS OF ELECTED OFFICIALS. WHEN THE POLITICIANS CHOSE NOT TO APPEAR AT SEVERAL APPOINTED POLICE QUESTIONING SESSIONS, A COMPROMISE WAS REACHED BY WHICH THEY WILL BE PERMITTED TO MAKE THEIR DEPOSITIONS BEFORE THE SPECIAL PROSECUTOR ASSIGNED TO THE CASE INSTEAD BEING INTERROGATED BY POLICE INVESTIGATORS. CALLS FOR AMNESTY FOR CONSPIRATORS

4. (U) VALLE RIESTRA ALSO ANNOUNCED DECEMBER 10 THAT HE WOULD SEEK AMNESTY FOR SALINAS SEDO AND OTHER OFFICIALS IMPLICATED IN THE COUP ATTEMPT, ARGUING THAT THE PLANS WERE NEVER CONSUMMATED AND NO BLOOD WAS SHED. THIS IDEA WAS PROMPTLY

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ADOPTED BY THE INFLUENTIAL DAILY NEWSPAPER "EXPRESO" AND BY SEVERAL OPPOSITION MEMBERS OF THE CONSTITUENT CONGRESS (INCLUDING RENOVACION LEADER RAFAEL REY) WHO SAID THAT THEY WILL INTRODUCE LEGISLATION TO GRANT AMNESTY. SEVERAL OF THESE POLITICIANS CALLED ON PRESIDENT FUJIMORI TO GRANT AMNESTY TO THE COUP PLOTTERS HIMSELF AS A "MOVE TOWARD NATIONAL RECONCILIATION."
CONSPIRATORS IN CANTO GRANDE: WE WERE TORTURED

5. (U) MEANWHILE, SALINAS SEDO AND FOUR OTHER OFFICERS INVOLVED IN THE COUP ATTEMPT HAVE BEEN JAILED IN THE CANTO GRANDE PRISON WHERE MANY CONVICTED TERRORISTS, DRUG TRAFFICKERS AND COMMON CRIMINALS ARE SERVING SENTENCES. A SPOKESMEN FOR THE DEFENSE ATTORNEYS EXPRESSED OUTRAGE OVER THE SITUATION, SAYING THE CONSTITUTION AND THE MILITARY CODE BOTH PROVIDED FOR ACTIVE AND RETIRED MILITARY OFFICERS TO BE HELD IN MILITARY BARRACKS WHEN THEY HAVE TRIALS

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PENDING. EVEN EX-PRESIDENT ALAN GARCIA PUSHED HIMSELF INTO THE ISSUE, SENDING A LETTER FROM EXILE IN BOGOTA IN WHICH HE CALLED THE TREATMENT OF THE OFFICERS "UNJUST."

6. (U) SOME OF THOSE OFFICERS HAVE TOLD THE PRESS IN THE LAST FEW DAYS THAT THEY WERE TORTURED IN ORDER TO FORCE THEM TO NAME

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 PROMINENT POLITICIANS AS ACCOMPLICES TO THE COUP PLOTTING. THE MOST SENSATIONAL ACCUSATION HAS COME FROM ARMY COMMANDANT ENRIQUE AGUILAR DEL ALCAZAR, WHO CLAIMS THAT PRESIDENTIAL ADVISER AND INTELLIGENCE CHIEF VLADIMIRO MONTESINOS WAS NOT ONLY PRESENT DURING THE TORTURE SESSIONS, BUT ACTUALLY DELIVERED SOME OF THE BLOWS.
 COMMENT

7.. (C) THE REMOVAL OF BOREA AS DEFENSE ATTORNEY HAS NO LEGAL PRECEDENT, ACCORDING TO LAWYERS WITH WHOM WE HAVE MET. WHILE SALINAS'S DEFENSE WILL NOT SUFFER -- VALLE RIESTRA IS QUITE GOOD -- THE GOP APPARENTLY SOUGHT TO REMOVE BOREA FROM THE LIMELIGHT, AND TO SHOW THE OPPOSITION IT MEANT BUSINESS. THE ALLEGATIONS THAT MILITARY AND SIN PERSONNEL TORTURED COUP PARTICIPANTS ARE CONSISTENT WITH OTHER ALLEGATIONS OF ROUTINE TORTURE THAT WE RECEIVE. MILITARY OFFICERS AND OPPOSITION MEMBERS WE TALK TO FIND THE ALLEGATIONS CREDIBLE.
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