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Etiquetas: PREL, PHUM, MASS, KLIQ, KAWC, OFDP, RW, SP

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Origen: Embassy Madrid

Clasificación: CONFIDENTIAL

Destino:

08KIGALI292

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Encabezado:

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DE RUEHMD #0504 1300852

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FM AMEMBASSY MADRID

TO RUEHC/SECSTATE WASHDC PRIORITY 4725

INFO RUEHZL/EUROPEAN POLITICAL COLLECTIVE

RUEHLGE/AMEMBASSY KIGALI 0036

RUEHJB/AMEMBASSY BUJUMBURA 0009

RUEHYD/AMEMBASSY YAOUNDE 0046

RUEHNR/AMEMBASSY NAIROBI 0097

RUEHDS/AMEMBASSY ADDIS ABABA 0246

RUEHFR/AMEMBASSY PARIS 1492

RUEHTC/AMEMBASSY THE HAGUE 7315

RUEHDR/AMEMBASSY DAR ES SALAAM 0125

RUEHKI/AMEMBASSY KINSHASA 0035

RUEHLA/AMCONSUL BARCELONA 3414

RUEHRN/USMISSION UN ROME 0010

RUEHGV/USMISSION GENEVA 0883

RUCNDT/USMISSION USUN NEW YORK 0435

RUEHUNV/USMISSION UNVIE VIENNA 0083

C O N F I D E N T I A L MADRID 000504

SIPDIS

[eliminado por 20minutos.es]

E.O. 12958: DECL: 05/09/2018

TAGS: PREL, PHUM, MASS, KLIB, KAWC, OFDP, RW, SP

SUBJECT: SPAIN/RWANDA - PROSECUTOR DOWNPLAYS INDICTMENTS

REF: A. KIGALI 292

B. MADRID 409 AND PREVIOUS

Classified By: Charge d'Affaires a.i. Hugo Llorens for reasons 1.4 (b) and (d)

1. (C) Post's Consular Legal Advisor (LES) met informally with Spanish National Prosecutor [eliminado por 20minutos.es] on May 5 to discuss the ongoing Spanish prosecution of 40 Rwandan military officials (reftels). According to [eliminado por 20minutos.es] (please protect), the judiciary undertook the investigation and subsequent indictments to satisfy the family members of the victims. [eliminado por 20minutos.es] said the prosecutor's office does not wish to pursue the case further, and she specifically said that they do not intend to seek extradition of the indicted individuals. [eliminado por 20minutos.es] confirmed that the National Court requested the diffusion of Interpol Red Notices, but, according to LES, the prosecutor said, "We do not plan to go further." [eliminado por 20minutos.es] provided LES with a copy of the investigating magistrate's report to the Court, filed on January 17, 2008. [eliminado por 20minutos.es] confirmed that if Red Notices were eventually diffused, they would trigger automatic detention and notification within Schengen, but actual extradition would require issuance of a European Arrest Order.

2. (C) COMMENT: The long-sought meeting with the prosecutor yielded the encouraging news that the indictments may simply wither on the vine. However, we wish to reiterate that the Spanish judicial system is highly unpredictable; today's lack of interest could be tomorrow's headline, depending on the actions of the NGO's and victims behind the suit. LES came away with the impression that even the prosecution lacked enthusiasm for the case, but that it was undertaken based on the desire to provide judicial process for the victims, who had made the argument that if the Spanish judiciary could seek justice for Chilean victims (Pinochet) et al, then why not Spain's own victims of genocide. LES also suggested to [eliminado por 20minutos.es] that the indictment only told the genocide story from the Hutu perspective, and [eliminado por 20minutos.es] confessed a lack of deep knowledge of the events. LES had the impression that

[eliminado por 20minutos.es], who does not speak English, might welcome the opportunity to consult discreetly with an international expert. END COMMENT.  
Llorens;"

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### Cable en el que una fiscal de la Audiencia Nacional minimiza las acusaciones

- La abogada asegura en una reunión informal que el caso se investigó "para satisfacer a las familias".
- Dice expresamente que la fiscalía no tiene intención de "ir más allá" y que no va a solicitar extradiciones.
- Tras hablar con ella, EE UU cree que el proceso podría quedarse en "agua de borrajas".

<http://www.20minutos.es/cable-wikileaks/975379/08madrid504-cable-en-el-que-una-fiscal-de-la-audiencia-nacional-minimiza-las-acusaciones/>