

DEPARTMENT OF DEFENSE INTELLIGENCE INFORMATION REPORT

~~NATIONAL SECURITY INFORMATION~~

Unauthorized Disclosure Subject to Criminal Sanctions

UNCLASSIFIED
UNCLASSIFIED

Classification/Control Markings

This report contains unprocessed information. Plans and/or policies should not be evolved or modified solely on basis of this report.

1. COUNTRY: ARGENTINA (AR)

2. REPORT NUMBER: (b)(3):10 USC

3. TITLE: TERRORISM-ARGENTINE LAW

4. PROJECT NUMBER: N/A

5. DATE OF INFORMATION: 790405

6. DATE OF REPORT: 790418

7. DATE & PLACE OF ACQUISITION: 790405, Buenos Aires

8. REFERENCES: (b)(3):10 USC 424

9. ASSESSMENT: SOURCE INFO

10. ORIGINATOR: (b)(3):10 USC 424

11. REQUEST EVALUATION

(b)(3) 10 U.S.C. 424

12. PREPARING OFFICER:

13. APPROVING AUTHORITY: (b)(3):10 USC 424;(b)(6)

JANE H. CAREY
BILINGUAL RESEARCH
TECHNICIAN

14. SOURCE: Embassy telegram 2761

15. SPECIAL INSTRUCTIONS:

D I R C YES ☐ NO ☒

16. SUMMARY:

This IR forwards Emembassy Buenos Aires telegram 2761 concerning updated laws on terrorism effective in Argentina.

BEST AVAILABLE COPY

Rec'd RDS-3B/ 02 MAY 19

298

261700-AR

17. SUBJECT AND AREA CODES:
102100/AR 102452/AR
102450/AR 201600

18. DISTRIBUTION BY ORIGINATOR:

DIA (original)

DIA (RCI-1)

DIA (DB-3E)

19. DOWNGRADING AND DECLASSIFICATION DATA:

Page determined to be Unclassified
Reviewed DIA FOIA & Declassification Services Offices
IAW EO 13526, Section 3.5
Date: Oct 19, 2018

UNCLASSIFIED

UNCLASSIFIED

Classification/Control Markings

20. ENCLOSURES:

1 Enclosure
1. Embassy tel. 2761,
1 cy. 3 pgs (U)

MICROFICHED BY RDS-JD2

21. This IR contains 1 pages.

TELEGRAM

INDICATE
☐ COLLECT
☐ CHARGE TO

ECON/C:GLB/419

OPTIONAL FORM 100-4
(Formerly FD-413)
January 1970
Dept. of State

UNCLASSIFIED

Classification

Page 2 of

BA

2761
MEMO

a prison sentence of between three and eight years for those who use non-Constitutional means to disturb the Argentine Internal order for ideological reasons, unless the offense comes under another provision of existing laws with stiffer penalties. Article 2 decrees prison terms from two to six years for those who teach or support others who carry out subversive acts. According to Article 3, those who use symbols of terrorist organizations or radio or newspaper authorities who publicize their statements are subject to two to five years imprisonment. If any of these offenses are committed by naturalized Argentines, ~~after serving their sentence, their citizenship is revoked and they are expelled from the country.~~ ~~after serving their sentence, their citizenship is revoked and they are expelled from the country.~~ Foreigners committing these crimes are expelled from Argentina following the conclusion of their sentence. Under Law 21,460, also enacted on November 18, 1976, the Argentine Armed Forces as well as the police are given responsibility to prosecute terrorists.

3. In addition to these laws dealing with ideologically motivated terrorist acts, Article 210 of the Argentine Penal Code stipulates a sentence of five to fifteen years for those belonging to an organized group which commits

UNCLASSIFIED

Classification

violent acts against a person or institution. Under the provisions of the same article, leaders of such armed groups are subject to imprisonment of between eight and twenty five years. If their act leads to loss of life or grave wounds sustained by their victims, the article states that the punishment shall be death or life imprisonment^{respectively}. The sentence of those who voluntarily give themselves up is reduced to fifteen to twenty five years, ten to twenty years, or by a third for sentences of death, life imprisonment, or a reduced prison term respectively.

4. Article 170 of the Penal Code mandates a five to fifteen year prison term for perpetrators of kidnapping attempts made for ransom and an eight to fifteen year term if they are successful. Under Article 142, kidnappers are also subject to an eight to twenty five year prison term if the victim is wounded in the act or if forced to give aid to a subversive organization. In case the victim dies in captivity, the offender is subject^{to} the death sentence. Article 225 decrees a two to six year prison sentence for those who pay ransom to kidnappers or economically aid terrorists.

CASTRO
