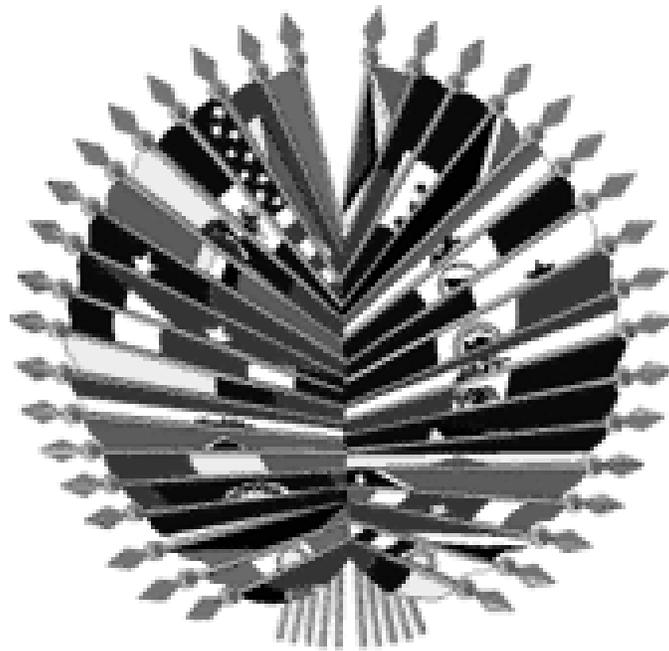


**2018 Washington Model Organization of
American States General Assembly**

Crisis Scenario

General Committee



**RECOMMENDATIONS FOR INVESTIGATION AND ACTIONS REGARDING
PRESIDENTIAL IMPEACHMENT IN PERU**

General Committee
Crisis Scenario

Draft Resolution Presented by the Permanent Council
THE PERMANENT COUNCIL,

HAVING SEEN:

Article 3b of the Charter of the Organization of the American States which stress “the solidarity of the American States and the high aims which are sought through it require the political organization of those States on the basis of the effective exercise of representative democracy”;

Article 3e which acknowledges that, “each state has the right to choose, without external interference, its political economic, and social system and to organize itself in the way best suited to it, and has the duty to abstain from intervening in the affairs of another State”;

Article 17 of the Democratic Charter of the Organization of the American States, which expands on the above article, stating, “When situations arise in a member state that may affect the development of its democratic political institutional process or the legitimate exercise of power, the Secretary General or the Permanent Council may, with prior consent of the government concerned, arrange for visits or other actions in order to analyze the situation”;

Article 18 of the Democratic Charter of the Organization of the American States, which states “when the government of a member state considers that its democratic political institutional process or its legitimate exercise of power is at risk, it may request assistance from the Secretary General or the Permanent Council for the strengthening and preservation of its democratic”;

Article 18 of the Democratic Charter of the Organization of the American States, which continues to state that “the Secretary General will submit a report to the Permanent Council, which will undertake a collective assessment of the situation and, where necessary, may adopt decisions for the preservation of the democratic system and its strengthening”;

NOTING:

Article 113 clause 2 of the Peruvian Constitution, which elaborates that the President may be removed from office if “his permanent moral or physical disability by Congress” is called to question;

TAKING INTO CONSIDERATION:

The Peruvian government’s request to invoke Articles 17, 18, 19, and 20 of the Inter-American Democratic Charter in light of the impeachment charges against Peruvian President Pablo Kuczynski; and

DEEPLY CONCERNED:

Regarding the potential breakdown of the democratic order in Peru and the consequences for Peruvian citizens, the legitimacy of Peru's institutions, and the possible negative impacts on democratic values of the hemisphere;

RESOLVES:

1. To investigate the impeachment charges by:
 - a. Calling upon the Department of Sustainable Democracy and Special Missions under the Secretariat for Strengthening Democracy (SSD) to conduct a mission to both observe and provide guidance in resolving the claim put forth by the Peruvian Ambassador to the OAS regarding the legitimacy of the alleged impeachment of Peruvian President Pablo Kuczynski, including, but not limited to, the following points:
 - i. The legality of the impeachment in accordance with Peruvian Constitutional Law.
 - ii. President Kuczynski and the legitimacy of such charges brought forth by the Peruvian Congress.
 - b. Requesting that the SSD allocate funds to fully implement the goals of this mission.
2. To instruct the Permanent Council of the OAS, regardless of the outcome of the investigation, to
 - a. Recommend the political leaders of Peru meet with the Secretary General or the Permanent Council of the Organization of American States to discuss these resolves.
 - b. Urge:
 - i. The Peruvian government to clarify Article 113, sub clause 2, specifically the "permanent moral and physical incapacity," to prevent future disagreements of this nature.
 - ii. That the Peruvian government protects the citizens' freedom of speech and right to peaceful protests.
 - c. Release the aforementioned investigation to all Member States and their citizens in all official languages.
3. To instruct the OAS Permanent Council, should the investigation result in the determination that the legislative impeachment in Peru was unconstitutional and classified as a politically motivated coup to,
 - a. Recognize the request for the invocation of Article 19 of the Inter-American Democratic Charter by the government of Peru.
 - b. Encourage the sitting legislative body to recognize the legitimacy of the President.
 - c. Issue an official condemnation of the sitting legislative body's unconstitutional efforts to remove a democratically elected President.
4. To instruct the OAS Permanent Council, should the investigation result in the determination that the legislative impeachment in Peru was constitutional and not a political coup, to
 - a. Issue the following:

- i. Commendation of the Peruvian Congress for upholding its Constitution and the principles of democracy.
 - ii. Official condemnation of the practices by the former Peruvian President Kuczynski.
- b. Recommend:
 - i. That the Peruvian Judicial System conduct a formal investigation into the influence of a Peruvian National Election on the part of the Odebrecht Corporation.
 - ii. That the OAS be available for independent observation during the investigations and judicial procedures taking place in Peru to promote their democratic legitimacy.