

Vladimiro Montesinos (Luxembourg)

Case ID:

ARW-192

Jurisdiction of Origin of Public Official or Entity Allegedly Involved:

Peru

Position of Public Official(s) (yrs in office):

De facto chief of intelligence and main advisor of former Peruvian President Alberto Fujimori (1990-2000)

Jurisdiction of Asset Recovery:

Luxembourg

Jurisdiction of Asset Recovery ? Description:

Location of Recovery Effort, Asset Location / Alleged Asset Location

Asset Recovery End:

Ongoing

UNCAC Offenses Implicated:

Art.15

Art.16

Art.17

Art.18

Art.23

Money laundering Implicated:

Yes

Legal Basis for Asset Recovery:

Unspecified

Intl.Cooperation: MLAT/Letter of Request?:

Unknown

Contributing Factors in Asset Recovery:

Ongoing Case

Status of Asset Recovery :

Ongoing

Stage in Asset Recovery Chain:

Investigation/Asset Tracing/Asset Restraint

Agreement for Returned Assets:

Ongoing

Agreement for Returned Assets - Description:

N/A

Case Summary:

According to a Case Study by Professor Guillermo Jorge, citing official figures of the Office of the Special State Attorney for the Montesinos/Fujimori Case, as of 2007, accounts valued at \$ 47 million remain frozen in Switzerland, Mexico, Luxembourg and Panama. (Source: Professor Guillermo Jorge, "The Peruvian efforts to recover the proceeds from Montesinos' criminal network of corruption," presented at Asian Development Bank Regional Seminar, Bali/Indonesia, September 5-7, 2007.)

Disposition of Criminal Case(s):

According to a case study by Professor Guillermo Jorge, as of September 2007, Mr. Montesinos had been convicted in 13 different trials and more than 70 trials were ongoing. (Source: Guillermo Jorge, "The Peruvian Efforts to Recover Proceeds from Montesinos's Criminal Network of Corruption," in ADB/OECD Anti-Corruption Initiative for Asia and the Pacific, Asset Recovery and Mutual Legal Assistance in Asia and the Pacific, Proceedings of the 6th Regional Seminar on Making International Anti-Corruption Standards Operational Held in Bali, Indonesia, on 5-7 September 2007 and hosted by the Corruption Eradication Commission, Indonesia, accessed at <http://www.adb.org/Documents/Books/Asset-Recovery/Asset-Recovery.pdf>.)

Jurisdiction of Origin: Investigative Agency:

Office of the Special State Attorney for the Montesinos/Fujimori Case, Peru

Jurisdiction of Origin: Prosecuting Authority/Civil Attorney(s):

Office of the Special State Attorney for the Montesinos/Fujimori Case, Peru

Documents:

Montesinos_Jorge_Case_Study_ADB_2007.pdf

Montesinos_Peru_Congressional_Investigation_Report_Final_Jun_2002.pdf

Documents Links:

http://www1.worldbank.org/finance/star_site/documents/arw/Montesinos_Jor...

http://www1.worldbank.org/finance/star_site/documents/arw/Montesinos_Per...

Other Sources:

Professor Guillermo Jorge, "The Peruvian efforts to recover proceeds from Montesinos' criminal network of corruption," Background paper presented at the Asian Development Bank's Regional Seminar for Asia-Pacific, "Making international anti-corruption standards operational: Asset Recovery and mutual legal assistance," September 5-7, 2007 (Bali, Indonesia), at 1 and 23 and fn 56, accessed at <http://www.adb.org/Documents/Books/Asset-Recovery/Asset-Recovery.pdf>; Peru, Congreso de la Republica, Comision Investigadora sobre Los Delitos Economicos y Financieros Cometidos entre 1990-2001, Informe Final de Investigacion (June 2002), accessed at <http://www.congreso.gob.pe/comisiones/2002/CIDEF/oscuga/informecideffina....>