

PERU
THIRD REVISED OFFER – SCHEDULE OF COMMITMENTS

General Remarks:

The Offer presented hereby takes into account the articles on National Treatment, Market Access, Local Presence, Local Content and Performance Requirements, and Local Management and Boards of Directors.

Peru reserves the right to withdraw, modify, or reduce this offer in whole or part, at any time prior to the conclusion of the negotiations.

Peru's offer is subject to on-going negotiations on new and enhanced disciplines, the outcomes of which may result in changes to the scope and commitments in this offer.

Peru's offer does not currently include any commitments or exemptions on Most-Favored-Nation (MFN) treatment. Once Parties to the negotiations have agreed text defining the scope of the MFN obligation, Peru will revise its offer to include MFN exemptions or submit an annex of MFN exemptions.

Peru's Market Access commitments on Financial Services with respect to Mode 1) Cross-border supply and Mode 2) Consumption abroad, are limited to the list of services indicated in Articles X.3(1)(b) and X.3(1)(c) of the Annex [X] on Financial Services. To the extent that the Financial Services negotiations are not finished, Peru may revise its offer taking into account outcomes of negotiations.

The Financial Services Section of this Schedule is based only on the Market Access and National Treatment articles. Peru is open to include commitments related to "Senior Management", if the provision is agreed in the Financial Services Annex.

HORIZONTAL NOTE

1. For purposes of this Schedule, it is understood that the treatment granted under Article I-4 (National Treatment) means a treatment non less favorable than the one Peru accords, in like circumstances, to its own services and service suppliers.
2. All CPC references correspond to the United Nations Provisional Central Product Classification, unless otherwise specified in this Schedule.
3. The (*) indicates that the service specified is a component of a more aggregated CPC item. The (**) indicates that the service specified constitutes only a part of the total range of activities covered by the CPC concordance.

PART I

SECTION A

Reservations pursuant II-2:4 and X.X

Sector or Subsector	Mode	Reservations
All Sectors	3	<p><u>National Treatment</u> <u>Local Management and Boards of Directors</u></p> <p>Peru, when selling or disposing of its equity interests in, or the assets of, an existing state enterprise or an existing governmental entity, may prohibit or impose limitations on the ownership of such interests or assets, and on the ability of owners of such interests or assets to control any resulting enterprise, by investors of Peru or of a non-Party or their investments. With respect to such a sale or other disposition, Peru may adopt or maintain any measure relating to the nationality of individuals appointed to senior management positions or members of the board of directors.</p> <p>For the purposes of this reservation:</p> <ul style="list-style-type: none"> (a) any measure maintained or adopted after the date of entry into force of this Agreement that, at the time of sale or other disposition, prohibits or imposes limitations on the ownership of equity interests or assets or imposes nationality requirements described in this reservation shall be deemed to be an existing measure; and (b) “state enterprise” means an enterprise owned or controlled through ownership interests by Peru and includes an enterprise established after the date of entry into force of this Agreement solely for the purposes of selling or disposing of equity interests in, or the assets of, an existing state enterprise or governmental entity.
All Sectors: Indigenous Communities, Peasant, Native and Minority Affairs	All	<p><u>National Treatment</u> <u>Local Presence</u> Local Content and Performance Requirements <u>Local Management and Boards of Directors</u></p> <p>Peru reserves the right to adopt or maintain any measure according rights or preferences to socially or economically disadvantaged minorities and ethnic groups. For purposes of this entry, “ethnic groups” means</p>

Sector or Subsector	Mode	Reservations
		indigenous, native, and peasant communities.
Services related to Fishing	All	<p><u>National Treatment</u> Local Content and Performance Requirements</p> <p>Peru reserves the right to adopt or maintain any measure relating to artisanal fishing.</p>
Handicraft Industries	All	<p><u>National Treatment</u> Local Content and Performance Requirements</p> <p>Peru reserves the right to adopt or maintain any measure relating to the design, distribution, retailing, or exhibition of handicrafts that are identified as Peruvian handicrafts.</p>
Audio-Visual Industry	1 and 2	<p><u>National Treatment</u> Local Content and Performance Requirements</p> <p>Peru reserves the right to adopt or maintain any measure whereby a specified percentage (up to 20%) of the total cinematographic works shown on an annual basis in cinemas or exhibition rooms in Peru consist of Peruvian cinematographic works. In establishing such percentage, Peru shall take into account factors including the national cinematographic production, the existing exhibition infrastructure in the country and attendance.</p>
Jewellery Design, Theatre Arts, Visual Arts, Music and Publishing	1, 2 and 4	<p><u>National Treatment</u> Local Content and Performance Requirements</p> <p>Peru reserves the right to adopt or maintain any measure conditioning the receipt or continued receipt of government support for the development and production of jewelry design, theater arts, visual arts, music and publishing on the recipient achieving a given level or percentage of domestic creative content.</p>
Audio-Visual Industry, Publishing and Music	All	<p><u>National Treatment</u></p> <p>Peru may adopt or maintain any measure that affords a person of another Party the treatment that is afforded by that Party to Peruvian persons in the audiovisual, publishing, and music sectors.</p>

Sector or Subsector	Mode	Reservations
Social Services	All	<p><u>National Treatment</u> <u>Local Presence</u> Local Content and Performance Requirements <u>Local Management and Boards of Directors</u></p> <p>Peru reserves the right to adopt or maintain any measure with respect to the provision of law enforcement and correctional services, and the following services to the extent that they are social services established or maintained for a public purpose: income security and insurance, social security, social welfare, public education, public training, health, and childcare.</p>
Public Supply of Potable Water and Public Sewage Services	1	<p><u>Local Presence</u></p> <p>Peru reserves the right to adopt or maintain any measure in relation to the public supply of potable water and to public sewage services.</p>
Telecommunications Services	1 and 4	<p><u>Local Presence</u></p> <p>Peru reserves the right to adopt or maintain any measure in relation to the granting of a concession for the installation, operation and exploitation of public telecommunication services.</p>
Education Services	4	<p><u>National Treatment</u> <u>Local Presence</u></p> <p>Peru reserves the right to adopt or maintain any measure relating to natural persons who render educational services, including teachers and auxiliary personnel rendering educational services in basic and superior education including “<i>educación técnico productiva</i>” (technical and productive training) as well as other people who render services related to education included sponsors of educational institutions of any level or stage of the educational system.</p>
Transportation Services: Road Transportation Services	1, 2 and 4	<p><u>National Treatment</u></p> <p>Peru reserves the right to adopt or maintain any measure that authorizes only Peruvian natural or juridical persons to supply land transportation of persons or merchandise inside the territory of Peru (“cabotage”). For this, the enterprises shall use vehicles registered in Peru.</p>

Sector or Subsector	Mode	Reservations
Transportation: International Road Transportation Services	All	<p><u>National Treatment</u> <u>Local Presence</u></p> <p>Peru reserves the right to adopt or maintain any measure relating to the international land transportation of cargo or passengers in border areas.</p> <p>Additionally, Peru reserves the right to adopt or maintain the following limitations for the supply of international land transportation from Peru:</p> <ul style="list-style-type: none"> (a) the service supplier must be a Peruvian natural or juridical person; (b) the service supplier must have a real an effective domicile in Peru; and (c) in the case of juridical persons, the service supplier must be legally constituted in Peru and more than 50% of its capital stock must be owned by Peruvian nationals and its effective control must be by Peruvian nationals.
Transportation: Services Related to Air Transportation	1, 2 and 4	<p><u>Local Presence</u></p> <p>Peru reserves the right to adopt or maintain any measure relating to ground-handling services.</p>
Transportation: Services Related to Air Transportation	1, 2 and 4	<p><u>National Treatment</u> <u>Local Presence</u></p> <p>Peru reserves the right to adopt or maintain any measure relating to airport operation services.</p>
Subsidies	All	<p><u>National Treatment</u> <u>Local Presence</u> <u>Local Management and Boards of Directors</u></p> <p>Peru reserves the right to adopt or maintain any measure with regard to subsidies or grants, including government supported loans, guarantees and insurance.</p>

Sector or Subsector	Mode	Reservations
Taxation	All	<i>[Placeholder for reservation regarding taxation measures]</i>
Financial Services	1 and 2	<p><u>National Treatment</u></p> <p>Peru reserves the right to adopt or maintain any measures with regard to all financial services as referred to in [Article X.2 of Annex [X] on Financial Services of the Agreement] other than the financial services referred to in subparagraph 1(b) and 1(c) of Article X.3 of Annex [X] on Financial Services of the Agreement.</p>
Financial Services	1 and 2	<p><u>National Treatment</u></p> <p>Peru reserves the right to adopt any amendment to a measure that does not increase the inconsistency of that measure with the treatment provided for in Article I-4 (National Treatment) as it existed on the date of entry into force of this Agreement.</p>
Financial Services	1 and 2	<p><u>National Treatment</u></p> <p>Peru reserves the right to adopt or maintain measures that restrict the acquisition of obligatory insurance outside of Peru, or that require that obligatory insurance be purchased from suppliers established in Peru, such as “Compulsory Car Insurance” (<i>Seguro Obligatorio de Accidentes de Transito - SOAT</i>) and “Hazardous Work Supplementary Insurance” (<i>Seguro Complementario de Trabajo en Riesgo</i>).</p>

SECTION B
 Limitations pursuant to Article II-2:2 and X.X

Sector or Subsector	Market Access Limitations	Limitations
All Sectors		<p><u>National Treatment</u></p> <p>3) No foreign national, enterprise constituted under foreign law or enterprise constituted under Peruvian law, and owned in whole or part, directly or indirectly, by foreign nationals may acquire or own, directly or indirectly, by any title, land or water (including mines, forest or energy sources) located within 50 kilometers of the Peruvian border. Exceptions may be authorized by Supreme Decree approved by the Council of Ministers in conformity with law in cases of expressly declared public necessity.</p> <p>For each case of acquisition or possession within the referred area, the investor shall hand in the correspondent request to the relevant Ministry, pursuant to laws in force. For example, authorizations of this kind have been given in the mining sector.</p> <p><u>Measures:</u></p> <p><i>Political Constitution of Peru (Constitución Política del Perú) (1993), article 71.</i></p> <p><i>Legislative Decree N° 757, “El Peruano” Official Gazette of November 13, 1991, Framework Law for Private Investment Growth (Ley Marco para el Crecimiento de la Inversión Privada), article 13.</i></p>
All Sectors		<p><u>National Treatment</u> <u>Local Management and Boards of Directors</u></p> <p>3, 4) All employers in Peru, independently of their activity or nationality, shall give preferential treatment to nationals when hiring</p>

		<p>its employees.</p> <p>Foreign natural persons who are service providers and who are employed by a service-providing enterprise may provide services in Peru under a written and time-limited employment contract, which may not exceed three years. The contract may be subsequently extended for like periods of time. Service-providing enterprises must show proof of the company's commitment to train national personnel in the same occupation.</p> <p>Foreign natural persons may not represent more than 20% of the total number of employees of an enterprise, and their pay may not exceed 30% of the total payroll for wages and salaries. These percentages will not apply in the following cases:</p> <ul style="list-style-type: none">(a) when the foreign national providing the service is the spouse, parent, child or sibling of a Peruvian national;(b) when the personnel is working for a foreign enterprise providing international land, air and water transport services under a foreign flag and registration;(c) when the foreign personnel works in a multinational bank or an enterprise that provides multinational services, subject to the laws governing specific cases;(d) for a foreign investor, provided that its investment permanently maintains in Peru at least five units "<i>Unidad Impositiva Tributaria</i>" ("UITs") during the life of its contract;(e) for artists, athletes or other service-providers engaged in public performances in Peruvian territory, for a maximum of three months a year;(f) when a foreign national has an immigrant visa;
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		<p>(g) for a foreign national whose country of origin has a labor reciprocity or dual nationality agreement with Peru; and</p> <p>(h) when foreign personnel provides services in Peru under a bilateral or multilateral agreement concluded by the Peruvian Government.</p> <p>Employers may request waivers for the percentages related to the number of foreign employees and their share of the company's payroll in those cases involving:</p> <p>(a) specialized professional or technical personnel;</p> <p>(b) directors or management personnel for new a business activity or reconverted business activity;</p> <p>(c) teachers hired for post secondary education, or for foreign private elementary and high schools; or for language teaching in local private schools; or for specialized language centers;</p> <p>(d) personnel working for public or private enterprises with contractual agreements with public organizations, institutions or enterprises; and</p> <p>(e) in any other case determined by Supreme Decree pursuant to specialization, qualification or experience criteria.</p> <p><u>Measures:</u></p> <p><i>Legislative Decree N° 689, "El Peruano" Official Gazette of November 5, 1991, Law for Foreign Workers Recruitment (Ley para la Contratación de Trabajadores Extranjeros), articles 1, 3, 4, 5 (modified by Law N° 26196) and 6.</i></p>
Specialty Air		<u>National Treatment</u>

<p>Services</p>	<p><u>Local Presence</u> <u>Local Management and Board of Directors</u></p> <p>1, 2, 3, 4) National Commercial Aviation¹ is reserved to a Peruvian natural or juridical person.</p> <p>For purposes of this entry, a Peruvian juridical person is an enterprise that fulfils the following requirements:</p> <ul style="list-style-type: none"> (a) is constituted under Peruvian law, specifies commercial aviation as its corporate purpose, is domiciled in Peru, and has its principal activities and administration located in Peru; (b) at least half plus one of the directors, managers and persons who control and manage the enterprise are Peruvian nationals or have permanent domicile or are resident in Peru; and (c) at least 51% of the capital stock must be owned by Peruvian nationals and be under the real and effective control of Peruvian shareholders or partners permanently domiciled in Peru. (This limitation shall not apply to the enterprises constituted under Law N° 24882, which may maintain the ownership percentages set in such law.) Six months after the date of authorization of the enterprise to provide commercial air transportation services, foreign nationals may own up to 70 per cent of the capital stock of the enterprise. <p>In those operations conducted by national commercial aviation operators (<i>explotadores nacionales</i>), personnel performing aeronautical functions on board must be Peruvian nationals or foreign residents with a Peruvian license.</p>
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¹ For greater certainty, National Commercial Aviation includes Specialty Air Services.

		<p>In order to perform activities as a pilot of a Peruvian juridical person, the foreign pilot must prove, at least, two years of residence in Peru. This requirement is not applicable to the foreign resident who has the immigration category of “spouse” of a Peruvian national.</p> <p>Notwithstanding the preceding paragraphs, the General Directorate of Civil Aviation (<i>Dirección General de Aeronáutica Civil</i>) may, for technical reasons, authorize foreign personnel without Peruvian license to perform these functions for a period not to exceed six months from the date on which the authorization was granted, extendable due to ascertained nonexistence of such skilled personnel.</p> <p><u>Measures:</u></p> <p><i>Law N° 27261, “El Peruano” Official Gazette of May 10, 2000, Civil Aviation Law (Ley de Aeronáutica Civil), articles 75 (modified by Legislative Decree N° 999, April 19, 2008) and 79.</i></p> <p><i>Peruvian Aviation Regulation N° 61 (Regulación Aeronáutica del Perú – RAP N° 61), “El Peruano” Official Gazette of December 14, 2013.</i></p> <p><i>Supreme Decree N° 050-2001-MTC, “El Peruano” Official Gazette of December 26, 2001, Regulation of the Civil Aviation Law (Reglamento de la Ley de Aeronáutica Civil), articles 159, 160 (modified by Supreme Decree N° 038-2007-MTC, October 26, 2007), and VI Complementary Provision.</i></p>
All Sectors		<p><u>National Treatment</u> <u>Local Presence</u> <u>Local Content and Performance Requirements</u> <u>Local Management and Board of Directors</u></p>

		<p>1, 2, 3, 4) Peru reserves the right to maintain all existing measures at local level of government inconsistent with Articles National Treatment, Local Presence, Local Content and Performance Requirements, and Local Management and Board of Directors.</p>
<p>Services Related to Energy Services</p>		<p><u>National treatment</u> <u>Local Presence</u></p> <p>1, 2, 4) In order to enter into an exploration contract in Peru, foreign natural persons must register in the Public Registry and provide a power of attorney to a Peruvian national resident in the capital of the Republic of Peru.</p> <p>Foreign enterprises must establish a branch or constitute a society under the General Law of Corporations (<i>Ley General de Sociedades</i>), be domiciled in the capital of the Republic of Peru, and appoint a Peruvian national as an executive agent.</p> <p><u>Measures:</u></p> <p><i>Law N° 26221, "El Peruano" Official Gazette of August 19, 1993, General Law of Hydrocarbons (Ley General de Hidrocarburos), article 15.</i></p>
<p>All Sectors</p>	<p>4) Unbound for the entry of natural persons, except for the following categories:</p> <p>(A) Business Visitors</p> <p>Business Visitor means a natural person seeking to engage in a business activity, such as:</p> <p>(a) attending meetings or conferences;</p>	

	<p>(b) performing commercial transactions², but not selling goods or providing services to the general public; or</p> <p>(c) undertaking business consultations concerning the establishment, expansion or winding up of an enterprise in Peru.</p> <p>The primary source of incomes for the proposed business activity is outside Peru; and the principal place of business and the actual place of accrual of profits of the natural person, at least predominantly, remain outside Peru.</p> <p><u>Length of stay</u>: up to 183 days per year.</p> <p>(B) Intra-Corporate Transferees</p> <p>Intra Corporate Transferees means a natural person employed by an enterprise who seeks to render services to that enterprise (headquarter) or a subsidiary or affiliate thereof as an executive, manager or specialist.</p> <p>The Intra Corporate Transferee is transferred to Peru for supplying services under a subordinate relationship, pursuant to a labour contract approved by the Labour Administrative Authority.</p> <p>(a) Executive: means a natural person within an organization who primarily directs the management of the organization, exercises wide latitude in decision-making, and receives only general supervision or direction from higher level executives,</p>	
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² In the case of Financial Services activities, this category only includes financial services personnel of an enterprise located in other Party, engaging in financial services, where the provision of such financial services does not require the authorization of the competent authority of Peru or where Peru has explicitly committed such financial services pursuant Article X.3.1(b) (Market Access Commitments) of Annex on Financial Services.

	<p>the board of directors, and/or stockholders of the business.</p> <p>(b) Manager: means a natural person within an organization who primarily directs the organization or a department or sub-division of the organization, supervises, and controls the work of other supervisory, professional or managerial employees, has the authority to hire and fire or take other personnel actions such as promotion or leave authorization, and exercises discretionary authority over day-to-day operations.</p> <p>(c) Specialist: means a natural person who possesses specialized knowledge of the company's products or services and its application in international markets, or an advanced level of expertise or knowledge of the company's processes and procedures. A specialist may include, but is not limited to, professionals.</p> <p>The labour contract approval by the Labour Administrative Authority implies an evaluation of the following quotas on the hiring of foreigners:</p> <p>(a) foreign natural persons may not represent more than 20% of the total number of employees of an enterprise; and</p> <p>(b) their pay may not exceed 30% of the total payroll for wages and salaries of the enterprise.</p> <p><u>Length of stay:</u> up to one year, renewable for consecutive periods, the number of times that it is requested, to the extent that the conditions which motivated its granting are maintained.</p>	
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	<p>(C) Contractual Service Suppliers</p> <p>Contractual Service Suppliers means a professional who:</p> <ul style="list-style-type: none">(a) is engaged in the supply of a contracted service as an employee of a juridical person that has no commercial presence in Peru, where the juridical person obtains a service contract from a juridical person of Peru; and(b) is required to receive no remuneration from a juridical person located in Peru. <p>For purposes of this category, professional means a natural person who is engaged in a specialty occupation requiring:(a) theoretical and practical application of a body of specialized knowledge and is eligible to obtain the certification/license to practice, if required; and</p> <ul style="list-style-type: none">(b) attainment of a post-secondary degree in the specialty requiring five (5) or more years of study as a minimum for entry into the occupation. <p>This category does not include the following occupations:</p> <ul style="list-style-type: none">(a) Occupations related to Health, Education, Social and Community Services; and(b) Judges, Lawyers and Notaries except foreign legal consultants. <p><u>Length of stay</u>: up to 30 days per year.</p> <p>(D) Independent Professionals</p>	
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	<p>Independent professional means a professional who:</p> <ul style="list-style-type: none">(a) is a self-employed services supplier who supplies services pursuant a service contract with a person of Peru; and(b) receives his incomes from a person of Peru. <p>For purposes of this category, professional means a natural person who is engaged in a specialty occupation requiring:</p> <ul style="list-style-type: none">(a) theoretical and practical application of a body of specialized knowledge and is eligible to obtain the certification/license to practice, if required; and(b) attainment of a post-secondary degree in the specialty requiring five (5) or more years of study as a minimum for entry into the occupation. <p>This category does not include the following occupations:</p> <ul style="list-style-type: none">(a) Occupations related to Health, Education, Social and Community Services; and(b) Judges, Lawyers and Notaries except foreign legal consultants. <p><u>Lenght of stay</u>: up to one year, renewable for consecutive periods, the number of times that it is requested, to the extent that the conditions which motivated its granting are maintained.</p>	
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PART II
SECTOR SPECIFIC COMMITMENTS AND LIMITATIONS

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
1. BUSINESS SERVICES			
A. Professional services			
a) Legal services (CPC 861)	1) None, except as indicated in (3) below. 2) None 3) None, except that the number of notary positions depends of the number of inhabitants of each city. 4) Unbound, except as indicated in the horizontal section.	<u>National Treatment</u> 1, 3, 4) Only Peruvian nationals by birth may supply notary services. <u>Measures:</u> <i>Legislative Decree N° 1049, "El Peruano" Official Gazette of June 26, 2008, Notaries Law (Ley del Notariado), article 10.</i>	
b) Accounting, auditing and book-keeping services (CPC 862)	1) None. 2) Unbound 3) None, except that no partner of an auditing society may be a member of another auditing society in Peru. 4) Unbound, except as indicated in the horizontal section.	<u>Local Presence</u> <u>National Treatment</u> 1, 3) Auditing societies shall be constituted only and exclusively by public accountants licensed and resident in the country and duly qualified by the Association of Public Accountants of Lima ("Colegio de Contadores Públicos de Lima"). <u>Measures:</u> <i>Rules of the Association of Public Accountants of Lima (Reglamento</i>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<i>Interno del Colegio de Contadores Públicos de Lima), articles 145 and 146.</i>	
c) Taxation services (CPC 863)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
d) Architectural services (CPC 8671)	1) None, except as indicated in (3) below. 2) None 3) None, except that to obtain temporary registration, non-resident foreign architects must have a contract of association with a Peruvian architect residing in Peru. 4) Unbound, except as indicated in the horizontal section.	<p><u>National Treatment</u></p> <p>1, 3, 4). The enrolment fees to join the “<i>Colegio de Arquitectos</i>” in order to practice as an architect are different for Peruvians and foreigners, and subject to review by the Peruvian Association of Architects (“<i>Colegio de Arquitectos</i>”).</p> <p>Also, to obtain temporary registration, non-resident foreign architects must have a contract of association with a Peruvian architect residing in Peru.</p> <p><u>Measures:</u></p> <p><i>Law N° 14085, “El Peruano” Official Gazette of June 30, 1962, Law establishing the Peruvian Association of Architects (Ley de Creación del Colegio de Arquitectos del Perú).</i></p> <p><i>Law N° 16053, “El Peruano” Official Gazette of February 14, 1966,</i></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p><i>Professional Practice Law, authorises the Peruvian Associations of Architects and Engineers to supervise Engineering and Architecture professionals of the Nation (Ley del Ejercicio Profesional, Autoriza a los Colegios de Arquitectos e Ingenieros del Perú para supervisar a los profesionales de Ingeniería y Arquitectura de la República), article 1.</i></p> <p><i>National Architects Council Agreement (Acuerdo del Consejo Nacional de Arquitectos), approved in Session N° 04-2009 of December 15, 2009.</i></p>	
e) Engineering services (CPC 8672)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
f) Integrated engineering services (CPC 8673)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
g) Urban planning and landscape architectural services (CPC 8674)	1) None, except as indicated in (3) below. 2) None 3) None, except that to obtain temporary registration, non-resident	<p><u>National Treatment</u></p> <p>1, 3, 4) The enrolment fees to join the “Colegio de Arquitectos” in order to practice as an architect are different</p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>foreign architects must have a contract of association with a Peruvian architect residing in Peru.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>	<p>for Peruvians and foreigners, and subject to review by the Peruvian Association of Architects ("<i>Colegio de Arquitectos</i>").</p> <p>Also, to obtain temporary registration, non-resident foreign architects must have a contract of association with a Peruvian architect residing in Peru.</p> <p><u>Measures:</u></p> <p><i>Law N° 14085, "El Peruano" Official Gazette of June 30, 1962, Law establishing the Peruvian Association of Architects (Ley de Creación del Colegio de Arquitectos del Perú).</i></p> <p><i>Law N° 16053, "El Peruano" Official Gazette of February 14, 1966, Professional Practice Law, authorises the Peruvian Associations of Architects and Engineers to supervise Engineering and Architecture professionals of the Nation (Ley del Ejercicio Profesional, Autoriza a los Colegios de Arquitectos e Ingenieros del Perú para supervisar a los profesionales de Ingeniería y Arquitectura de la República), article 1.</i></p> <p><i>National Architects Council Agreement (Acuerdo del Consejo Nacional de Arquitectos), approved in</i></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<i>Session N° 04-2009 of December 15, 2009.</i>	
h) Medical and dental services (CPC 9312)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
i) Veterinary services (CPC 932)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
j) Services provided by midwives, nurses, physiotherapists and paramedical personnel (CPC 93191)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
B. Computer and related Services (CPC 84)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
C. Research and Development Services (CPC 85)	1) None, except that a permission of operation or authorization may be required and the competent authority may require the inclusion to the expedition of one or more representatives of the Peruvian pertinent activities, in order to	<u>National Treatment</u> 1, 4) Archaeological research programs and projects headed by a foreign archaeologist, who does not reside in Peru, must count on a Peruvian director. Both directors shall	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	participate and know the studies and its scope. 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	be registered in the National Registry of Archaeologists and shall assume the same responsibilities in the formulation and the integral execution of the project (field and office work), and in the elaboration of the final report. <u>Measures:</u> <i>Supreme Decree N° 003-2014-MC, "El Peruano" Official Gazette of October 3, 2014, Regulation of Archaeological Interventions (Reglamento de Intervenciones Arqueológicas), article 23.</i>	
D. Real Estate Services (CPC 821 + 822)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
E. Rental/Leasing Services without Operators			
a) Relating to ships (CPC 83103)	1) None, except as indicated in (3) below. 2) None, except as indicated in (3) below. 3) None, except that: A "National Shipowner" or "National Ship Enterprise" is understood as a natural person of Peruvian nationality	<u>National Treatment</u> <u>Local Presence</u> 1, 2, 3) A "National Shipowner" or "National Ship Enterprise" is understood as a natural person of Peruvian nationality or juridical person constituted in Peru, with its principal domicile and real and effective	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>or juridical person constituted in Peru, with its principal domicile and real and effective headquarters in Peru, whose business is to provide water transportation services in national traffic or cabotage³ and/or international traffic and who is the owner or lessee under a financial lease or a bareboat charter, with an obligatory purchase option, of at least one Peruvian flag merchant vessel and that has obtained the relevant Operation Permit from the General Aquatic Transport Directorate (“Dirección General de Transporte Acuático”).</p> <p>Cabotage is exclusively reserved to Peruvian flagged merchant vessels owned by a National Shipowner or National Ship Enterprise or leased under a financial lease or a bareboat charter, with an obligatory purchase option, except that:</p> <ul style="list-style-type: none"> (a) up to 25% of the transport of hydrocarbons in national waters is reserved for the ships of the Peruvian Navy; and (b) foreign-flagged vessels may be operated exclusively by 	<p>headquarters in Peru, whose business is to provide water transportation services in national traffic or cabotage and/or international traffic and who is the owner or lessee under a financial lease or a bareboat charter, with an obligatory purchase option, of at least one Peruvian flag merchant vessel and that has obtained the relevant Operation Permit from the General Aquatic Transport Directorate (“Dirección General de Transporte Acuático”).</p> <p>Cabotage is exclusively reserved to Peruvian flagged merchant vessels owned by a National Shipowner or National Ship Enterprise or leased under a financial lease or a bareboat charter, with an obligatory purchase option, except that:</p> <ul style="list-style-type: none"> (a) up to 25% of the transport of hydrocarbons in national waters is reserved for the ships of the Peruvian Navy; and (b) foreign-flagged vessels may be operated exclusively by National Shipowners or National Ship Enterprises for a non-renewable period of 6 	

³ For greater certainty, water transportation includes transport by lakes and rivers.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>National Shipowners or National Ship Enterprises for a non-renewable period of 6 months for water transportation exclusively between Peruvian ports or cabotage when such an entity does not own its own vessels or lease vessels under the modalities previously mentioned.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>	<p>months for water transportation exclusively between Peruvian ports or cabotage when such an entity does not own its own vessels or lease vessels under the modalities previously mentioned.</p> <p><u>Measures:</u></p> <p><i>Law N° 28583, "El Peruano" Official Gazette of July 22, 2005, Law of the Reactivation and Promotion of the National Merchant Marine (Ley de Reactivación y Promoción de la Marina Mercante Nacional), articles 4.1, 6.1, 7.1, 7.2, 7.4 and 13.6.</i></p> <p><i>Law N° 29475, Law that modifies Law N° 28583, "El Peruano" Official Gazette of December 17, 2009, Law of the Reactivation and Promotion of the National Merchant Marine (Ley de Reactivación y Promoción de la Marina Mercante Nacional), article 13.6 and Tenth Transitory and Final Provision.</i></p>	
<p>b) Relating to aircraft (CPC 83104)</p>	<p>1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.</p>		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
c) Relating to other transport equipment (CPC 83101, 83102, 83105)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
d) Relating to other machinery and equipment (CPC 83106 - 83109)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
e) Other (CPC 832)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
F. Other Business Services			
a) Advertising services (CPC 871)	1) None, except as indicated in (3) below. 2) None 3) None, except that: Commercial advertising produced in Peru, must have at least 80% of national artists. National artists shall receive no less than 60% of the total payroll for wages and salaries paid to artists. The same percentages established in the preceding paragraphs shall govern the work of technical	<u>National Treatment</u> 1, 2, 4) Commercial advertising produced in Peru, must have at least 80% of national artists. National artists shall receive no less than 60% of the total payroll for wages and salaries paid to artists. The same percentages established in the preceding paragraphs shall govern the work of technical advertising.	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	personnel involved in commercial advertising. 4) Unbound, except as indicated in the horizontal section and in the measure above.	<u>Measures:</u> <i>Law N° 28131, "El Peruano" Official Gazette of December 18, 2003, Law of the Artist and Performer (Ley del Artista, Intérprete y Ejecutante), articles 25 and 27.2.</i>	
b) Market research and public opinion polling services (CPC 864)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
c) Management consulting service (CPC 865)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
d) Services related to management consulting (CPC 866)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
e) Technical testing and analysis services (CPC 8676)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
f) Services incidental to agriculture, hunting and forestry	1) None 2) None		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
(CPC 881)	3) None 4) Unbound, except as indicated in the horizontal section.		
g) Services incidental to fishing (CPC 882) ⁴	1) Unbound, except “None” for advisory and consulting services related to fishing. 2) None 3) Unbound, except “None” for advisory and consulting services related to fishing. 4) Unbound, except as indicated in the horizontal section.	<p><u>National Treatment</u></p> <p>1, 3, 4) Before commencing operations, shipowners of foreign-flagged fishing vessels must present an unconditional, irrevocable, letter of guarantee with automatic execution and joint liability, which will be valid for no more than 30 calendar days after the expiry of the fishing permit, issued for the benefit and to the satisfaction of the Ministry of Production by a financial, banking or insurance institution recognized by the Superintendency of Banking, Insurance and Private Pension Fund Administrators (SBS - <i>Superintendencia de Banca y Seguros y AFPs</i>). Such letter shall be issued in an amount equal to 25% of the amount that must be paid for fishing rights.</p> <p>A shipowner of a foreign-flagged fishing vessel that is not of large scale and that operates in Peruvian jurisdictional waters must rely on the Satellite Tracking System in its vessel, except for shipowners operating in</p>	

⁴ This subsector does not include services related to artisanal fishing. For greater certainty, this Schedule does not include commitments on services related to artisanal fishing.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p>highly migratory fisheries who are excepted from this obligation by a Ministerial Resolution.</p> <p>Foreign-flagged fishing vessels with a fishing permit must have on board a scientific technical observer appointed by the Sea Institute of Peru (<i>Instituto del Mar del Perú</i> - IMARPE). The shipowner must provide accommodation on board for that representative and a daily stipend, which must be deposited in a special account to be administered by IMARPE.</p> <p>Shipowners of foreign-flagged fishing vessels that operate in Peruvian jurisdictional waters must hire a minimum of 30% of Peruvian crew, subject to applicable domestic legislation.</p> <p><u>Measures:</u></p> <p><i>Supreme Decree N° 012-2001-PE, "El Peruano" Official Gazette of March 14, 2001, Regulation of the Fisheries Law (Reglamento de la Ley General de Pesca), articles 67, 68, 69 and 70.</i></p>	
h) Services incidental to mining (CPC 883+5115)	1) None 2) None 3) None 4) Unbound, except as indicated in		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	the horizontal section.		
i) Services incidental to manufacturing (CPC 884+885) Except those included in CPC 88412+88450+88460	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
k) Placement and supply services of personnel (CPC 872)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
l) Investigation and security (CPC 873)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	<p><u>National Treatment</u> <u>Local Presence</u></p> <p>1, 3, 4) The supply of personal and heritage security services by natural persons is reserved to Peruvian nationals.</p> <p>Only juridical persons constituted in Peru may apply for an authorization to supply security services. They must prove its constitution in Peru by a copy of the registration form of the constitution for the enterprise.</p> <p><u>Measures:</u></p> <p><i>Supreme Decree N° 003-2011-IN, "El Peruano" Official Gazette of March 31, 2011, Regulation of Private Security</i></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<i>Services (Reglamento de Servicios de Seguridad Privada), articles 12, 18, 22, 36, 40, 41, 46, 47 and 48.</i>	
m) Related scientific and technical consulting services (CPC 8675)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
n) Maintenance and repair of equipment (not including maritime vessels, aircraft or other transport equipment) (CPC 633+8861-8866)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section		
o) Building-cleaning services (CPC 874)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
p) Photographic services (CPC 875)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
q) Packaging services (CPC 876)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
r) Printing and publishing (CPC 88442)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
s) Convention services (CPC 87909*)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
t) Other (CPC 8790) Except: - Credit rating services (CPC 87901) - Design services of handicrafts that are identified as peruvian handicrafts - Other business services non elsewhere classified (CPC 87909)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
2. COMMUNICATION SERVICES			
A. Postal Services (CPC 7511)	1) Unbound 2) Unbound 3) Unbound 4) Unbound, except as indicated in the horizontal section.		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
B. Courier Services (CPC 7512)	1) Unbound 2) Unbound 3) None 4) Unbound, except as indicated in the horizontal section.		
C. Telecommunication Services			
a) Voice telephone services b) Packet-switched data transmission services c) Circuit-switched data transmission services d) Telex services e) Telegraph services f) Facsimile services g) Private leased circuit services	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
h) Electronic mail (CPC 7523**) i) Voice mail (CPC 7523**) j) On-line information and data base retrieval (CPC 7523**)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
k) Electronic data interchange (EDI) (CPC 7523**) l) Enhanced/value-added facsimile services, incl. store and forward, store and retrieve (CPC 7523**) m) Code and protocol conversion (CPC n.d.) n) On-line information and/or data processing (incl. transaction processing) (CPC 843**) o) Other: <ul style="list-style-type: none"> - Analogue/digital mobile/cellular services - Personal communication services - Paging services - Mobile data services - Trunking services 			
D. Audiovisual Services a) Motion picture and video tape production and distribution services (CPC 9611) b) Motion picture projection	1) Unbound 2) Unbound 3) Unbound 4) Unbound	<u>National Treatment</u> <u>Local Presence</u> <u>Local Content and Other Performance Requirements</u> <ul style="list-style-type: none"> ▪ Only Peruvian nationals or juridical persons organized under Peruvian law and domiciled in Peru may be 	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
service (CPC 9612) c) Radio and television services (CPC 9613) d) Radio and television transmission services (CPC 7524) e) Sound recording		authorized or licensed to offer radio or television broadcast services. No foreign national may hold an authorization or a license directly or through a sole proprietorship. <u>Measures:</u> <i>Law N° 28278, "El Peruano" Official Gazette of July 16 2004, Radio and Television Law (Ley de Radio y Televisión), article 24.</i> ▪ At least 30%, on average, of the total weekly programs by free-to-air television broadcasters must be produced in Peru and broadcasted between the hours of 5:00 and 24:00. <u>Measures:</u> <i>Law N° 28278, "El Peruano" Official Gazette of July 16 2004, Radio and Television Law (Ley de Radio y Televisión), article 24, Eighth Complementary and Final Provision.</i> ▪ If a foreign national is, directly or indirectly, a shareholder, partner, or associate in a juridical person, that juridical person may not hold a broadcasting authorization in a zone bordering that foreign national's country of origin, except in a case of	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p>public necessity authorized by the Council of Ministers.</p> <p>This limitation does not apply to juridical persons with foreign equity which have two or more current authorizations, as long as they are of the same frequency band.</p> <p><u>Measures:</u></p> <p><i>Supreme Decree N° 005-2005-MTC, "El Peruano" Official Gazette of February 15, 2005, Regulation of the Radio and Television Law (Reglamento de la Ley de Radio y Televisión), article 20</i></p> <ul style="list-style-type: none"> ▪ Any domestic artistic live performances and audio-visual production must be comprised at least of 80% of national artists. <p>National artists shall receive no less than 60% the total payroll for wages and salaries paid to artists.</p> <p>The same percentages established in the preceding paragraphs shall govern the work of technical personnel involved in artistic activities.</p> <ul style="list-style-type: none"> ▪ Free to air radio and television broadcast companies must dedicate at least 10% of their daily 	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p>programming to folklore and national music and to series or programs produced in Peru on the Peruvian history, literature, culture or current issues with artists hired in the following percentages:</p> <ul style="list-style-type: none"> (a) a minimum of 80% of national artists; (b) national artists shall receive no less than 60% of the total payroll for wages and salaries paid to artists; and (c) the same percentages established in the preceding paragraphs shall govern the work of technical personnel involved in artistic activities. <p><u>Measures:</u></p> <p><i>Law N° 28131, "El Peruano" Official Gazette of December 18, 2003, Law of the Artist and Performer (Ley del Artista, Intérprete y Ejecutante), articles 23, 25 and 45.</i></p>	
<p>3. CONSTRUCTION AND RELATED ENGINEERING SERVICES</p>			
<p>A. General construction work for buildings</p>	<p>1) Unbound, except "None" for consulting related services.</p>		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
(CPC 512)	2) None 3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
B. General construction work for civil engineering (CPC 513)	1) Unbound, except "None" for consulting related services. 2) None 3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
C. Installation and assembly work (CPC 514+516)	1) Unbound, except "None" for consulting related services. 2) None 3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
D. Building completion and finishing work (CPC 517)	1) Unbound, except "None" for consulting related services. 2) None 3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
E. Other (CPC 511+515+518)	1) Unbound, except "None" for consulting related services. 2) None 3) Unbound, except "None" for consulting related services.		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	4) Unbound, except as indicated in the horizontal section.		
4. DISTRIBUTION SERVICES			
A. Commission agents' services (CPC 621) Except for hydrocarbons	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
B. Wholesale trade services (CPC 622) Except for hydrocarbons and products that are identified as handicrafts of Peru	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
C. Retailing services (631+632+6111+6113+6121) Except for alcohol, tobacco and products that are identified as handicrafts of Peru	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
D. Franchising (CPC 8929)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
5. EDUCATIONAL SERVICES			
E. Other education services	1) None		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
(CPC 929) Solely: - Centers for culinary studies - Language centers	2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
6. ENVIRONMENTAL SERVICES			
A. Sewage services (CPC 9401)	1) Unbound, except "None" for consulting related services. 2) Unbound 3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
B. Refuse disposal services (CPC 9402)	1) Unbound, except "None" for consulting related services. 2) None 3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
C. Sanitation and similar services (CPC 9403)	1) Unbound, except "None" for consulting related services. 2) None 3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
D. Cleaning services of exhaust gases	1) Unbound, except "None" for consulting related services.		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
(CPC 9404)	2) None 3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
E. Noise abatement services (CPC 9405)	1) Unbound, except "None" for consulting related services. 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
F. Nature and landscape protection services (CPC 9406)	1) Unbound, except "None" for consulting related services. 2) None 3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
7. FINANCIAL SERVICES			
	1, 2) None ⁵ , except that: Non-resident services suppliers are not allowed to do business or solicit in Peru. Peru may define "doing business" and "solicitation" for the purposes of this commitment. Foreign banking and reinsurance institutions may carry out promotional		

⁵ Without prejudice to other means of prudential regulation of cross-border trade in financial services, a Party may require the registration or authorization of cross-border financial service suppliers of another Party and of financial instruments.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>activities in Peru through a representative in the country, without having to set up a public limited company provided that they have been so authorized by the Superintendency of Banking, Insurance and Pension Fund Management Companies (SBS). Representatives may not engage in the actual business operations of the enterprises they represent⁶.</p> <p>Creditors domiciled in Peru have legal preference with regard to the assets located in Peru of a branch of a foreign financial institution, in case of liquidation of the financial institution or its branch in Peru.</p> <p>3) None, except that:</p> <p>A juridical person in the financial system cannot be a shareholder of another juridical person of the same nature. The term "juridical person of the same nature" does not include other kinds of juridical person belonging to the financial system that are different in nature from the juridical person concerned. This does not apply if shares are purchased with a view to taking over and merging with the juridical person that issued the</p>		

⁶ For greater certainty, representatives may not 1) capture or place funds directly in Peru; or 2) offer or place foreign securities directly in Peru.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>shares in question.</p> <p>Persons who are directly or indirectly majority shareholders of a juridical person belonging to the financial system may not hold, either directly or indirectly, more than 5% of the shares in another juridical person of the same nature.</p> <p>Financial service suppliers constituted under the laws of Peru are subject to non-discriminatory limitations on juridical form.⁷</p> <p>Foreign banking and reinsurance institutions may carry out promotional activities in Peru through a representative in the country, without having to set up a public limited company provided that they have been so authorized by the Superintendency of Banking, Insurance and Private Pension Fund Administrators (SBS). Representatives may not engage in the actual business operations of the enterprises they represent⁸.</p> <p>Unbound for the services or activities described in subparagraph 2(b) of</p>		

⁷ For example, partnerships and sole proprietorships are generally not acceptable juridical forms for financial services suppliers in Peru. This note is not itself intended to affect, or otherwise limit, a choice by an investor of the other Party to establish branches or subsidiaries.

⁸ For greater certainty, representatives may not 1) capture or place funds directly in Peru; or 2) offer or place foreign securities directly in Peru.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	Article X.1 of the Annex on Financial Services.		
A. All insurance and insurance-related services	<p>1) None, except that:</p> <p>Peru reserves the right to adopt or maintain measures that restrict the acquisition of obligatory insurance outside of Peru, or that require that obligatory insurance be purchased from suppliers established in Peru, such as “Compulsory Car Insurance” (<i>Seguro Obligatorio de Accidentes de Transito - SOAT</i>) and “Hazardous Work Supplementary Insurance” (<i>Seguro Complementario de Trabajo en Riesgo</i>).</p> <p>2) None, except that:</p> <p>Peru reserves the right to adopt or maintain measures that restrict the acquisition of obligatory insurance outside of Peru, or that require that obligatory insurance be purchased from suppliers established in Peru, such as “Compulsory Car Insurance” (<i>Seguro Obligatorio de Accidentes de Transito - SOAT</i>) and “Hazardous Work Supplementary Insurance” (<i>Seguro Complementario de Trabajo en Riesgo</i>).</p> <p>3) None, except that:</p>	<p><u>National Treatment</u></p> <p>1, 2) Insurance enterprises may contract reinsurance abroad, whenever the reinsurance enterprises are classified in accordance with international standards, and subjected to the rules dictated by the Superintendency of Banking, Insurance and Private Pension Fund Administrators (SBS). If the insurance enterprises contract reinsurances directly, they should do it with enterprises included in the SBS reinsurance registry.</p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>Financial service suppliers of another Party providing insurance or insurance related services and established in Peru through a branch must assign to its branch certain capital, which must be located in Peru. In addition to measures that Peru may impose consistent with Article X.16 (Prudential Measures), the operations of the branch are limited by its capital located in Peru.</p> <p>4) Unbound, except as indicated in the horizontal commitments.</p>		
<p>B. Banking and other financial services⁹</p>	<p>1) None, except that¹⁰:</p> <p>Financial service suppliers constituted under the laws of Peru and debt securities offered in a primary or secondary public offering in the territory of Peru must be rated by credit rating companies constituted under the laws of Peru. They may also be rated by other credit rating agencies, but only in addition to the mandatory rating.</p> <p>2) None, except that:</p>	<p><u>National Treatment</u></p> <p>1, 2, 3) Financial service suppliers constituted under the laws of Peru and debt securities offered in a primary or secondary public offering in the territory of Peru must be rated by credit rating companies constituted under the laws of Peru. They may also be rated by other credit rating agencies, but only in addition to the mandatory rating.</p> <p><u>Measures:</u></p>	

⁹ It is understood that advisory and other auxiliary financial services, referred to in subparagraph (b)(iv) of Article X.3 of the Annex on Financial Services, do not include those services referred to in subparagraphs (v) through (xv) of subparagraph (a) of Article XX.2 (Definitions) of the Annex on Financial Services. It is understood that a trading platform, whether electronic or physical, does not fall within the range of services specified in subparagraph (b)(iv) of Article X.3 of the Annex on Financial Services. For greater certainty, Peru may require the collective investment scheme located Peru to retain ultimate responsibility for the management of the collective investment scheme.

¹⁰ It is understood that, where the financial information or financial data processing referred to in subparagraph (b)(iv) of Article X.3 of the Annex on Financial Services involves personal data, the treatment of such personal data shall be in accordance with Peru's law regulating the protection of such data and Article X.10 (Transfer of Information) of the Annex on Financial Services.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>Financial service suppliers constituted under the laws of Peru and debt securities offered in a primary or secondary public offering in the territory of Peru must be rated by credit rating companies constituted under the laws of Peru. They may also be rated by other credit rating agencies, but only in addition to the mandatory rating.</p> <p>3) None, except that:</p> <p>Financial service suppliers of another Party providing banking services and established in Peru through a branch must assign to its branch certain capital, which must be located in Peru. In addition to measures that Peru may impose consistent with Article X.16 (Prudential Measures), the operations of the branch are limited by its capital located in Peru.</p> <p>Financial service suppliers established in Peru to supply financial services in the securities or commodities markets or financial services related to asset management, including pension fund managers, must be constituted under the laws of Peru. Therefore, financial</p>	<p><i>Securities Market Law (Ley del Mercado de Valores), approved by Legislative Decree N° 861 and its amendments, articles 280, 333, 337 and Seventeenth Final Provision</i></p> <p><i>General Law of the Financial and Insurance Systems and Organic Law of the Superintendency of Banking and Insurance (Ley General del Sistema Financiero y del Sistema de Seguros y Orgánica de la Superintendencia de Banca y Seguros), Law N° 26702 and its amendments, articles 136 and 296</i></p> <p>Peru may grant advantages or exclusive rights, without limitation, to one or more of the following financial entities, so long as they are partially or fully owned by the State: <i>Corporación Financiera de Desarrollo (COFIDE), Banco de la Nación, Banco Agropecuario, Fondo Mivivienda, Cajas Municipales de Ahorro y Crédito, and the Caja Municipal de Crédito Popular.</i></p> <p>Examples of such advantages are the following¹¹: The <i>Banco de la Nación</i> and <i>Banco Agropecuario</i> are not</p>	

¹¹ For greater certainty, and notwithstanding the location of this measure within Part II of this Schedule, the Parties understand that the advantages or exclusive rights that Peru may grant to the specified entities are not limited only to the cited examples.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>service suppliers of another Party established in Peru to supply these financial services may not be established as branches or agencies.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>	<p>required to diversify their risk; and <i>The Cajas Municipales de Ahorro y Crédito</i> may directly sell collateral they repossess in cases of loan default, in accordance with pre-established procedures.</p> <p><u>Measures:</u></p> <p><i>General Law of the Financial and Insurance Systems and Organic Law of the Superintendency of Banking and Insurance (Ley General del Sistema Financiero y del Sistema de Seguros y Orgánica de la Superintendencia de Banca y Seguros), Law N° 26702 and its amendments</i></p> <p><i>Law Establishing the Banco Agropecuario (Ley de Creación del Banco Agropecuario), Law N° 27603 and its amendments</i></p> <p><i>Law Establishing the Corporación Financiera de Desarrollo (COFIDE) (Ley de Creación de la Corporación Financiera de Desarrollo (COFIDE)), Law Decree N° 206 and its amendments and Law N° 25382</i></p> <p><i>Law Establishing the Banco de la Nación (Ley de Creación del Banco de la Nación), Law N° 16000 and its amendments</i></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p><i>Law N° 28579, (Ley de Conversión del Fondo Hipotecario de la Vivienda - Fondo MIVIVIENDA a Fondo MIVIVIENDA S.A.) and its amendments</i></p> <p><i>Law N° 10769 (Creando la Caja Municipal de Crédito Popular de Lima) and its amendments</i></p> <p><i>Supreme Decree N° 157-90-EF (Norman Funcionamiento en el País de las Cajas Municipales de Ahorro y Crédito) and its amendments</i></p> <p><i>Supreme Decree N° 07-94-EF (Aprueban el Estatuto del Banco de la Nación) and its amendments.</i></p>	
9. TOURISM AND TRAVEL RELATED SERVICES			
A. Hotels and restaurants (incl. catering) (CPC 641-643)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
B. Travel agencies and tour operators services (CPC 7471)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
C. Tourist guides services (CPC 7472)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
10. RECREATIONAL, CULTURAL AND SPORTING SERVICES (other than audiovisual services)			
A. Entertainment services (CPC 9619)	1) None, except as indicated in (3) below. 2) None, except as indicated in (3) below. 3) None, except that: Any domestic artistic audio-visual production must be comprised at least of 80% of national artists. Any domestic artistic live performances must be comprised at least of 80% of national artists. National artists shall receive no less than 60% the total payroll for wages and salaries paid to artists. The same percentages established in the preceding paragraphs shall govern the work of technical personnel involved in artistic activities.	<u>National Treatment</u> 4) Any domestic artistic audio-visual production must be comprised at least of 80% of national artists. Any domestic artistic live performances must be comprised at least of 80% of national artists. National artists shall receive no less than 60% the total payroll for wages and salaries paid to artists. The same percentages established in the preceding paragraphs shall govern the work of technical personnel involved in artistic activities. <u>Measures:</u> <i>Law N° 28131, "El Peruano" Official Gazette of December 18, 2003, Law of the Artist and Performer (Ley del Artista, Intérprete y Ejecutante),</i>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>A foreign circus may stay in Peru with its original cast for a maximum of 90 days. This period may be extended for the same period of time. If it is extended, the foreign circus will include a minimum of 30% Peruvian nationals as artists and 15% Peruvian nationals as technicians. The same percentages shall apply to the payroll of salaries and wages.</p> <p>At least one bullfighter of Peruvian nationality must participate in any bullfighting event. At least one apprentice bullfighter of Peruvian nationality must participate in fights involving young bulls.</p> <p>4) Unbound, except as indicated in the horizontal section and in (3) above.</p>	<p><i>articles 23 and 25.</i></p> <p>A foreign circus may stay in Peru with its original cast for a maximum of 90 days. This period may be extended for the same period of time. If it is extended, the foreign circus will include a minimum of 30% Peruvian nationals as artists and 15% Peruvian nationals as technicians. The same percentages shall apply to the payroll of salaries and wages.</p> <p><u>Measures:</u></p> <p><i>Law N° 28131, "El Peruano" Official Gazette of December 18, 2003, Law of the Artist and Performer (Ley del Artista, Intérprete y Ejecutante), articles 26.</i></p> <p>At least one bullfighter of Peruvian nationality must participate in any bullfighting event. At least one apprentice bullfighter of Peruvian nationality must participate in fights involving young bulls.</p> <p><u>Measures:</u></p> <p><i>Law N° 28131, "El Peruano" Official Gazette of December 18, 2003, Law of the Artist and Performer (Ley del Artista, Intérprete y Ejecutante), articles 28.</i></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
B. News agency services (CPC 962)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
C. Libraries, archives, museums and other cultural services (CPC 963)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
D. Sporting and other recreational services			
Sporting services (CPC 9641)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
Recreational parks services (part of CPC 96491)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
11. TRANSPORT SERVICES			
A. Maritime Transport Services a) Passenger transportation (CPC 7211)	1) Unbound 2) Unbound 3) Unbound, except "None" for maintenance and repair of vessels	<u>National Treatment</u> <u>Local Presence</u> <u>Local Management and Boards of Directors</u>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
<p>b) Freight transportation (CPC 7212)</p> <p>c) Rental of vessels with crew (CPC 7213)</p> <p>d) Maintenance and repair of vessels (CPC 8868**)</p> <p>e) Pushing and towing services (CPC 7214)</p> <p>f) Supporting services for maritime transport (CPC 745**)</p> <p>Except: - Passenger transportation by ferries exclusively for domestic tourism services (CPC 72111)</p> <p>- Other passenger transportation exclusively for domestic tourism services (CPC 72119)</p> <p>B. Internal Waterways Transport</p> <p>a) Passenger transportation</p>	<p>(CPC 8868**)</p> <p>4) Unbound</p>	<p>1, 3, 4) A “National shipowner” or “National Ship Enterprise” is understood as a natural person of Peruvian nationality or juridical person constituted in Peru, with its principal domicile and real and effective headquarters in Peru, whose business is to provide services in water transportation in national traffic or cabotage¹² and/or international traffic and who is the owner or lessee under a financial lease or a bareboat charter, with an obligatory purchase option, of at least one Peruvian flag merchant vessel and that has obtained the relevant Operation Permit from the General Aquatic Transport Directorate.</p> <p>At least 51% of the subscribed and paid-in capital stock must be owned by Peruvian citizens.</p> <p>The chairman of the board of directors, the majority of the directors, and the general manager must be Peruvian nationals and residents in Peru.</p> <p>The captain and crew of Peruvian-flagged vessels must be entirely Peruvian nationals authorized by the</p>	

¹² For greater certainty, water transportation includes transport by lakes and rivers.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
<p>(CPC 7221)</p> <p>b) Freight transportation (CPC 7222)</p> <p>c) Rental of vessels with crew (CPC 7223)</p> <p>d) Maintenance and repair of vessels (CPC 8868**)</p> <p>e) Pushing and towing services (CPC 7224)</p> <p>f) Supporting services for internal waterway transport (CPC 745**)</p> <p>Except:</p> <ul style="list-style-type: none"> - Passenger transportation by ferries exclusively for domestic tourism services (CPC 72211) - Other passenger transportation exclusively for domestic tourism services (CPC 72219) 		<p>General Directorate of Captaincy and Coastguards (<i>Dirección General de Capitanías y Guardacostas</i>). In exceptional cases and after ascertaining that there is no Peruvian qualified personnel with experience in that type of vessel available, foreign nationals could be hired to a maximum of 15% of the total crew, and for a limited period of time. The latter exception does not reach the captain of the vessel.</p> <p>Only a Peruvian national may be a licensed harbor pilot.</p> <p>Cabotage is exclusively reserved to Peruvian flagged merchant vessels owned by a National Shipowner or National Ship Enterprise or leased under a financial lease or a bareboat charter, with an obligatory purchase option, except that:</p> <ul style="list-style-type: none"> (a) up to 25% of the transport of hydrocarbons in national waters is reserved for the ships of the Peruvian Navy; and (b) foreign-flagged vessels may be operated exclusively by National Shipowners or National Ship Enterprises for a non-renewable period of six 	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p>months for water transportation exclusively between Peruvian ports or cabotage when such an entity does not own its own vessels or lease vessels under the modalities previously mentioned.</p> <p><u>Measures:</u></p> <p><i>Law N° 28583, "El Peruano" Official Gazette of July 22, 2005, Law of the Reactivation and Promotion of the National Merchant Marine (Ley de Reactivación y Promoción de la Marina Mercante Nacional), articles 4.1, 6.1, 7.1, 7.2, 7.4 and 13.6.</i></p> <p><i>Law N° 29475, Law that modifies Law N° 28583, "El Peruano" Official Gazette of December 17, 2009, Law of the Reactivation and Promotion of the National Merchant Marine (Ley de Reactivación y Promoción de la Marina Mercante Nacional), article 13.6 and Tenth Transitory and Final Provision.</i></p> <p><i>Supreme Decree N° 015-2014-DE, "El Peruano" Official Gazette of November 28, 2014, Supreme Decree that approves the Regulation of the Legislative Decree N° 1147 that regulates the strengthening of the</i></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p><i>Armed Forces in the competition of the Maritime National Authority – General Directorate of Captaincy and Coastguards (Reglamento del Decreto Legislativo N° 1147, que regula el fortalecimiento de las Fuerzas Armadas en las competencias de la Autoridad Marítima Nacional – Dirección General de Capitanías y Guardacostas), article 517, paragraph (a).</i></p> <p>Water transport and related services supplied in bay and port areas must be supplied by natural persons domiciled in Peru, and juridical persons constituted and domiciled in Peru, properly authorized with Peruvian flag vessels and equipment:</p> <ul style="list-style-type: none"> (a) fuel replenishment services; (b) mooring and unmooring services; (c) diving services; (d) victualing services; (e) dredging services; (f) harbor pilotage services; (g) waste collection services; (h) tug boat services; and (i) transport of persons. <p><u>Measures:</u></p> <p><i>Supreme Decree N° 056-2000-MTC, “El Peruano” Official Gazette of</i></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p><i>December 31, 2000, Provide that aquatic transportation services and related services conducted in bays and port areas must be provided by authorised natural and juridical persons, with vessels and artifacts of national flag (Disponen que servicios de transporte marítimo y conexos realizados en bahías y áreas portuarias deberán ser prestados por personas naturales y jurídicas autorizadas, con embarcaciones y artefactos de bandera nacional), article 1.</i></p> <p><i>Ministerial Resolution N° 259-2003-MTC/02, "El Peruano" Official Gazette of April 4, 2003, Approve Regulation of Aquatic Transportation services and related services rendered in bay traffic and port areas (Aprueban Reglamento de los servicios de Transporte Acuático y Conexos Prestados en Tráfico de Bahía y Áreas Portuarias), articles 5 and 7.</i></p> <p>Only Peruvian citizens may register in the Registry of Port Workers.</p> <p>Port worker is a natural person who, subject to a port employer, performs specific services that conducts to tasks related to port work such as: stevedore, "tarjador", "winchero", "gruero", "portalonero", "levantador de</p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p>costado de nave”, among others that are established in each port according to the regulations of the current law.</p> <p><u>Measures:</u></p> <p><i>Law N° 27866, “El Peruano” Official Gazette of November 16, 2002, Port Labour Law (Ley del Trabajo Portuario), articles 3 and 7.</i></p>	
<p>A. Maritime Transport Services</p> <p>B. Internal Waterways Transport</p> <p>Solely:</p> <p>- Passenger transportation by ferries exclusively for domestic tourism services (CPC 72111 and 72211)</p> <p>- Other passenger transportation exclusively for domestic tourism services (CPC 72119 and 72219)</p>	<p>1) Unbound 2) Unbound 3) Unbound 4) Unbound</p>	<p><u>National Treatment</u> <u>Local Presence</u></p> <p>1, 3, 4) The tourist water transport service will be provided by natural or juridical persons, domiciled and constituted in Peru. At the regional and national level is reserved to be provided exclusively with own or chartered Peruvian flagged ships or in the form of financial lease or a bareboat charter, with purchase option mandatory.</p> <p><u>Measures:</u></p> <p><i>Supreme Decree N° 006-2011-MTC, “El Peruano” Official Gazette of February 4, 2011, Supreme Decree that approves the Regulation of Tourist Water Transportation (Decreto Supremo que aprueba el Reglamento de Transporte Turístico Acuático), article 1.</i></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
C. Air Transport Services			
a) Aircraft repair and maintenance services (CPC 8868**)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
b) Selling and marketing of air transport services	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
c) Computer reservation system (CRS) services	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
d) Ground handling services	1) Unbound 2) Unbound 3) None 4) Unbound, except as indicated in the horizontal section.		
e) Airport operation services	1) Unbound 2) Unbound 3) None 4) Unbound, except as indicated in the horizontal section.		
E. Rail Transport Services			

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
a) Passenger transportation (CPC 7111) b) Freight transportation (CPC 7112)	1) Unbound 2) None 3) Unbound 4) Unbound, except as indicated in the horizontal section.		
c) Pushing or towing services (CPC 7113)	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
d) Repair services of railway transport equipment (CPC 8868**)	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
e) Supporting services for railway transport services (CPC 743)	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
F. Road Transport Services			
a) Passenger transportation (CPC 7121+7122) b) Freight transportation (CPC 7123)	1) Unbound 2) None 3) Unbound 4) Unbound, except as indicated in the horizontal section.	<u>National Treatment</u> <u>Local Presence</u> 1, 2) The supply of transport services must provide security and quality to the customer. To that end, it is necessary to have adequate physical	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p>infrastructure, which includes, when appropriate: offices; bus terminals for persons or goods; route stations; bus stops; all other infrastructure used as a place for loading, unloading and storage of goods; maintenance workshops; and any other necessary for the supply of the service.</p> <p><u>Measures:</u></p> <p><i>Supreme Decree N° 017-2009-MTC, "El Peruano" Official Gazette of April 22, 2009, National Regulation of Transport Management (Reglamento Nacional de Administración de Transportes), article 33, modified by Supreme Decree N° 006-2010-MTC of January 22, 2010.</i></p> <p>Foreign vehicles allowed by Peru, in conformity with the ATIT¹³, which carry out international transportation by road, are not able to supply local transport (cabotage) in the Peruvian territory.</p> <p><u>Measures:</u></p> <p><i>Agreement on International Land Transport (Acuerdo sobre Transporte</i></p>	

¹³ The Agreement on International Land Transport (ATIT) applies to international land transport between signatory countries (the Governments of the Republic of Chile, the Republic of Argentina, the Republic of Bolivia, the Federal Republic of Brazil, the Republic of Paraguay, the Republic of Peru and the Oriental Republic of Uruguay) for purposes of land transportation between two signatory countries as well as transit to a third country.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<i>Internacional Terrestre - ATIT), signed between the Governments of the Republic of Chile, the Republic of Argentina, the Republic of Bolivia, the Federal Republic of Brazil, the Republic of Paraguay, the Republic of Peru and the Oriental Republic of Uruguay, signed in Montevideo on January 1, 1990.</i>	
c) Rental of commercial vehicles with operator (CPC 7124)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
d) Maintenance and repair of road transport equipment (CPC 6112+8867)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
e) Supporting services for road transport services (CPC 744)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
H. Services Auxiliary to all Modes of Transport			
a) Cargo-handling services	1) Unbound ¹⁴	<u>Local Presence</u>	

¹⁴ Unbound due to lack of technical feasibility.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
(CPC 741) b) Storage and warehouse services (CPC 742) c) Freight transport agency services (CPC 748)	2) None 3) None ¹⁵ 4) Unbound, except as indicated in the horizontal commitments.	<p><u>National Treatment</u></p> <p>1, 2, 3, 4) Only Natural or juridical persons domiciled in Peru may apply for an authorization to operate a customs warehouse.</p> <p><u>Measures:</u></p> <p><i>Supreme Decree N° 08-95-EF, "El Peruano" Official Gazette of February 5, 1995, Approve the Regulation of Customs Warehouse (Aprueban el Reglamento de Almacenes Aduaneros), article 7.</i></p> <p>Only Peruvian citizens may register in the Registry of port workers.</p> <p>Port worker is a natural person who, subject to a port employer, performs specific services that conducts to tasks related to port work such as: stevedore, "tarjador", "winchero", "gruero", "portalonero", "levantador de costado de nave", among others that are established in each port according to the regulations of the current law.</p> <p><u>Measures:</u></p> <p><i>Law N° 27866, "El Peruano" Official Gazette of November 16, 2002, Port</i></p>	

¹⁵ Public utility concession or licensing procedures may apply in case of occupation of the public domain.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p><i>Labour Law (Ley del Trabajo Portuario), articles 3 and 7.</i></p> <p>Water transport and related services supplied in bay and port areas must be supplied by natural persons domiciled in Peru, and juridical persons constituted and domiciled in Peru, properly authorized with Peruvian flag vessels and equipment:</p> <ul style="list-style-type: none"> (a) fuel replenishment services; (b) mooring and unmooring services; (c) diving services; (d) victualing services; (e) dredging services; (f) harbour pilotage services; (g) waste collection services; (h) tug boat services; and (i) transport of persons. <p><u>Measures:</u></p> <p><i>Supreme Decree N° 056-2000-MTC, "El Peruano" Official Gazette of December 31, 2000, Provide that aquatic transportation services and related services conducted in bays and port areas must be provided by authorised natural and juridical persons, with vessels and artifacts of national flag (Disponen que servicios de transporte marítimo y conexos realizados en bahías y áreas</i></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p><i>portuarias deberán ser prestados por personas naturales y jurídicas autorizadas, con embarcaciones y artefactos de bandera nacional), article 1</i></p> <p><i>Ministerial Resolution N° 259-2003-MTC/02, "El Peruano" Official Gazette of April 4, 2003, Approve Regulation of Aquatic Transportation services and related services rendered in bay traffic and port areas (Aprueban Reglamento de los servicios de Transporte Acuático y Conexos Prestados en Tráfico de Bahía y Áreas Portuarias), articles 5 and 7</i></p>	
12. OTHER SERVICES			
<p>a) Washing, cleaning and dyeing services (CPC 9701)</p> <p>Including:</p> <ul style="list-style-type: none"> - Dry-cleaning services of fur and leather articles - Washing, cleaning and ironing of textile clothes and apparel for collectives and enterprises - Cleaning of textiles, furniture and carpets on customers' premises <p>b) Hairdressing and other beauty</p>	<p>1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.</p>		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
services (CPC 9702) c) Funeral, cremation and undertaking services (CPC 9703) d) Physical well-being services (CPC v. 2.1 - 97230)			

PERU
SECOND-THIRD REVISED OFFER – SCHEDULE OF COMMITMENTS

General Remarks:

The Offer presented hereby takes into account the articles on National Treatment, Market Access, Local Presence, Local Content and Performance Requirements, and Local Management and Boards of Directors.

Peru reserves the right to withdraw, modify, or reduce this offer in whole or part, at any time prior to the conclusion of the negotiations.

Peru's offer is subject to on-going negotiations on new and enhanced disciplines, the outcomes of which may result in changes to the scope and commitments in this offer.

Peru's offer does not currently include any commitments or exemptions on Most-Favored-Nation (MFN) treatment. Once Parties to the negotiations have agreed text defining the scope of the MFN obligation, Peru will revise its offer to include MFN exemptions or submit an annex of MFN exemptions.

Peru's Market Access commitments on Financial Services with respect to Mode 1) Cross-border supply and Mode 2) Consumption abroad, are limited to the list of services indicated in Articles X.3(1)(b) and X.3(1)(c) of the Annex [X] on Financial Services. To the extent that the Financial Services negotiations are not finished, Peru may revise its offer taking into account outcomes of negotiations.

The Financial Services Section of this Schedule is based only on the Market Access and National Treatment articles. Peru is open to include commitments related to "Senior Management", if the provision is agreed in the Financial Services Annex.

HORIZONTAL NOTE

1. For purposes of this Schedule, it is understood that the treatment granted under Article I-4 (National Treatment) means a treatment non less favorable than the one Peru accords, in like circumstances, to its own services and service suppliers.
2. All CPC references correspond to the United Nations Provisional Central Product Classification, unless otherwise specified in this Schedule.
3. The (*) indicates that the service specified is a component of a more aggregated CPC item. The (**) indicates that the service specified constitutes only a part of the total range of activities covered by the CPC concordance.

PART I

SECTION A

Reservations pursuant II-2:4 and X.X

Sector or Subsector	Mode	Reservations
All Sectors	3	<p><u>National Treatment</u> <u>Local Management and Boards of Directors</u></p> <p>Peru, when selling or disposing of its equity interests in, or the assets of, an existing state enterprise or an existing governmental entity, may prohibit or impose limitations on the ownership of such interests or assets, and on the ability of owners of such interests or assets to control any resulting enterprise, by investors of Peru or of a non-Party or their investments. With respect to such a sale or other disposition, Peru may adopt or maintain any measure relating to the nationality of individuals appointed to senior management positions or members of the board of directors.</p> <p>For the purposes of this reservation:</p> <p>(a) any measure maintained or adopted after the date of entry into force of this Agreement that, at the time of sale or other disposition, prohibits or imposes limitations on the ownership of equity interests or assets or imposes nationality requirements described in this reservation shall be deemed to be an existing measure; and</p> <p>(b) “state enterprise” means an enterprise owned or controlled through ownership interests by Peru and includes an enterprise established after the date of entry into force of this Agreement solely for the purposes of selling or disposing of equity interests in, or the assets of, an existing state enterprise or governmental entity.</p>
All Sectors: Indigenous Communities, Peasant, Native and Minority Affairs	All	<p><u>National Treatment</u> <u>Local Presence</u> <u>Local Content and Performance Requirements</u> <u>Local Management and Boards of Directors</u></p> <p>Peru reserves the right to adopt or maintain any measure according rights or preferences to socially or economically disadvantaged minorities and ethnic groups. For purposes of this entry, “ethnic groups” means</p>

Sector or Subsector	Mode	Reservations
		indigenous, native, and peasant communities.
Services related to Fishing	All	<p><u>National Treatment</u> <u>Local Content and Performance Requirements</u></p> <p>Peru reserves the right to adopt or maintain any measure relating to artisanal fishing.</p>
Handicraft Industries	All	<p><u>National Treatment</u> <u>Local Content and Performance Requirements</u></p> <p>Peru reserves the right to adopt or maintain any measure relating to the design, distribution, retailing, or exhibition of handicrafts that are identified as Peruvian handicrafts.</p>
Audio-Visual Industry	1 and 2	<p><u>National Treatment</u> <u>Local Content and Performance Requirements</u></p> <p>Peru reserves the right to adopt or maintain any measure whereby a specified percentage (up to 20%) of the total cinematographic works shown on an annual basis in cinemas or exhibition rooms in Peru consist of Peruvian cinematographic works. In establishing such percentage, Peru shall take into account factors including the national cinematographic production, the existing exhibition infrastructure in the country and attendance.</p>
Jewellery Design, Theatre Arts, Visual Arts, Music and Publishing	1, 2 and 4	<p><u>National Treatment</u> <u>Local Content and Performance Requirements</u></p> <p>Peru reserves the right to adopt or maintain any measure conditioning the receipt or continued receipt of government support for the development and production of jewelry design, theater arts, visual arts, music and publishing on the recipient achieving a given level or percentage of domestic creative content.</p>
Audio-Visual Industry, Publishing and Music	All	<p><u>National Treatment</u></p> <p>Peru may adopt or maintain any measure that affords a person of another Party the treatment that is afforded by that Party to Peruvian persons in the audiovisual, publishing, and music sectors.</p>

Sector or Subsector	Mode	Reservations
Social Services	All	<p><u>National Treatment</u> <u>Local Presence</u> <u>Local Content and Performance Requirements</u> <u>Local Management and Boards of Directors</u></p> <p>Peru reserves the right to adopt or maintain any measure with respect to the provision of law enforcement and correctional services, and the following services to the extent that they are social services established or maintained for a public purpose: income security and insurance, social security, social welfare, public education, public training, health, and childcare.</p>
Public Supply of Potable Water and Public Sewage Services	1	<p><u>Local Presence</u></p> <p>Peru reserves the right to adopt or maintain any measure in relation to the public supply of potable water and to public sewage services.</p>
Telecommunications Services	1 and 4	<p><u>Local Presence</u></p> <p>Peru reserves the right to adopt or maintain any measure in relation to the granting of a concession for the installation, operation and exploitation of public telecommunication services.</p>
Education Services	4	<p><u>National Treatment</u> <u>Local Presence</u></p> <p>Peru reserves the right to adopt or maintain any measure relating to natural persons who render educational services, including teachers and auxiliary personnel rendering educational services in basic and superior education including “<i>educación técnico productiva</i>” (technical and productive training) as well as other people who render services related to education included sponsors of educational institutions of any level or stage of the educational system.</p>
Transportation Services: Road Transportation Services	1, 2 and 4	<p><u>National Treatment</u></p> <p>Peru reserves the right to adopt or maintain any measure that authorizes only Peruvian natural or juridical persons to supply land transportation of persons or merchandise inside the territory of Peru (“cabotage”). For this, the enterprises shall use vehicles registered in Peru.</p>

Sector or Subsector	Mode	Reservations
Transportation: International Road Transportation Services	All	<p><u>National Treatment</u> <u>Local Presence</u></p> <p>Peru reserves the right to adopt or maintain any measure relating to the international land transportation of cargo or passengers in border areas.</p> <p>Additionally, Peru reserves the right to adopt or maintain the following limitations for the supply of international land transportation from Peru:</p> <ul style="list-style-type: none"> (a) the service supplier must be a Peruvian natural or juridical person; (b) the service supplier must have a real an effective domicile in Peru; and (c) in the case of juridical persons, the service supplier must be legally constituted in Peru and more than 50% of its capital stock must be owned by Peruvian nationals and its effective control must be by Peruvian nationals.
Transportation: Services Related to Air Transportation	1, 2 and 4	<p><u>Local Presence</u></p> <p>Peru reserves the right to adopt or maintain any measure relating to ground-handling services.</p>
Transportation: Services Related to Air Transportation	1, 2 and 4	<p><u>National Treatment</u> <u>Local Presence</u></p> <p>Peru reserves the right to adopt or maintain any measure relating to airport operation services.</p>
Subsidies	All	<p><u>National Treatment</u> <u>Local Presence</u> <u>Local Management and Boards of Directors</u></p> <p>Peru reserves the right to adopt or maintain any measure with regard to subsidies or grants, including government supported loans, guarantees and insurance.</p>

Sector or Subsector	Mode	Reservations
<u>Taxation</u>	<u>All</u>	<u>[Placeholder for reservation regarding taxation measures]</u>
<u>Financial Services</u>	<u>1 and 2</u>	<u>National Treatment</u> <u>Peru reserves the right to adopt or maintain any measures with regard to all financial services as referred to in [Article X.2 of Annex [X] on Financial Services of the Agreement] other than the financial services referred to in subparagraph 1(b) and 1(c) of Article X.3 of Annex [X] on Financial Services of the Agreement.</u>
<u>Financial Services</u>	<u>1 and 2</u>	<u>National Treatment</u> <u>Peru reserves the right to adopt any amendment to a measure that does not increase the inconsistency of that measure with the treatment provided for in Article I-4 (National Treatment) as it existed on the date of entry into force of this Agreement.</u>
<u>Financial Services</u>	<u>1 and 2</u>	<u>National Treatment</u> <u>Peru reserves the right to adopt or maintain measures that restrict the acquisition of obligatory insurance outside of Peru, or that require that obligatory insurance be purchased from suppliers established in Peru, such as "Compulsory Car Insurance" (Seguro Obligatorio de Accidentes de Transito - SOAT) and "Hazardous Work Supplementary Insurance" (Seguro Complementario de Trabajo en Riesgo).</u>

SECTION B
 Limitations pursuant to Article II-2:2 and X.X

Sector or Subsector	Market Access Limitations	Limitations
All Sectors		<p><u>National Treatment</u></p> <p>3) No foreign national, enterprise constituted under foreign law or enterprise constituted under Peruvian law, and owned in whole or part, directly or indirectly, by foreign nationals may acquire or own, directly or indirectly, by any title, land or water (including mines, forest or energy sources) located within 50 kilometers of the Peruvian border. Exceptions may be authorized by Supreme Decree approved by the Council of Ministers in conformity with law in cases of expressly declared public necessity.</p> <p>For each case of acquisition or possession within the referred area, the investor shall hand in the correspondent request to the relevant Ministry, pursuant to laws in force. For example, authorizations of this kind have been given in the mining sector.</p> <p><u>Measures:</u></p> <p><u><i>Political Constitution of Peru (Constitución Política del Perú) (1993), article 71.</i></u></p> <p><u><i>Legislative Decree N° 757, “El Peruano” Official Gazette of November 13, 1991, Framework Law for Private Investment Growth (Ley Marco para el Crecimiento de la Inversión Privada), article 13.</i></u></p>
All Sectors		<p><u>National Treatment</u> <u>Local Management and Boards of Directors</u></p> <p>3, 4) All employers in Peru, independently of their activity or nationality, shall give preferential treatment to nationals when hiring</p>

		<p>its employees.</p> <p>Foreign natural persons who are service providers and who are employed by a service-providing enterprise may provide services in Peru under a written and time-limited employment contract, which may not exceed three years. The contract may be subsequently extended for like periods of time. Service-providing enterprises must show proof of the company's commitment to train national personnel in the same occupation.</p> <p>Foreign natural persons may not represent more than 20% of the total number of employees of an enterprise, and their pay may not exceed 30% of the total payroll for wages and salaries. These percentages will not apply in the following cases:</p> <ul style="list-style-type: none">(a) when the foreign national providing the service is the spouse, parent, child or sibling of a Peruvian national;(b) when the personnel is working for a foreign enterprise providing international land, air and water transport services under a foreign flag and registration;(c) when the foreign personnel works in a multinational bank or an enterprise that provides multinational services, subject to the laws governing specific cases;(d) for a foreign investor, provided that its investment permanently maintains in Peru at least five units "<i>Unidad Impositiva Tributaria</i>" ("UITs") during the life of its contract;(e) for artists, athletes or other service-providers engaged in public performances in Peruvian territory, for a maximum of three months a year;(f) when a foreign national has an immigrant visa;
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		<p>(g) for a foreign national whose country of origin has a labor reciprocity or dual nationality agreement with Peru; and</p> <p>(h) when foreign personnel provides services in Peru under a bilateral or multilateral agreement concluded by the Peruvian Government.</p> <p>Employers may request waivers for the percentages related to the number of foreign employees and their share of the company's payroll in those cases involving:</p> <p>(a) specialized professional or technical personnel;</p> <p>(b) directors or management personnel for new a business activity or reconverted business activity;</p> <p>(c) teachers hired for post secondary education, or for foreign private elementary and high schools; or for language teaching in local private schools; or for specialized language centers;</p> <p>(d) personnel working for public or private enterprises with contractual agreements with public organizations, institutions or enterprises; and</p> <p>(e) in any other case determined by Supreme Decree pursuant to specialization, qualification or experience criteria.</p> <p><u>Measures:</u></p> <p><u>Legislative Decree N° 689, "El Peruano" Official Gazette of November 5, 1991, Law for Foreign Workers Recruitment (Ley para la Contratación de Trabajadores Extranjeros), articles 1, 3, 4, 5 (modified by Law N° 26196) and 6.</u></p>
Specialty Air		National Treatment

<p>Services</p>		<p><u>Local Presence</u> <u>Local Management and Board of Directors</u></p> <p>1, 2, 3, 4) National Commercial Aviation¹ is reserved to a Peruvian natural or juridical person.</p> <p>For purposes of this entry, a Peruvian juridical person is an enterprise that fulfils the following requirements:</p> <ul style="list-style-type: none"> (a) is constituted under Peruvian law, specifies commercial aviation as its corporate purpose, is domiciled in Peru, and has its principal activities and administration located in Peru; (b) at least half plus one of the directors, managers and persons who control and manage the enterprise are Peruvian nationals or have permanent domicile or are resident in Peru; and (c) at least 51% of the capital stock must be owned by Peruvian nationals and be under the real and effective control of Peruvian shareholders or partners permanently domiciled in Peru. (This limitation shall not apply to the enterprises constituted under Law N° 24882, which may maintain the ownership percentages set in such law.) Six months after the date of authorization of the enterprise to provide commercial air transportation services, foreign nationals may own up to 70 per cent of the capital stock of the enterprise. <p>In those operations conducted by national commercial aviation operators (<i>explotadores nacionales</i>), personnel performing aeronautical functions on board must be Peruvian nationals or foreign residents with a Peruvian license.</p>
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¹ For greater certainty, National Commercial Aviation includes Specialty Air Services.

		<p>In order to perform activities as a pilot of a Peruvian juridical person, the foreign pilot must prove, at least, two years of residence in Peru. This requirement is not applicable to the foreign resident who has the immigration category of “spouse” of a Peruvian national.</p> <p>Notwithstanding the preceding paragraphs, the General Directorate of Civil Aviation (<i>Dirección General de Aeronáutica Civil</i>) may, for technical reasons, authorize foreign personnel without Peruvian license to perform these functions for a period not to exceed six months from the date on which the authorization was granted, extendable due to ascertained nonexistence of such skilled personnel.</p> <p><u>Measures:</u></p> <p><u>Law N° 27261, “El Peruano” Official Gazette of May 10, 2000, Civil Aviation Law (Ley de Aeronáutica Civil), articles 75 (modified by Legislative Decree N° 999, April 19, 2008) and 79.</u></p> <p><u>Peruvian Aviation Regulation N° 61 (Regulación Aeronáutica del Perú – RAP N° 61), “El Peruano” Official Gazette of December 14, 2013.</u></p> <p><u>Supreme Decree N° 050-2001-MTC, “El Peruano” Official Gazette of December 26, 2001, Regulation of the Civil Aviation Law (Reglamento de la Ley de Aeronáutica Civil), articles 159, 160 (modified by Supreme Decree N° 038-2007-MTC, October 26, 2007), and VI Complementary Provision.</u></p>
All Sectors		<p><u>National Treatment</u> <u>Local Presence</u> <u>Local Content and Performance Requirements</u> <u>Local Management and Board of Directors</u></p>

		1, 2, 3, 4) Peru reserves the right to maintain all existing measures at local level of government inconsistent with Articles National Treatment, Local Presence, <u>Local Content and Performance Requirements, and</u> Local Management and Board of Directors.:-
Services Related to Energy Services		<p><u>National treatment</u> <u>Local Presence</u></p> <p>1, 2, 4) In order to enter into an exploration contract in Peru, foreign natural persons must register in the Public Registry and provide a power of attorney to a Peruvian national resident in the capital of the Republic of Peru.</p> <p>Foreign enterprises must establish a branch or constitute a society under the General Law of Corporations (<i>Ley General de Sociedades</i>), be domiciled in the capital of the Republic of Peru, and appoint a Peruvian national as an executive agent.</p> <p><u>Measures:</u></p> <p><u>Law N° 26221, "El Peruano" Official Gazette of August 19, 1993, General Law of Hydrocarbons (Ley General de Hidrocarburos), article 15.</u></p>
All Sectors	<p>4) Unbound for the entry of natural persons, except for the following categories:</p> <p>(A) Business Visitors</p> <p>Business Visitor means a natural person seeking to engage in a business activity, such as:</p> <p>(a) attending meetings or conferences;</p>	

	<p>(b) performing commercial transactions², but not selling goods or providing services to the general public; or</p> <p>(c) undertaking business consultations concerning the establishment, expansion or winding up of an enterprise in Peru.</p> <p>The primary source of incomes for the proposed business activity is outside Peru; and the principal place of business and the actual place of accrual of profits of the natural person, at least predominantly, remain outside Peru.</p> <p><u>Length of stay: up to 183 days per year.</u></p> <p>(B) Intra-Corporate Transferees</p> <p>Intra Corporate Transferees means a natural person employed by an enterprise who seeks to render services to that enterprise (headquarter) or a subsidiary or affiliate thereof as an executive, manager or specialist.</p> <p>The Intra Corporate Transferee is transferred to Peru for supplying services under a subordinate relationship, pursuant to a labour contract approved by the Labour Administrative Authority.</p> <p>(a) Executive: means a natural person within an organization who primarily directs the management of the organization, exercises wide latitude in decision-making, and receives only general</p>	
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² In the case of Financial Services activities, this category only includes financial services personnel of an enterprise located in other Party, engaging in financial services, where the provision of such financial services does not require the authorization of the competent authority of Peru or where Peru has explicitly committed such financial services pursuant Article X.3.1(b) (Market Access Commitments) of Annex on Financial Services.

	<p>supervision or direction from higher level executives, the board of directors, and/or stockholders of the business.</p> <p>(b) Manager: means a natural person within an organization who primarily directs the organization or a department or sub-division of the organization, supervises, and controls the work of other supervisory, professional or managerial employees, has the authority to hire and fire or take other personnel actions such as promotion or leave authorization, and exercises discretionary authority over day-to-day operations.</p> <p>(c) Specialist: means a natural person who possesses specialized knowledge of the company's products or services and its application in international markets, or an advanced level of expertise or knowledge of the company's processes and procedures. A specialist may include, but is not limited to, professionals.</p> <p>The labour contract approval by the Labour Administrative Authority implies an evaluation of the following quotas on the hiring of foreigners:</p> <p>(a) foreign natural persons may not represent more than 20% of the total number of employees of an enterprise; and</p> <p>(b) their pay may not exceed 30% of the total payroll for wages and salaries of the enterprise.</p> <p><u>Length of stay: up to one year, renewable for consecutive periods, the number of times that it is requested, to the extent that the conditions which motivated its granting are maintained.</u></p>	
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	<p>(C) Contractual Service Suppliers</p> <p>Contractual Service Suppliers means a professional who:</p> <ul style="list-style-type: none">(a) is engaged in the supply of a contracted service as an employee of a juridical person that has no commercial presence in Peru, where the juridical person obtains a service contract from a juridical person of Peru; and(b) is required to receive no remuneration from a juridical person located in Peru. <p>For purposes of this category, professional means a natural person who is engaged in a specialty occupation requiring:(a) theoretical and practical application of a body of specialized knowledge and is eligible to obtain the certification/license to practice, if required; and</p> <ul style="list-style-type: none">(b) attainment of a post-secondary degree in the specialty requiring five (5) or more years of study as a minimum for entry into the occupation. <p>This category does not include the following occupations:</p> <ul style="list-style-type: none">(a) Occupations related to Health, Education, Social and Community Services; and(b) Judges, Lawyers and Notaries except foreign legal consultants. <p><u>Length of stay: up to 30 days per year.</u></p> <p>(D) Independent Professionals</p>	
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	<p>Independent professional means a professional who:</p> <ul style="list-style-type: none">(a) is a self-employed services supplier who supplies services pursuant a service contract with a person of Peru; and(b) receives his incomes from a person of Peru. <p>For purposes of this category, professional means a natural person who is engaged in a specialty occupation requiring:</p> <ul style="list-style-type: none">(a) theoretical and practical application of a body of specialized knowledge and is eligible to obtain the certification/license to practice, if required; and(b) attainment of a post-secondary degree in the specialty requiring five (5) or more years of study as a minimum for entry into the occupation. <p>This category does not include the following occupations:</p> <ul style="list-style-type: none">(a) Occupations related to Health, Education, Social and Community Services; and(b) Judges, Lawyers and Notaries except foreign legal consultants. <p><u>Lenght of stay: up to one year, renewable for consecutive periods, the number of times that it is requested, to the extent that the conditions which motivated its granting are maintained.</u></p>	
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PART II
SECTOR SPECIFIC COMMITMENTS AND LIMITATIONS

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
1. BUSINESS SERVICES			
A. Professional services			
a) Legal services (CPC 861)	1) None, except as indicated in (3) below. 2) None 3) None, except that the number of notary positions depends of the number of inhabitants of each city. 4) Unbound, except as indicated in the horizontal section.	<u>National Treatment</u> 1, 3, 4) Only Peruvian nationals by birth may supply notary services. <i>Measures:</i> <u>Legislative Decree N° 1049, "El Peruano" Official Gazette of June 26, 2008, Notaries Law (Ley del Notariado), article 10.</u>	
b) Accounting, auditing and book-keeping services (CPC 862)	1) None. 2) Unbound 3) None, except that no partner of an auditing society may be a member of another auditing society in Peru. 4) Unbound, except as indicated in the horizontal section.	<u>Local Presence</u> <u>National Treatment</u> 1, 3) Auditing societies shall be constituted only and exclusively by public accountants licensed and resident in the country and duly qualified by the <u>Association of Public Accountants of Lima</u> ("Colegio de Contadores Públicos de Lima"). <i>Measures:</i> <u>Rules of the Association of Public Accountants of Lima (Reglamento</u>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<u><i>Interno del Colegio de Contadores Públicos de Lima), articles 145 and 146.</i></u>	
c) Taxation services (CPC 863)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
d) Architectural services (CPC 8671)	1) None, except as indicated in (3) below. 2) None 3) None, except that to obtain temporary registration, non-resident foreign architects must have a contract of association with a Peruvian architect residing in Peru. 4) Unbound, except as indicated in the horizontal section.	<u>National Treatment</u> 1, 3, 4). The enrolment fees to join the “Colegio de Arquitectos” in order to practice as an architect are different for Peruvians and foreigners, and subject to review by the <u>Peruvian Association of Architects (“Colegio de Arquitectos”)</u> . Also, to obtain temporary registration, non-resident foreign architects must have a contract of association with a Peruvian architect residing in Peru. <u>Measures:</u> <u>Law N° 14085, “El Peruano” Official Gazette of June 30, 1962, Law establishing the Peruvian Association of Architects (Ley de Creación del Colegio de Arquitectos del Perú).</u> <u>Law N° 16053, “El Peruano” Official Gazette of February 14, 1966,</u>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p><u>Professional Practice Law, authorises the Peruvian Associations of Architects and Engineers to supervise Engineering and Architecture professionals of the Nation (Ley del Ejercicio Profesional, Autoriza a los Colegios de Arquitectos e Ingenieros del Perú para supervisar a los profesionales de Ingeniería y Arquitectura de la República), article 1.</u></p> <p><u>National Architects Council Agreement (Acuerdo del Consejo Nacional de Arquitectos), approved in Session N° 04-2009 of December 15, 2009.</u></p>	
e) Engineering services (CPC 8672)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
f) Integrated engineering services (CPC 8673)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
g) Urban planning and landscape architectural services (CPC 8674)	1) None, except as indicated in (3) below. 2) None 3) None, except that to obtain temporary registration, non-resident	<p><u>National Treatment</u></p> <p>1, 3, 4) The enrolment fees to join the “Colegio de Arquitectos” in order to practice as an architect are different</p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>foreign architects must have a contract of association with a Peruvian architect residing in Peru.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>	<p>for Peruvians and foreigners, and subject to review by the <u>Peruvian Association of Architects</u> ("<u>Colegio de Arquitectos</u>").</p> <p>Also, to obtain temporary registration, non-resident foreign architects must have a contract of association with a Peruvian architect residing in Peru.</p> <p><u>Measures:</u></p> <p><u>Law N° 14085, "El Peruano" Official Gazette of June 30, 1962, Law establishing the Peruvian Association of Architects (Ley de Creación del Colegio de Arquitectos del Perú).</u></p> <p><u>Law N° 16053, "El Peruano" Official Gazette of February 14, 1966, Professional Practice Law, authorises the Peruvian Associations of Architects and Engineers to supervise Engineering and Architecture professionals of the Nation (Ley del Ejercicio Profesional, Autoriza a los Colegios de Arquitectos e Ingenieros del Perú para supervisar a los profesionales de Ingeniería y Arquitectura de la República), article 1.</u></p> <p><u>National Architects Council Agreement (Acuerdo del Consejo Nacional de Arquitectos), approved in</u></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<u>Session N° 04-2009 of December 15, 2009.</u>	
h) Medical and dental services (CPC 9312)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
i) Veterinary services (CPC 932)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
j) Services provided by midwives, nurses, physiotherapists and paramedical personnel (CPC 93191)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
B. Computer and related Services (CPC 84)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
C. Research and Development Services (CPC 85)	1) None, except that a permission of operation or authorization may be required and the competent authority may require the inclusion to the expedition of one or more representatives of the Peruvian pertinent activities, in order to	<u>National Treatment</u> 1, 4) Archaeological research programs and projects headed by a foreign archaeologist, who does not reside in Peru, must count on a Peruvian director. Both directors shall	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	participate and know the studies and its scope. 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	be registered in the National Registry of Archaeologists and shall assume the same responsibilities in the formulation and the integral execution of the project (field and office work), and in the elaboration of the final report. <u>Measures:</u> <u>Supreme Decree N° 003-2014-MC, "El Peruano" Official Gazette of October 3, 2014, Regulation of Archaeological Interventions (Reglamento de Intervenciones Arqueológicas), article 23.</u>	
D. Real Estate Services (CPC 821 + 822)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
E. Rental/Leasing Services without Operators			
a) Relating to ships (CPC 83103)	1) None, except as indicated in (3) below. 2) None, except as indicated in (3) below. 3) None, except that: A "National Shipowner" or "National Ship Enterprise" is understood as a natural person of Peruvian nationality	<u>National Treatment</u> <u>Local Presence</u> 1, 2, 3) A "National Shipowner" or "National Ship Enterprise" is understood as a natural person of Peruvian nationality or juridical person constituted in Peru, with its principal domicile and real and effective	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>or juridical person constituted in Peru, with its principal domicile and real and effective headquarters in Peru, whose business is to provide water transportation services in national traffic or cabotage³ and/or international traffic and who is the owner or lessee under a financial lease or a bareboat charter, with an obligatory purchase option, of at least one Peruvian flag merchant vessel and that has obtained the relevant Operation Permit from the General Aquatic Transport Directorate (“Dirección General de Transporte Acuático”).</p> <p>Cabotage is exclusively reserved to Peruvian flagged merchant vessels owned by a National Shipowner or National Ship Enterprise or leased under a financial lease or a bareboat charter, with an obligatory purchase option, except that:</p> <ul style="list-style-type: none"> (a) up to 25% of the transport of hydrocarbons in national waters is reserved for the ships of the Peruvian Navy; and (b) foreign-flagged vessels may be operated exclusively by 	<p>headquarters in Peru, whose business is to provide water transportation services in national traffic or cabotage and/or international traffic and who is the owner or lessee under a financial lease or a bareboat charter, with an obligatory purchase option, of at least one Peruvian flag merchant vessel and that has obtained the relevant Operation Permit from the General Aquatic Transport Directorate (“Dirección General de Transporte Acuático”).</p> <p>Cabotage is exclusively reserved to Peruvian flagged merchant vessels owned by a National Shipowner or National Ship Enterprise or leased under a financial lease or a bareboat charter, with an obligatory purchase option, except that:</p> <ul style="list-style-type: none"> (a) up to 25% of the transport of hydrocarbons in national waters is reserved for the ships of the Peruvian Navy; and (b) foreign-flagged vessels may be operated exclusively by National Shipowners or National Ship Enterprises for a non-renewable period of 6 	

³ For greater certainty, water transportation includes transport by lakes and rivers.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>National Shipowners or National Ship Enterprises for a non-renewable period of 6 months for water transportation exclusively between Peruvian ports or cabotage when such an entity does not own its own vessels or lease vessels under the modalities previously mentioned.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>	<p>months for water transportation exclusively between Peruvian ports or cabotage when such an entity does not own its own vessels or lease vessels under the modalities previously mentioned.</p> <p><u>Measures:</u></p> <p><u>Law N° 28583, "El Peruano" Official Gazette of July 22, 2005, Law of the Reactivation and Promotion of the National Merchant Marine (Ley de Reactivación y Promoción de la Marina Mercante Nacional), articles 4.1, 6.1, 7.1, 7.2, 7.4 and 13.6.</u></p> <p><u>Law N° 29475, Law that modifies Law N° 28583, "El Peruano" Official Gazette of December 17, 2009, Law of the Reactivation and Promotion of the National Merchant Marine (Ley de Reactivación y Promoción de la Marina Mercante Nacional), article 13.6 and Tenth Transitory and Final Provision.</u></p>	
b) Relating to aircraft (CPC 83104)	<p>1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.</p>		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
c) Relating to other transport equipment (CPC 83101, 83102, 83105)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
d) Relating to other machinery and equipment (CPC 83106 - 83109)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
e) Other (CPC 832)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
F. Other Business Services			
a) Advertising services (CPC 871)	1) None, except as indicated in (3) below. 2) None 3) None, except that: Commercial advertising produced in Peru, must have at least 80% of national artists. National artists shall receive no less than 60% of the total payroll for wages and salaries paid to artists. The same percentages established in the preceding paragraphs shall govern the work of technical	<u>National Treatment</u> 1, 2, 4) Commercial advertising produced in Peru, must have at least 80% of national artists. National artists shall receive no less than 60% of the total payroll for wages and salaries paid to artists. The same percentages established in the preceding paragraphs shall govern the work of technical advertising.	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	personnel involved in commercial advertising. 4) Unbound, except as indicated in the horizontal section and in the measure above.	<u>Measures:</u> <u>Law N° 28131, "El Peruano" Official Gazette of December 18, 2003, Law of the Artist and Performer (Ley del Artista, Intérprete y Ejecutante), articles 25 and 27.2.</u>	
b) Market research and public opinion polling services (CPC 864)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
c) Management consulting service (CPC 865)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
d) Services related to management consulting (CPC 866)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
e) Technical testing and analysis services (CPC 8676)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
f) Services incidental to	1) None		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
agriculture, hunting and forestry (CPC 881)	2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
g) Services incidental to fishing (CPC 882) ⁴	1) Unbound, except “None” for advisory and consulting services related to fishing. 2) None 3) Unbound, except “None” for advisory and consulting services related to fishing. 4) Unbound, except as indicated in the horizontal section.	<p><u>National Treatment</u></p> <p>1, 3, 4) Before commencing operations, shipowners of foreign-flagged fishing vessels must present an unconditional, irrevocable, letter of guarantee with automatic execution and joint liability, which will be valid for no more than 30 calendar days after the expiry of the fishing permit, issued for the benefit and to the satisfaction of the Ministry of Production by a financial, banking or insurance institution recognized by the Superintendency of Banking, Insurance and Private Pension Fund Administrators (SBS - <i>Superintendencia de Banca y Seguros y AFPs</i>). Such letter shall be issued in an amount equal to 25% of the amount that must be paid for fishing rights.</p> <p>A shipowner of a foreign-flagged fishing vessel that is not of large scale and that operates in Peruvian jurisdictional waters must rely on the Satellite Tracking System in its vessel,</p>	

⁴ This subsector does not include services related to artisanal fishing. For greater certainty, this Schedule does not include commitments on services related to artisanal fishing.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p>except for shipowners operating in highly migratory fisheries who are excepted from this obligation by a Ministerial Resolution.</p> <p>Foreign-flagged fishing vessels with a fishing permit must have on board a scientific technical observer appointed by the Sea Institute of Peru (<i>Instituto del Mar del Perú</i> - IMARPE). The shipowner must provide accommodation on board for that representative and a daily stipend, which must be deposited in a special account to be administered by IMARPE.</p> <p>Shipowners of foreign-flagged fishing vessels that operate in Peruvian jurisdictional waters must hire a minimum of 30% of Peruvian crew, subject to applicable domestic legislation.</p> <p><u>Measures:</u></p> <p><u>Supreme Decree N° 012-2001-PE, "El Peruano" Official Gazette of March 14, 2001, Regulation of the Fisheries Law (Reglamento de la Ley General de Pesca), articles 67, 68, 69 and 70.</u></p>	
h) Services incidental to mining (CPC 883+5115)	1) None 2) None 3) None		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	4) Unbound, except as indicated in the horizontal section.		
i) Services incidental to manufacturing (CPC 884+885) Except those included in CPC 88412+88450+88460	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
k) Placement and supply services of personnel (CPC 872)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
l) Investigation and security (CPC 873)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.	<p><u>National Treatment</u> <u>Local Presence</u></p> <p>1, 3, 4) The supply of personal and heritage security services by natural persons is reserved to Peruvian nationals.</p> <p>Only juridical persons constituted in Peru may apply for an authorization to supply security services. They must prove its constitution in Peru by a copy of the registration form of the constitution for the enterprise.</p> <p><i>Measures:</i></p> <p><i>Supreme Decree N° 003-2011-IN, "El Peruano" Official Gazette of March 31,</i></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<u>2011. Regulation of Private Security Services (Reglamento de Servicios de Seguridad Privada), articles 12, 18, 22, 36, 40, 41, 46, 47 and 48.</u>	
m) Related scientific and technical consulting services (CPC 8675)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
n) Maintenance and repair of equipment (not including maritime vessels, aircraft or other transport equipment) (CPC 633+8861-8866)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section		
o) Building-cleaning services (CPC 874)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
p) Photographic services (CPC 875)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
q) Packaging services (CPC 876)	1) None 2) None 3) None 4) Unbound, except as indicated in		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	the horizontal section.		
r) Printing and publishing (CPC 88442)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
s) Convention services (CPC 87909*)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
t) Other (CPC 8790) Except: - Credit rating services (CPC 87901) - Design services of handicrafts that are identified as peruvian handicrafts - Other business services non elsewhere classified (CPC 87909)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
2. COMMUNICATION SERVICES			
A. Postal Services (CPC 7511)	1) Unbound 2) Unbound		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	3) Unbound 4) Unbound, except as indicated in the horizontal section.		
B. Courier Services (CPC 7512)	1) Unbound 2) Unbound 3) None Unbound 4) Unbound, except as indicated in the horizontal section.		
C. Telecommunication Services			
a) Voice telephone services b) Packet-switched data transmission services c) Circuit-switched data transmission services d) Telex services e) Telegraph services f) Facsimile services g) Private leased circuit services e) Other: — Analogue/digital mobile/cellular services — Personal communication services — Paging services — Mobile data services	1) None The international traffic shall be routed through the facilities of a company holding a concession or other permission for operation granted by the Ministry of Transportation and Communications (“Ministerio de Transportes y Comunicaciones”). The interconnection among private services is prohibited. 2) None; 3) None, except for the obligation of obtaining a concession, authorization, registry or any other title which Peru considers convenient to grant in order to enable the suppliers to provide these services. The juridical persons constituted under Peruvian law can be eligible for a concession.		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
Trunking services	<p>The international traffic shall be routed through the facilities of a company holding a concession or other permission for operation granted by the Ministry of Transportation and Communications (“Ministerio de Transportes y Comunicaciones”).</p> <p>The interconnection among private services is prohibited.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>		
<p>h) Electronic mail (CPC 7523**)</p> <p>i) Voice mail (CPC 7523**)</p> <p>j) On-line information and data base retrieval (CPC 7523**)</p> <p>k) Electronic data interchange (EDI) (CPC 7523**)</p> <p>l) Enhanced/value-added facsimile services, incl. store and forward, store and retrieve (CPC 7523**)</p>	<p>1) None, except as indicated in (3) below.</p> <p>2) None</p> <p>3) None, except that the Ministry of Transportation and Communications (“Ministerio de Transportes y Comunicaciones”) reserves the right to determine in the future the cases that will require a concession or authorization for the provision of any of the services between “h” and “n”.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
m) Code and protocol conversion (CPC n.d.) n) On-line information and/or data processing (incl. transaction processing) (CPC 843**) <p><u>o) Other:</u> - <u>Analogue/digital mobile/cellular services</u> - <u>Personal communication services</u> - <u>Paging services</u> - <u>Mobile data services</u> - <u>Trunking services</u></p>			
D. Audiovisual Services a) Motion picture and video tape production and distribution services (CPC 9611) b) Motion picture projection service (CPC 9612) c) Radio and television services (CPC 9613) d) Radio and television transmission services (CPC 7524)	1) Unbound 2) Unbound 3) Unbound 4) Unbound	<p><u>National Treatment</u> <u>Local Presence</u> <u>National Treatment</u> <u>Local Content and Other Performance Requirements</u></p> <ul style="list-style-type: none"> ▪ Only Peruvian nationals or juridical persons organized under Peruvian law and domiciled in Peru may be authorized or licensed to offer radio or television broadcast services. <p>No foreign national may hold an authorization or a license directly or through a sole proprietorship.</p> <p><u>Measures:</u></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
e) Sound recording		<p><u>Law N° 28278, "El Peruano" Official Gazette of July 16 2004, Radio and Television Law (Ley de Radio y Televisión), article 24.</u></p> <ul style="list-style-type: none"> ▪ At least 30%, on average, of the total weekly programs by free-to-air television broadcasters must be produced in Peru and broadcasted between the hours of 5:00 and 24:00. <p><u>Measures:</u></p> <p><u>Law N° 28278, "El Peruano" Official Gazette of July 16 2004, Radio and Television Law (Ley de Radio y Televisión), article 24, Eighth Complementary and Final Provision.</u></p> <ul style="list-style-type: none"> ▪ If a foreign national is, directly or indirectly, a shareholder, partner, or associate in a juridical person, that juridical person may not hold a broadcasting authorization in a zone bordering that foreign national's country of origin, except in a case of public necessity authorized by the Council of Ministers. <p>This limitation does not apply to juridical persons with foreign equity which have two or more current authorizations, as long as they are of the same frequency band.</p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p><u>Measures:</u></p> <p><u>Supreme Decree N° 005-2005-MTC, "El Peruano" Official Gazette of February 15, 2005, Regulation of the Radio and Television Law (Reglamento de la Ley de Radio y Televisión), article 20</u></p> <ul style="list-style-type: none"> ▪ Any domestic artistic <u>live performances</u> and audio-visual production must be comprised at least of 80% of national artists. <p>National artists shall receive no less than 60% the total payroll for wages and salaries paid to artists.</p> <p>The same percentages established in the preceding paragraphs shall govern the work of technical personnel involved in artistic activities.</p> <ul style="list-style-type: none"> ▪ Free to air radio and television broadcast companies must dedicate at least 10% of their daily programming to folklore and national music and to series or programs produced in Peru on the Peruvian history, literature, culture or current issues with artists hired in the following percentages: <p>(a) a minimum of 80% of national artists;</p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p>(b) national artists shall receive no less than 60% of the total payroll for wages and salaries paid to artists; and</p> <p>(c) the same percentages established in the preceding paragraphs shall govern the work of technical personnel involved in artistic activities.</p> <p><u>Measures:</u></p> <p><u>Law N° 28131, "El Peruano" Official Gazette of December 18, 2003, Law of the Artist and Performer (Ley del Artista, Intérprete y Ejecutante), articles 23, 25 and 45.</u></p>	
3. CONSTRUCTION AND RELATED ENGINEERING SERVICES			
A. General construction work for buildings (CPC 512)	<p>1) Unbound, except "None" for consulting related services.</p> <p>2) None</p> <p>3) Unbound, except "None" for consulting related services.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>		
B. General construction work for civil engineering (CPC 513)	<p>1) Unbound, except "None" for consulting related services.</p> <p>2) None</p>		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
C. Installation and assembly work (CPC 514+516)	1) Unbound, except "None" for consulting related services. 2) None 3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
D. Building completion and finishing work (CPC 517)	1) Unbound, except "None" for consulting related services. 2) None 3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
E. Other (CPC 511+515+518)	1) Unbound, except "None" for consulting related services. 2) None 3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
4. DISTRIBUTION SERVICES			
A. Commission agents' services (CPC 621)	1) None 2) None 3) None		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
Except for hydrocarbons	4) Unbound, except as indicated in the horizontal section.		
B. Wholesale trade services (CPC 622) Except for hydrocarbons and products that are identified as handicrafts of Peru	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
C. Retailing services (631+632+6111+6113+6121) Except for alcohol, tobacco and products that are identified as handicrafts of Peru	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
D. Franchising (CPC 8929)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
5. EDUCATIONAL SERVICES			
E. Other education services (CPC 929) Solely: - Centers for culinary studies - Language centers	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
6. ENVIRONMENTAL SERVICES			

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
A. Sewage services (CPC 9401)	1) Unbound, except "None" for consulting related services. 2) Unbound 3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
B. Refuse disposal services (CPC 9402)	1) Unbound, except "None" for consulting related services. 2) None 3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
C. Sanitation and similar services (CPC 9403)	1) Unbound, except "None" for consulting related services. 2) None 3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
D. Cleaning services of exhaust gases (CPC 9404)	1) Unbound, except "None" for consulting related services. 2) None 3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
E. Noise abatement services (CPC 9405)	1) Unbound, except "None" for consulting related services. 2) None		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
F. Nature and landscape protection services (CPC 9406)	1) Unbound, except "None" for consulting related services. 2) None 3) Unbound, except "None" for consulting related services. 4) Unbound, except as indicated in the horizontal section.		
7. FINANCIAL SERVICES			
<p>General Remarks about Financial Services Commitments in this Schedule</p> <ul style="list-style-type: none"> • The Financial Services Commitments of this Schedule are based only on the Market Access and National Treatment articles. Peru is open to include commitments related to "Senior Management", if the provision is agreed in the Financial Services Annex. • With respect to the supply of a financial service from the territory of one Party into Peru (mode 1) or in the territory of one Party to the service consumer of Peru (mode 2), <ul style="list-style-type: none"> (i) Article I 4 (National Treatment) applies only the supply of financial services listed in subparagraphs 1(b) and (c) of Article X.3 of the Annex on Financial Services; (ii) paragraph 3 of Article II 2 of the Agreement does not apply. • For purposes of mode 1, the Financial Services Commitments of this Schedule only takes into account the following subsectors/activities: <ul style="list-style-type: none"> (i) insurance of risks related to: <ul style="list-style-type: none"> (A) maritime shipping and commercial aviation and space launching and freight (including satellites), with such insurance to cover any or all of the following: the goods being transported, the vehicle transporting the goods, and any liability arising 			

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>there from; and</p> <p>(B) goods in international transit;</p> <p>(ii) reinsurance and retrocession;</p> <p>(iii) consultancy, actuarial, risk assessment, and claim settlement services</p> <p>(iv) provision and transfer of financial information, and financial data processing and related software as referred to in subparagraph (a)(xv) and advisory and other auxiliary financial services, excluding intermediation, related to banking and other financial services as referred to in subparagraph (a)(xvi), both of Article X.2 of the Annex on Financial Services;</p> <p>(v) investment advice to a collective investment scheme located in Peru;</p> <p>(vi) portfolio management services to a collective investment scheme located in Peru, excluding:</p> <p>(A) trustee services; and</p> <p>(B) custodial services and execution services that are not related to managing a collective investment scheme.</p> <p>Collective investment scheme means:</p> <p>(a) mutual funds for investments and securities, in accordance with Consolidated Text of the Securities Market Law (<i>Texto Único Ordenado de la Ley del Mercado de Valores</i>), approved by Supreme Decree N° 093 2002 EF (<i>Decreto Supremo N° 093 2002 EF</i>); and</p> <p>(b) investment funds in accordance with Legislative Decree N° 862 (<i>Decreto Legislativo N° 862</i>).</p> <p>• For purposes of mode 2, the Financial Services Commitments of this Schedule only takes into account the subsectors included under paragraph 1(c) of article X.3 of the Annex on Financial Services.</p>		
	1, 2) None ⁵ , except that:		

⁵ Without prejudice to other means of prudential regulation of cross-border trade in financial services, a Party may require the registration or authorization of cross-border financial service suppliers of another Party and of financial instruments.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>Non-resident services suppliers are not allowed to do business or solicit in Peru. Peru may define "doing business" and "solicitation" for the purposes of this commitment.</p> <p>Foreign banking and reinsurance institutions may carry out promotional activities in Peru through a representative in the country, without having to set up a public limited company provided that they have been so authorized by the Superintendency of Banking, Insurance and Pension Fund Management Companies (SBS). Representatives may not engage in the actual business operations of the enterprises they represent⁶.</p> <p>Creditors domiciled in Peru have legal preference with regard to the assets located in Peru of a branch of a foreign financial institution, in case of liquidation of the financial institution or its branch in Peru.</p> <p>3) None, except that:</p> <p>A juridical person in the financial system cannot be a shareholder of another juridical person of the same</p>		

⁶ For greater certainty, representatives may not 1) capture or place funds directly in Peru; or 2) offer or place foreign securities directly in Peru.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>nature. The term "juridical person of the same nature" does not include other kinds of juridical person belonging to the financial system that are different in nature from the juridical person concerned. This does not apply if shares are purchased with a view to taking over and merging with the juridical person that issued the shares in question.</p> <p>Persons who are directly or indirectly majority shareholders of a juridical person belonging to the financial system may not hold, either directly or indirectly, more than 5% of the shares in another juridical person of the same nature.</p> <p>Financial service suppliers constituted under the laws of Peru are subject to non-discriminatory limitations on juridical form.⁷</p> <p>Foreign banking and reinsurance institutions may carry out promotional activities in Peru through a representative in the country, without having to set up a public limited company provided that they have been so authorized by the Superintendency of Banking,</p>		

⁷ For example, partnerships and sole proprietorships are generally not acceptable juridical forms for financial services suppliers in Peru. This note is not itself intended to affect, or otherwise limit, a choice by an investor of the other Party to establish branches or subsidiaries.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>Insurance and Private Pension Fund Administrators (SBS). Representatives may not engage in the actual business operations of the enterprises they represent⁸.</p> <p>Unbound for the services or activities described in subparagraph 2(b) of Article X.1 of the Annex on Financial Services.</p>		
<p>A. All insurance and insurance-related services</p>	<p>1) None, except that:</p> <p>Peru reserves the right to adopt or maintain measures that restrict the acquisition of obligatory insurance outside of Peru, or that require that obligatory insurance be purchased from suppliers established in Peru, such as “Compulsory Car Insurance” (<i>Seguro Obligatorio de Accidentes de Transito - SOAT</i>) and “Hazardous Work Supplementary Insurance” (<i>Seguro Complementario de Trabajo en Riesgo</i>).</p> <p>2) None, except that:</p> <p>Insurance enterprises may contract reinsurance abroad, whenever the reinsurance enterprises are classified in accordance with international standards, and subjected to the rules</p>	<p><u>National Treatment</u></p> <p>1, 2) Peru reserves the right to adopt or maintain measures that restrict the acquisition of obligatory insurance outside of Peru, or that require that obligatory insurance be purchased from suppliers established in Peru, such as “Compulsory Car Insurance” (<i>Seguro Obligatorio de Accidentes de Transito - SOAT</i>) and “Hazardous Work Supplementary Insurance” (<i>Seguro Complementario de Trabajo en Riesgo</i>).</p> <p><u>1, 2)</u> Insurance enterprises may contract reinsurance abroad, whenever the reinsurance enterprises are classified in accordance with international standards, and subjected to the rules dictated by the Superintendency of Banking, Insurance and Private Pension Fund</p>	

⁸ For greater certainty, representatives may not 1) capture or place funds directly in Peru; or 2) offer or place foreign securities directly in Peru.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>dictated by the Superintendency of Banking, Insurance and Private Pension Fund Administrators (SBS). If the insurance enterprises contract reinsurances directly, they should do it with enterprises included in the SBS reinsurance registry.</p> <p>Peru reserves the right to adopt or maintain measures that restrict the acquisition of obligatory insurance outside of Peru, or that require that obligatory insurance be purchased from suppliers established in Peru, such as “Compulsory Car Insurance” (<i>Seguro Obligatorio de Accidentes de Transito - SOAT</i>) and “Hazardous Work Supplementary Insurance” (<i>Seguro Complementario de Trabajo en Riesgo</i>).</p> <p>3) None, except that:</p> <p>Financial service suppliers of another Party providing insurance or insurance related services and established in Peru through a branch must assign to its branch certain capital, which must be located in Peru. In addition to measures that Peru may impose consistent with Article X.16 (Prudential Measures), the operations of the branch are limited by its capital located in Peru.</p>	<p>Administrators (SBS). If the insurance enterprises contract reinsurances directly, they should do it with enterprises included in the SBS reinsurance registry.</p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	4) Unbound, except as indicated in the horizontal commitments.		
B. Banking and other financial services ⁹	<p>1) None, except that¹⁰:</p> <p>Financial service suppliers constituted under the laws of Peru and debt securities offered in a primary or secondary public offering in the territory of Peru must be rated by credit rating companies constituted under the laws of Peru. They may also be rated by other credit rating agencies, but only in addition to the mandatory rating.</p> <p>2) None, except that:</p> <p>Financial service suppliers constituted under the laws of Peru and debt securities offered in a primary or secondary public offering in the territory of Peru must be rated by credit rating companies constituted under the laws of Peru. They may also be rated by other credit rating agencies, but only in addition to the mandatory rating.</p>	<p><u>National Treatment</u></p> <p>1, 2, 3) Financial service suppliers constituted under the laws of Peru and debt securities offered in a primary or secondary public offering in the territory of Peru must be rated by credit rating companies constituted under the laws of Peru. They may also be rated by other credit rating agencies, but only in addition to the mandatory rating.</p> <p><u>Measures:</u></p> <p><u>Securities Market Law (Ley del Mercado de Valores), approved by Legislative Decree N° 861 and its amendments, articles 280, 333, 337 and Seventeenth Final Provision</u></p> <p><u>General Law of the Financial and Insurance Systems and Organic Law of the Superintendency of Banking and Insurance (Ley General del Sistema Financiero y del Sistema de</u></p>	

⁹ It is understood that advisory and other auxiliary financial services, referred to in subparagraph (b)(iv) of Article X.3 of the Annex on Financial Services, do not include those services referred to in subparagraphs (v) through (xv) of subparagraph (a) of Article XX.2 (Definitions) of the Annex on Financial Services. It is understood that a trading platform, whether electronic or physical, does not fall within the range of services specified in subparagraph (b)(iv) of Article X.3 of the Annex on Financial Services. For greater certainty, Peru may require the collective investment scheme located Peru to retain ultimate responsibility for the management of the collective investment scheme.

¹⁰ It is understood that, where the financial information or financial data processing referred to in subparagraph (b)(iv) of Article X.3 of the Annex on Financial Services involves personal data, the treatment of such personal data shall be in accordance with Peru's law regulating the protection of such data and Article X.10 (Transfer of Information) of the Annex on Financial Services.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>3) None, except that:</p> <p>Financial service suppliers of another Party providing banking services and established in Peru through a branch must assign to its branch certain capital, which must be located in Peru. In addition to measures that Peru may impose consistent with Article X.16 (Prudential Measures), the operations of the branch are limited by its capital located in Peru.</p> <p>Financial service suppliers established in Peru to supply financial services in the securities or commodities markets or financial services related to asset management, including pension fund managers, must be constituted under the laws of Peru. Therefore, financial service suppliers of another Party established in Peru to supply these financial services may not be established as branches or agencies.</p> <p>4) Unbound, except as indicated in the horizontal section.</p>	<p><u>Seguros y Orgánica de la Superintendencia de Banca y Seguros), Law N° 26702 and its amendments, articles 136 and 296</u></p> <p>Peru may grant advantages or exclusive rights, without limitation, to one or more of the following financial entities, so long as they are partially or fully owned by the State: <i>Corporación Financiera de Desarrollo</i> (COFIDE), <i>Banco de la Nación</i>, <i>Banco Agropecuario</i>, <i>Fondo Mivivienda</i>, <i>Cajas Municipales de Ahorro y Crédito</i>, and the <i>Caja Municipal de Crédito Popular</i>.</p> <p>Examples of such advantages are the following¹¹: The <i>Banco de la Nación</i> and <i>Banco Agropecuario</i> are not required to diversify their risk; and <i>The Cajas Municipales de Ahorro y Crédito</i> may directly sell collateral they repossess in cases of loan default, in accordance with pre-established procedures.</p> <p><u>Measures:</u></p> <p><u>General Law of the Financial and Insurance Systems and Organic Law of the Superintendency of Banking</u></p>	

¹¹ For greater certainty, and notwithstanding the location of this measure within Part II of this Schedule, the Parties understand that the advantages or exclusive rights that Peru may grant to the specified entities are not limited only to the cited examples.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p><u>and Insurance (Ley General del Sistema Financiero y del Sistema de Seguros y Orgánica de la Superintendencia de Banca y Seguros), Law N° 26702 and its amendments</u></p> <p><u>Law Establishing the Banco Agropecuario (Ley de Creación del Banco Agropecuario), Law N° 27603 and its amendments</u></p> <p><u>Law Establishing the Corporación Financiera de Desarrollo (COFIDE) (Ley de Creación de la Corporación Financiera de Desarrollo (COFIDE)), Law Decree N° 206 and its amendments and Law N° 25382</u></p> <p><u>Law Establishing the Banco de la Nación (Ley de Creación del Banco de la Nación), Law N° 16000 and its amendments</u></p> <p><u>Law N° 28579, (Ley de Conversión del Fondo Hipotecario de la Vivienda - Fondo MIVIVIENDA a Fondo MIVIVIENDA S.A.) and its amendments</u></p> <p><u>Law N° 10769 (Creando la Caja Municipal de Crédito Popular de Lima) and its amendments</u></p> <p><u>Supreme Decree N° 157-90-EF</u></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p><i><u>(Norma Funcionamiento en el País de las Cajas Municipales de Ahorro y Crédito) and its amendments</u></i></p> <p><i><u>-Supreme Decree N° 07-94-EF (Aprueban el Estatuto del Banco de la Nación) and its amendments.</u></i></p>	
9. TOURISM AND TRAVEL RELATED SERVICES			
A. Hotels and restaurants (incl. catering) (CPC 641-643)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
B. Travel agencies and tour operators services (CPC 7471)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
C. Tourist guides services (CPC 7472)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
10. RECREATIONAL, CULTURAL AND SPORTING SERVICES (other than audiovisual services)			

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
<p>A. Entertainment services (CPC 9619)</p>	<p>1) None, except as indicated in (3) below.</p> <p>2) None, except as indicated in (3) below.</p> <p>3) None, except that:</p> <p>Any domestic artistic audio-visual production must be comprised at least of 80% of national artists.</p> <p>Any domestic artistic live performances must be comprised at least of 80% of national artists.</p> <p>National artists shall receive no less than 60% the total payroll for wages and salaries paid to artists.</p> <p>The same percentages established in the preceding paragraphs shall govern the work of technical personnel involved in artistic activities.</p> <p>A foreign circus may stay in Peru with its original cast for a maximum of 90 days. This period may be extended for the same period of time. If it is extended, the foreign circus will include a minimum of 30% Peruvian nationals as artists and 15% Peruvian nationals as technicians. The same percentages shall apply to the payroll of salaries and wages.</p>	<p><u>National Treatment</u></p> <p>4) Any domestic artistic audio-visual production must be comprised at least of 80% of national artists.</p> <p>Any domestic artistic live performances must be comprised at least of 80% of national artists.</p> <p>National artists shall receive no less than 60% the total payroll for wages and salaries paid to artists.</p> <p>The same percentages established in the preceding paragraphs shall govern the work of technical personnel involved in artistic activities.</p> <p><u>Measures:</u></p> <p><u>Law N° 28131, "El Peruano" Official Gazette of December 18, 2003, Law of the Artist and Performer (Ley del Artista, Intérprete y Ejecutante), articles 23 and 25.</u></p> <p>A foreign circus may stay in Peru with its original cast for a maximum of 90 days. This period may be extended for the same period of time. If it is extended, the foreign circus will include a minimum of 30% Peruvian nationals as artists and 15% Peruvian nationals as technicians. The same</p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	<p>At least one bullfighter of Peruvian nationality must participate in any bullfighting event. At least one apprentice bullfighter of Peruvian nationality must participate in fights involving young bulls.</p> <p>4) Unbound, except as indicated in the horizontal section and in (3) above.</p>	<p>percentages shall apply to the payroll of salaries and wages.</p> <p><u>Measures:</u></p> <p><u>Law N° 28131, "El Peruano" Official Gazette of December 18, 2003, Law of the Artist and Performer (Ley del Artista, Intérprete y Ejecutante), articles 26.</u></p> <p>At least one bullfighter of Peruvian nationality must participate in any bullfighting event. At least one apprentice bullfighter of Peruvian nationality must participate in fights involving young bulls.</p> <p><u>Measures:</u></p> <p><u>Law N° 28131, "El Peruano" Official Gazette of December 18, 2003, Law of the Artist and Performer (Ley del Artista, Intérprete y Ejecutante), articles 28.</u></p>	
<p>B. News agency services (CPC 962)</p>	<p>1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.</p>		
<p>C. Libraries, archives, museums and other cultural services (CPC 963)</p>	<p>1) None 2) None 3) None</p>		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
	4) Unbound, except as indicated in the horizontal section.		
D. Sporting and other recreational services			
Sporting services (CPC 9641)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
Recreational parks services (part of CPC 96491)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
11. TRANSPORT SERVICES			
A. Maritime Transport Services a) Passenger transportation (CPC 7211) b) Freight transportation (CPC 7212) c) Rental of vessels with crew (CPC 7213) d) Maintenance and repair of vessels (CPC 8868**)	1) Unbound 2) Unbound 3) Unbound, <u>except "None" for maintenance and repair of vessels (CPC 8868**)</u> 4) Unbound	<u>National Treatment</u> <u>Local Presence</u> <u>Local Management and Boards of Directors</u> 1, 3, 4) A "National shipowner" or "National Ship Enterprise" is understood as a natural person of Peruvian nationality or juridical person constituted in Peru, with its principal domicile and real and effective headquarters in Peru, whose business is to provide services in water transportation in national traffic or	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
<p>e) Pushing and towing services (CPC 7214)</p> <p>f) Supporting services for maritime transport (CPC 745**)</p> <p>Except: - Passenger transportation by ferries exclusively for domestic tourism services (CPC 72111)</p> <p>- Other passenger transportation exclusively for domestic tourism services (CPC 72119)</p> <p>B. Internal Waterways Transport</p> <p>a) Passenger transportation (CPC 7221)</p> <p>b) Freight transportation (CPC 7222)</p> <p>c) Rental of vessels with crew (CPC 7223)</p> <p>d) Maintenance and repair of vessels</p>		<p>cabotage¹² and/or international traffic and who is the owner or lessee under a financial lease or a bareboat charter, with an obligatory purchase option, of at least one Peruvian flag merchant vessel and that has obtained the relevant Operation Permit from the General Aquatic Transport Directorate.</p> <p>At least 51% of the subscribed and paid-in capital stock must be owned by Peruvian citizens.</p> <p>The chairman of the board of directors, the majority of the directors, and the general manager must be Peruvian nationals and residents in Peru.</p> <p>The captain and crew of Peruvian-flagged vessels must be entirely Peruvian nationals authorized by the General Directorate of Captaincy and Coastguards (<i>Dirección General de Capitanías y Guardacostas</i>). In exceptional cases and after ascertaining that there is no Peruvian qualified personnel with experience in that type of vessel available, foreign nationals could be hired to a maximum of 15% of the total crew, and for a limited period of time. The</p>	

¹² For greater certainty, water transportation includes transport by lakes and rivers.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
<p>(CPC 8868**)</p> <p>e) Pushing and towing services (CPC 7224)</p> <p>f) Supporting services for internal waterway transport (CPC 745**)</p> <p>Except:</p> <ul style="list-style-type: none"> - Passenger transportation by ferries exclusively for domestic tourism services (CPC 72211) - Other passenger transportation exclusively for domestic tourism services (CPC 72219) 		<p>latter exception does not reach the captain of the vessel.</p> <p>Only a Peruvian national may be a licensed harbor pilot.</p> <p>Cabotage is exclusively reserved to Peruvian flagged merchant vessels owned by a National Shipowner or National Ship Enterprise or leased under a financial lease or a bareboat charter, with an obligatory purchase option, except that:</p> <ul style="list-style-type: none"> (a) up to 25% of the transport of hydrocarbons in national waters is reserved for the ships of the Peruvian Navy; and (b) foreign-flagged vessels may be operated exclusively by National Shipowners or National Ship Enterprises for a non-renewable period of six months for water transportation exclusively between Peruvian ports or cabotage when such an entity does not own its own vessels or lease vessels under the modalities previously mentioned. <p><u>Measures:</u></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p><u>Law N° 28583, "El Peruano" Official Gazette of July 22, 2005, Law of the Reactivation and Promotion of the National Merchant Marine (Ley de Reactivación y Promoción de la Marina Mercante Nacional), articles 4.1, 6.1, 7.1, 7.2, 7.4 and 13.6.</u></p> <p><u>Law N° 29475, Law that modifies Law N° 28583, "El Peruano" Official Gazette of December 17, 2009, Law of the Reactivation and Promotion of the National Merchant Marine (Ley de Reactivación y Promoción de la Marina Mercante Nacional), article 13.6 and Tenth Transitory and Final Provision.</u></p> <p><u>Supreme Decree N° 015-2014-DE, "El Peruano" Official Gazette of November 28, 2014, Supreme Decree that approves the Regulation of the Legislative Decree N° 1147 that regulates the strengthening of the Armed Forces in the competition of the Maritime National Authority – General Directorate of Captaincy and Coastguards (Reglamento del Decreto Legislativo N° 1147, que regula el fortalecimiento de las Fuerzas Armadas en las competencias de la Autoridad Marítima Nacional – Dirección General de Capitanías y Guardacostas), article 517, paragraph</u></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p><u>(a).</u></p> <p>Water transport and related services supplied in bay and port areas must be supplied by natural persons domiciled in Peru, and juridical persons constituted and domiciled in Peru, properly authorized with Peruvian flag vessels and equipment:</p> <ul style="list-style-type: none"> (a) fuel replenishment services; (b) mooring and unmooring services; (c) diving services; (d) victualing services; (e) dredging services; (f) harbor pilotage services; (g) waste collection services; (h) tug boat services; and (i) transport of persons. <p><u>Measures:</u></p> <p><u>Supreme Decree N° 056-2000-MTC, "El Peruano" Official Gazette of December 31, 2000. Provide that aquatic transportation services and related services conducted in bays and port areas must be provided by authorised natural and juridical persons, with vessels and artifacts of national flag (Disponen que servicios de transporte marítimo y conexos realizados en bahías y áreas portuarias deberán ser prestados por</u></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p><u>personas naturales y jurídicas autorizadas, con embarcaciones y artefactos de bandera nacional), article 1.</u></p> <p><u>Ministerial Resolution N° 259-2003-MTC/02, "El Peruano" Official Gazette of April 4, 2003, Approve Regulation of Aquatic Transportation services and related services rendered in bay traffic and port areas (Aprueban Reglamento de los servicios de Transporte Acuático y Conexos Prestados en Tráfico de Bahía y Áreas Portuarias), articles 5 and 7.</u></p> <p>Only Peruvian citizens may register in the Registry of Port Workers.</p> <p><u>Port worker is a natural person who, subject to a port employer, performs specific services that conducts to tasks related to port work such as: stevedore, "tarjador", "winchero", "gruero", "portalonero", "levantador de costado de nave", among others that are established in each port according to the regulations of the current law.</u></p> <p><u>Measures:</u></p> <p><u>Law N° 27866, "El Peruano" Official Gazette of November 16, 2002, Port Labour Law (Ley del Trabajo Portuario), articles 3 and 7.</u></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
<p>A. Maritime Transport Services</p> <p>B. Internal Waterways Transport</p> <p>Solely:</p> <ul style="list-style-type: none"> - Passenger transportation by ferries exclusively for domestic tourism services (CPC 72111 and 72211) - Other passenger transportation exclusively for domestic tourism services (CPC 72119 and 72219) 	<p>1) Unbound 2) Unbound 3) Unbound 4) Unbound</p>	<p><u>National Treatment</u> <u>Local Presence</u></p> <p>1, 3, 4) The tourist water transport service will be provided by natural or juridical persons, domiciled and constituted in Peru. At the regional and national level is reserved to be provided exclusively with own or chartered Peruvian flagged ships or in the form of financial lease or a bareboat charter, with purchase option mandatory.</p> <p><u>Measures:</u></p> <p><u>Supreme Decree N° 006-2011-MTC, "El Peruano" Official Gazette of February 4, 2011, Supreme Decree that approves the Regulation of Tourist Water Transportation (Decreto Supremo que aprueba el Reglamento de Transporte Turístico Acuático), article 1.</u></p>	
C. Air Transport Services			
<p>a) Aircraft repair and maintenance services (CPC 8868**)</p>	<p>1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.</p>		
b) Selling and marketing of air	1) None		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
transport services	2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
c) Computer reservation system (CRS) services	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
d) Ground handling services	1) Unbound 2) Unbound 3) None 4) Unbound, except as indicated in the horizontal section.		
e) Airport operation services	1) Unbound 2) Unbound 3) None 4) Unbound, except as indicated in the horizontal section.		
E. Rail Transport Services			
a) Passenger transportation (CPC 7111) b) Freight transportation (CPC 7112)	1) Unbound 2) None 3) Unbound 4) Unbound, except as indicated in the horizontal section.		

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
c) Pushing or towing services (CPC 7113)	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
d) Repair services of railway transport equipment (CPC 8868**)	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
e) Supporting services for railway transport services (CPC 743)	1) Unbound 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
F. Road Transport Services			
a) Passenger transportation (CPC 7121+7122) b) Freight transportation (CPC 7123)	1) Unbound 2) None 3) Unbound 4) Unbound, except as indicated in the horizontal section.	<u>National Treatment</u> <u>Local Presence</u> 1, 2) The supply of transport services must provide security and quality to the customer. To that end, it is necessary to have adequate physical infrastructure, which includes, when appropriate: offices; bus terminals for persons or goods; route stations; bus stops; all other infrastructure used as a place for loading, unloading and storage of goods; maintenance workshops; and any other necessary for the supply of the service.	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p><u>Measures:</u></p> <p><u>Supreme Decree N° 017-2009-MTC, "El Peruano" Official Gazette of April 22, 2009, National Regulation of Transport Management (Reglamento Nacional de Administración de Transportes), article 33, modified by Supreme Decree N° 006-2010-MTC of January 22, 2010.</u></p> <p>Foreign vehicles allowed by Peru, in conformity with the ATIT¹³, which carry out international transportation by road, are not able to supply local transport (cabotage) in the Peruvian territory.</p> <p><u>Measures:</u></p> <p><u>Agreement on International Land Transport (Acuerdo sobre Transporte Internacional Terrestre - ATIT), signed between the Governments of the Republic of Chile, the Republic of Argentina, the Republic of Bolivia, the Federal Republic of Brazil, the Republic of Paraguay, the Republic of Peru and the Oriental Republic of Uruguay, signed in Montevideo on</u></p>	

¹³ The Agreement on International Land Transport (ATIT) applies to international land transport between signatory countries (the Governments of the Republic of Chile, the Republic of Argentina, the Republic of Bolivia, the Federal Republic of Brazil, the Republic of Paraguay, the Republic of Peru and the Oriental Republic of Uruguay) for purposes of land transportation between two signatory countries as well as transit to a third country.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<u>January 1, 1990.</u>	
c) Rental of commercial vehicles with operator (CPC 7124)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
d) Maintenance and repair of road transport equipment (CPC 6112+8867)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
e) Supporting services for road transport services (CPC 744)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		
H. Services Auxiliary to all Modes of Transport			
a) Cargo-handling services (CPC 741) b) Storage and warehouse services (CPC 742) c) Freight transport agency services	1) Unbound ¹⁴ 2) None 3) None ¹⁵ 4) Unbound, except as indicated in the horizontal commitments.	<u>Local Presence</u> <u>National Treatment</u> 1, 2, 3, 4) Only Natural or juridical persons domiciled in Peru may apply for an authorization to operate a customs warehouse. <u>Measures:</u>	

¹⁴ Unbound due to lack of technical feasibility.

¹⁵ Public utility concession or licensing procedures may apply in case of occupation of the public domain.

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
(CPC 748)		<p><u>Supreme Decree N° 08-95-EF, "El Peruano" Official Gazette of February 5, 1995, Approve the Regulation of Customs Warehouse (Aprueban el Reglamento de Almacenes Aduaneros), article 7.</u></p> <p>Only Peruvian citizens may register in the Registry of port workers.</p> <p>Port worker is a natural person who, subject to a port employer, performs specific services that conducts to tasks related to port work such as: stevedore, "tarjador", "winchero", "gruero", "portalonero", "levantador de costado de nave", among others that are established in each port according to the regulations of the current law.</p> <p><u>Measures:</u></p> <p><u>Law N° 27866, "El Peruano" Official Gazette of November 16, 2002, Port Labour Law (Ley del Trabajo Portuario), articles 3 and 7.</u></p> <p>Water transport and related services supplied in bay and port areas must be supplied by natural persons domiciled in Peru, and juridical persons constituted and domiciled in Peru, properly authorized with Peruvian flag vessels and equipment:</p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<p>(a) fuel replenishment services; (b) mooring and unmooring services; (c) diving services; (d) victualing services; (e) dredging services; (f) harbour pilotage services; (g) waste collection services; (h) tug boat services; and (i) transport of persons.</p> <p><u>Measures:</u></p> <p><u>Supreme Decree N° 056-2000-MTC, "El Peruano" Official Gazette of December 31, 2000, Provide that aquatic transportation services and related services conducted in bays and port areas must be provided by authorised natural and juridical persons, with vessels and artifacts of national flag (Disponen que servicios de transporte marítimo y conexos realizados en bahías y áreas portuarias deberán ser prestados por personas naturales y jurídicas autorizadas, con embarcaciones y artefactos de bandera nacional), article 1</u></p> <p><u>Ministerial Resolution N° 259-2003-MTC/02, "El Peruano" Official Gazette of April 4, 2003, Approve Regulation</u></p>	

Sector or Subsector	Market Access Commitments	Limitations	Additional Commitments
		<u>of Aquatic Transportation services and related services rendered in bay traffic and port areas (Aprueban Reglamento de los servicios de Transporte Acuático y Conexos Prestados en Tráfico de Bahía y Áreas Portuarias), articles 5 and 7</u>	
12. OTHER SERVICES			
a) Washing, cleaning and dyeing services (CPC 9701) Including: - Dry-cleaning services of fur and leather articles - Washing, cleaning and ironing of textile clothes and apparel for collectives and enterprises - Cleaning of textiles, furniture and carpets on customers' premises b) Hairdressing and other beauty services (CPC 9702) c) Funeral, cremation and undertaking services (CPC 9703) d) Physical well-being services (CPC v. 2.1 - 97230)	1) None 2) None 3) None 4) Unbound, except as indicated in the horizontal section.		

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