

## ANNEX 11-A

### SCHEDULE OF PERU

The following sets out Peru's commitments in accordance with Article 11.4 in respect of the temporary entry of business persons.

Description of Category	Conditions and Limitations (including length of stay)
<b>A. Business Visitors</b>	
<p><u>Definition:</u></p> <p><b>Business Visitor</b> means a business person seeking to travel to Peru for business purposes, including for:</p> <ul style="list-style-type: none"><li>(a) attending meetings or conferences;</li><li>(b) performing commercial transactions<sup>1</sup>, but not selling goods or providing services to the general public; or</li><li>(c) undertaking business consultations concerning the establishment, expansion or winding up of an enterprise in Peru.</li></ul> <p>The primary source of income for the proposed business activity is outside Peru, and the business person's principal place of business and the actual place of accrual of profits, at least predominantly, remain</p>	<p><b>Length of Stay:</b> Up to 183 days.</p>

<sup>1</sup> In the case of financial services activities, this Category only includes financial services personnel of an enterprise located in the other Party, engaging in financial services, where the provision of such financial services does not require the authorisation of the competent authority of Peru or where Peru has explicitly made commitments for such financial services in Annex 10-A.1 (Cross-Border Trade).

<b>Description of Category</b>	<b>Conditions and Limitations (including length of stay)</b>
outside Peru.	

Description of Category	Conditions and Limitations (including length of stay)
<b>B. Intra-Corporate Transferees</b>	
<p><u>Definition:</u></p> <p><b>Intra-Corporate Transferee</b> means a business person employed by an enterprise abroad, who is transferred to Peru to supply services as an employee<sup>2</sup> of the headquarters, subsidiary or affiliate of that enterprise, pursuant to a labour contract approved by the Labour Administrative Authority.</p> <p>For the purposes of this Category, the business person supplies services as:</p> <p>(a) an <b>Executive</b> means a business person within an organisation who primarily directs the management of the organisation, exercises wide latitude in decision-making, and receives only general supervision or direction from higher level executives, the board of directors, or stockholders of the business.</p> <p>(b) a <b>Manager</b> means a business person within an organisation who primarily directs the organisation or a department or sub-division of the organisation, supervises, and controls the work of other supervisory, professional or managerial employees, has the</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 per cent of the total number of employees of an enterprise; and</p> <p>(b) their pay may not exceed 30 per cent of the total payroll for wages and salaries of the enterprise.</p> <p><b>Length of Stay:</b></p> <p><u>Intra-Corporate Transferees:</u> Up to one year, renewable upon request, for consecutive , to the extent that the conditions which motivated its granting are maintained.</p> <p><u>Spouses:</u> The length of stay is subject to Peru’s laws and regulations.</p>

<sup>2</sup> For greater certainty, the business person transferred shall provide services under a subordinate relationship in Peru.

<sup>3</sup> For greater certainty, the renewal for consecutive periods of one year can result in a stay of four years or more, to the extent that the conditions that motivated the granting are maintained.

Description of Category	Conditions and Limitations (including length of stay)
<p>authority to hire and fire or take other personnel actions such as promotion or leave authorisation, and exercises discretionary authority over day-to-day operations.</p> <p>(c) a <b>Specialist</b> means a business person who possesses specialised knowledge of the company's products or services and applies it 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>In accordance with, and subject to, Peru's laws and regulations, a spouse of an Intra-corporate transferee shall, upon application, be granted temporary entry, provided that the spouse follows Peru's prescribed application procedures for the relevant immigration formality and meets all relevant eligibility requirements for such temporary .</p>	

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<sup>4</sup> Such temporary entry does not imply an authorisation to perform the activities allowed under the Category of Intra-Corporate Transferee nor to perform remunerated activities.

Description of Category	Conditions and Limitations (including length of stay)
<b>C. Investors</b>	
<p><u>Definition:</u></p> <p><b>Investor</b> means a business person seeking to establish or develop an investment in Peru, to which the business person or the business person's enterprise has committed, or is in the process of committing, a substantial amount of capital, established by the immigration legislation.</p> <p>In accordance with, and subject to, Peru's laws and regulations, a spouse of an Investor shall, upon application, be granted temporary entry, provided that the spouse follows Peru's prescribed application procedures for the relevant immigration formality and meets all relevant eligibility requirements for such temporary .</p>	<p><b>Length of Stay:</b></p> <p><u>Investors:</u> Up to one year, renewable upon request, for consecutive periods, to the extent that the conditions which motivated its granting are maintained.</p> <p><u>Spouses:</u> The length of stay is subject to Peru's laws and regulations.</p>

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<sup>5</sup> Such temporary entry does not imply an authorisation to perform the activities allowed under the Category of Investor nor to perform remunerated activities.



<b>Description of Category</b>	<b>Conditions and Limitations (including length of stay)</b>
<p>pursuant a service contract with a person of Peru; and</p> <p>(b) receives his incomes from a person of Peru; and</p> <p><b>Contractual Service Supplier</b> means a professional who:</p> <p>(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</p> <p>(b) is required to receive no remuneration from a juridical person located in Peru.</p> <p>For greater certainty, “contractual service supplier” includes a business person who is an installer or servicer of machinery or equipment, where such installation or servicing by the supplying company is a condition of purchase of the said machinery or equipment. An installer or servicer cannot perform services which are not related to the service activity which is the subject of the contract.</p>	<p><u>Contractual Service Suppliers</u>: up to 90 days, renewable for one year.</p>

Description of Category	Conditions and Limitations (including length of stay)
<b>E. Technicians</b>	
<p><u>Definition:</u></p> <p><b>Technician</b> means a business person seeking to engage, at a technical level, as an independent technician or as a contractual service supplier, in any of the following activities:</p> <ul style="list-style-type: none"> <li>(a) Civil, Electrical, Electronics, Mechanical and Industrial Engineering Technicians;</li> <li>(b) Construction Technicians;</li> <li>(c) Engineering Inspectors, Testers and Regulatory Officers;</li> <li>(d) supervisors in the following: Machinists and Related Occupations; Printing and Related Occupations; Mining and Quarrying; Oil and Gas Drilling and Service; Mineral and Metal Processing; Petroleum, Gas and Chemical Processing and Utilities; Food, Beverage, and Tobacco Processing; Plastic and Rubber Products Manufacturing; Forest Products Processing; Textile Processing;</li> <li>(e) contractors and supervisors in the following: Electrical Trades and Telecommunications Occupations; Pipefitting Trades; Metal Forming, Shaping and Erecting Trades; Carpentry Trades; Mechanic Trades; Heavy Construction Equipment Crews; Mining and</li> </ul>	<p><b>Length of Stay:</b></p>

Description of Category	Conditions and Limitations (including length of stay)
<p>Extraction Equipment Personnel; Other Construction Trades, Installers, Repairers and Servicers;</p> <p>(f) Electricians;</p> <p>(g) Plumbers;</p> <p>(h) Industrial Instrument Technicians and Mechanics;</p> <p>(i) Aircraft Instrument, Electrical, and Avionics Mechanics, Technicians, and Inspectors;</p> <p>(j) Oil and Gas Well Drillers, Servicers and Testers;</p> <p>(k) Graphic Designers and Illustrators;</p> <p>(l) Interior Designers;</p> <p>(m) Chefs;</p> <p>(n) Computer and Information Systems Technicians;</p> <p>(o) Industrial Designers;</p> <p>(p) Drafting Technologists and Technicians;</p> <p>(q) Land Survey Technologists and Technicians;</p> <p>(r) Technical occupations in Geomatics and Meteorology;</p> <p>(s) Architectural Technologists and Technicians;</p> <p>(t) International Purchasing and</p>	

Description of Category	Conditions and Limitations (including length of stay)
<p style="text-align: center;">Selling Agents.</p> <p>The Technician is engaged in a specialty occupation requiring:</p> <ul style="list-style-type: none"> <li>(a) theoretical and practical application of a body of specialised knowledge; and</li> <li>(b) attainment of a post-secondary degree, requiring three years of study, or the equivalent of such a degree, as a minimum for entry into the occupation; and of the appropriate educational and other qualifications relevant to the service to be provided.</li> </ul> <p>For the purposes of this Category:</p> <p><b>Independent Technician</b> means a technician who:</p> <ul style="list-style-type: none"> <li>(a) is a self-employed services supplier who supplies services pursuant a service contract with a person of Peru; and</li> <li>(b) receives his income from a person of Peru; and</li> </ul> <p><b>Contractual Service Supplier</b> means a technician who:</p> <ul style="list-style-type: none"> <li>(a) is engaged in the supply of a 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</li> <li>(b) is required to receive no</li> </ul>	<p><u>Independent Technicians</u>: up to one year, renewable upon request, for consecutive periods, to the extent that the conditions which motivated its granting are maintained.</p> <p><u>Contractual Service Suppliers</u>: up to 90 days, renewable for one year.</p>

<b>Description of Category</b>	<b>Conditions and Limitations (including length of stay)</b>
<p>remuneration from a juridical person located in Peru.</p> <p>For greater certainty, “contractual service supplier” includes a business person who is an installer or servicer of machinery or equipment, where such installation or servicing by the supplying company is a condition of purchase of the said machinery or equipment. An installer or servicer cannot perform services which are not related to the service activity which is the subject of the contract.</p>	