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Interact Law

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COVID 19 FAQs regarding INFRASTRUCTURE in Peru

What happens with the execution of the concession contracts entered into with the Peruvian State during the state of emergency?

In general, the rules applicable to concession contracts that are executed under the of public-private partnerships, allow for the suspension of obligations due to force majeure.

The situation of state of emergency qualifies as a force majeure scenario. However, it would be appropriate to review the clauses of each contract to establish the formalities and procedures to be carried out in order to invoke the suspension of obligations, and the extent to which such suspension will take place.

What restrictions exist for the transport of cargo and goods during the state of emergency?

The transport of cargo and goods is not covered by the temporary closure of borders. Therefore, the entry and exit of goods from the country is guaranteed through enabled ports, airports and borders. In the case of restricted goods, the authorities may provide for special measures for their entry and exit. The transport of cargo and goods within the national territory is also not subject to restrictions.

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