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Interact Law

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COVID 19 FAQs regarding SANITARY REGULATION in Peru

In addition to the production, storage and distribution of essential goods and services (such as food and pharmaceuticals), are there other economic activities allowed in this quarantine period?

The law guarantees during this period the supply and access of food, medicines and other products of first necessity, so that those complementary and related activities or those that affect the productive chain and are decisive in achieving the objective of ensuring the supply of essential goods and services, shall also be exempt. In this situation, the suppliers of inputs, equipment and packaging, specialized service companies for agriculture and the pharmaceutical industry, providers of transport and storage services or companies specializing in replacement services at points of sale could be included, provided that their intervention is indispensable for the final supply of food, pharmaceuticals and other first need goods.

The State indicates that it will guarantee the food supply, but are there any limitations regarding what type of food?

The DS 044-2020-PCM guarantees "food" supply, so it is exempted from the restriction to transit freely to acquire, produce and supply "food", which also includes storage and distribution for sale to the public. The standard refers to a general concept of "food", so the definition should be of "food" in CODEX which states the following: "Food" means any processed, semi-processed or unprocessed substance intended for human consumption including beverages, chewing gum and any other substances used in the preparation, manufacture or "food" treatment, but does not include cosmetics, tobacco, or substances used only as medicines. Under this definition, any food or beverage may be marketed, unless specifically provided for in some ministry, as in the case of the Ministry of Production, which in recent communications has that the food supply would not include alcoholic beverages.

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