

Exemption of Visa Requirement for Indian Nationals

The Government of Peru has issued **Supreme Decree No.006-2017-RE** exonerating requirement of visa for Indian nationals for tourism and business purposes. This exemption is applicable only for those Indian nationals who have valid visa with minimum six months validity or are residents of either US, Canada, UK, Australia or any Schengen member country. **The measure will come into force from March 27, 2017.** An unofficial translation of the Decree is given below:

NON OFFICIAL TRANSLATION

EL PERUANO Legal Norms

Monday, 06 March 2017

Exempt from the requirement of temporary visa in the tourist and business migratory status to nationals coming from the Republic of India

SUPREME DECREE N° 006-2017-RE

THE PRESIDENT OF THE REPUBLIC

CONSIDERING:

That the States, in exercise of their sovereign right, regulate the entry of foreign natural persons into their territory by acts of domestic positive right, imposing or exempting the requirement of a visa by a unilateral decision;

That the State promotes reciprocity as a universally accepted principle of international law, which implies correspondence in the treatment with other States, in the course of international relations, applicable in a proportional manner, without necessarily having to be identical in its scope;

That the diplomatic relations between Peru and India, established on 25 March, 1963, have been characterized by having coincident elements in the bilateral and multilateral spheres, regarding the efforts for the economic and social development of both countries;

That, Peru recognizes the significant economic growth of India that makes it one of the four largest emerging economies. Likewise, its successful experience in reducing poverty rates, its advances in education and in the scientific and technological field are convergent points with the interests of Peru;

That, India is currently the seventh economy and is projected to be the third in 2030, so in terms of population, it is a market of just over 1,300 million of consumers;

That, in this context, it is the purpose of our country to adopt measures that stimulate and provide real promotion of Peru as a country open to foreign tourism, investment, commerce, capital and technology;

That Legislative Decree N° 703 - Aliens Act, establishes the migratory status, as well as the length of stay for foreigners admitted with a temporary visa;

That, according to article 11 of Legislative Decree N° 703 - Aliens Act, as amended by Legislative Decree N° 1043, foreigners may be admitted to the national territory with the tourist and business migratory status, among others;

That, in accordance with what is established in article 12 of the said Aliens Act, Visa is understood as the authorization of migratory status granted by the Peruvian authority to a foreigner for its admission, permanence or residence in the national territory;

That article 363 of the Peruvian Consular Regulations, approved by Supreme Decree N° 076-2005-RE establishes the competence of the Ministry of Foreign Affairs, through consular officers, to extend visas regardless of the migratory status contemplated in the said Law;

That, according to this, Peru has a normative framework that allows the implementation of an immigration policy consisting of exempting from the temporary visa requirement;

That, in accordance with the provisions of article 11 of the aforementioned Aliens Law, as amended by Legislative Decree N° 1043, the migratory status of tourists corresponds to those who enter the country without seeking residence and for the purpose of sightseen or recreational activities or similar; not being permitted to perform remunerated or lucrative activities; as well as the migratory business status corresponds to those who enter the country without seeking residence and with the purpose of carrying out business, legal or similar, being allowed to sign contracts or transactions; being these migratory status, to which corresponds a temporary visa, of competence of the Ministry of Foreign Affairs;

That, in this regard, it is appropriate to exempt from the visa requirement for migratory tourist and business status to the nationals of the Republic of India who are holders of visas or who prove permanent residence in the United States of America, Canada , The United Kingdom of Great Britain and Northern Ireland, Australia or in a State belonging to the Schengen Area;

In accordance with paragraph 8) of article 118 of the Political Constitution of Peru and paragraph 3 of article 11 of Law N° 29158, Organic Law of the Executive Branch;

DECREES:

Article 1.- Exemption from the requirement of temporary tourist and business visa

Exempt from the requirement of temporary visa in the tourist and business migratory status for the entry to Peru, to the nationals of the Republic of India, holders of valid ordinary passports, provided that at least one of the following conditions is accredited :

- a) Hold visas with a minimum validity of six (6) months of the United States of America, Canada, United Kingdom of Great Britain and Northern Ireland, Australia or of a State belonging to the Schengen Area.

- b) To have permanent residence in the United States of America, Canada, the United Kingdom of Great Britain and Northern Ireland, Australia or in a State belonging to the Schengen Area.

Article 2.- Maximum period of stay

The maximum period of stay will be up to one hundred and eighty (180) calendar days, either as a continuous visit, or several consecutive visits, during the term of one year.

Article 3.- Effective date

This supreme decree shall enter into force in twenty (20) calendar days counted from the day after its publication in the Official Gazette El Peruano.

Article 4.- Endorsement

This supreme decree is endorsed by the Minister of Foreign Affairs.

Given at the Government House in Lima, on the third day of March of the year two thousand and seventeen.

PEDRO PABLO KUCZYNSKI GODARD
President

RICARDO LUNA MENDOZA
Minister of Foreign Affairs