

**GENERAL AGREEMENT ON  
TARIFFS AND TRADE**

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REPLIES TO QUESTIONNAIRE ON IMPORT  
LICENSING PROCEDURES

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The following notification has been received from the delegation of Peru. It replaces the information on the import licensing procedures of Peru previously circulated in document L/5507 of 1 July 1983.

## IMPORT LICENSING PROCEDURE

### Outline of system

1. The prior import licence is a pre-requisite for imports and must be obtained by the importer before he formalizes his commitment to pay and before the date of loading. It is issued for the product concerned and bears, for reference purposes, the tariff heading number of the product in the current Customs Tariff.

The prior import licence is granted by the Ministry of Industry, Trade, Tourism and Integration through the Import Directorate of the General Directorate of Foreign Trade of the Trade Sector.

The requirements for seeking a prior import licence are as follows:

- (a) The product to be imported must appear in the list of products subject to prior import licensing;
- (b) The application must be accompanied by the pro forma invoice and any other document indicative of the initiation of the commercial transaction, and, if necessary, additional information such as catalogues or technical specifications by which the product can be identified;
- (c) The products must be new, apart from the exceptional cases specified by relevant legal provisions.

The General Directorate of Foreign Trade will approve or disapprove prior import licence applications after co-ordination, as it deems pertinent, with the sectors concerned and in the light of the conditions of the national economy, and of the need to keep the markets supplied and production activities operational.

Banks established in the country will not open documentary credits or issue payment or consignment documents for the acquisition of products from abroad if the importer has not obtained the relevant prior import licence.

### Purposes and coverage of the licensing

2. Prior import licensing applies in general to all products included in the list approved by Article 1 of Supreme Decree No. 104-85-ICTI/CO and its additions and amendments (Annex 1).
3. The system applies without discrimination as to country of origin or consignment.
4. Its purposes are:
  - (a) to ensure the normal supply of essential goods for the population and the provisioning of the country's production system, and
  - (b) to restrict the import of products that compete with similar domestic products.

5. Legal basis

- Decree Law No. 21390, of 9 January 1976, establishing prior import licensing;
- Supreme Decree No. 107-85-ICTI/CO, of 25 August 1985, approving regulations implementing the law on prior import licensing, and adding to and amending the list of products subject to prior import licensing;
- Supreme Decree No. 104-85-ICTI/CO, of 9 August 1985, approving the list of products subject to the import licensing requirement;
- Supreme Resolution No. 285-85-ICTI/CO, of 20 September 1985, excluding one product from the list of products subject to prior import licensing;
- Supreme Resolution No. 030-86-ICTI/CO, of 24 April 1986, subjecting various products to prior import licensing.

A licence application is legally mandatory for products appearing on the list of products subject to prior import licensing.

Additions, removals or other changes in the list of products subject to prior licensing are made by a Supreme Resolution endorsed by the Ministries of Economy and Finance, and of Industry, Trade, Tourism and Integration.

The executive branch is empowered to abolish the system without legislative approval.

Procedures

6. There is no system of import restrictions based on quantity or value quotas.

7. (a) The prior import licence is applied for before initiation of import operations with the commercial bank.

The licence is obtained within a maximum period of ten working days. Licences are not issued for goods which arrive in the country without a licence.

(b) Yes, if the urgency of the case is duly demonstrated.

(c) There are no such limitations.

(d) Licence applications are considered by the Import Directorate, which is empowered to effect the co-ordination it deems pertinent with the sectors concerned.

The importer has to approach another administrative organ only for the purpose for importing the following products (see item 18 below):

- Inputs in the processing of pharmaceutical products for human use;

- New shipping;
- Products involving radioactive substances and radiation-generating equipment;
- Arms and ammunition for private use;
- Plant products and sub-products;
- Animals and animal products and sub-products.

8. Circumstances under which an application may be refused, other than failure to meet the ordinary criteria:

- Error in classification by tariff heading;
- Lack of technical specifications for the description and/or classification of the product;
- Incorrectness or inconsistency of the particulars given in the application and/or annexed documentation.

The applicant is informed of the refusal and the reasons therefor, and is entitled to file a request for reconsideration with the Import Directorate.

Eligibility of importers to apply for licence

9. All persons, firms and institutions are eligible to apply for licences if the applications meet the established requirements.

Documentational and other requirements for application of licence

10. Information required in applications (Annex 2)

- Importer's name or business name
- Tax passbook number
- Code number of the administrative sector to which the applicant belongs
- Name or business name of the supplier
- Address of the supplier
- Country (code number)
- Country of loading

- Customs-house of clearance
- Pro forma invoice or telex number
- Tariff heading of the product
- Unit of measurement
- Quantity
- Unit price in US\$
- F.o.b value in US\$
- Total

The first box (No. 1) is for one prior import licence and one form (boxes No. 1 to 5) covers up to five licences.

Documents which the importers are required to supply with the application:

- Pro forma invoice, telex or other document indicative of the initiation of the commercial transaction: original plus one copy
- Catalogue or technical specifications relating to the product
- Prior authorization, if required (see Item 18 below).

11. Documents required upon actual importation:

- Bill of lading or waybill, as the case may be
- Commercial invoice
- Sworn customs declaration
- Certificate of origin if necessary
- Import insurance policy
- Prior import licence.

12. There is no licensing fee or administrative charge.

13. There is no deposit or advance payment requirement associated with the issue of licences.

Conditions of licensing

14. The period of validity of a licence is six months, as from the date of issue.

Products reaching Customs after expiry of the prior import licence's period of validity may be cleared if the import of such products is supported by an irrevocable letter of credit, payment document or cash payment which was formalized during the period of validity of the prior import licence. This provision can only be used if not more than eight months has elapsed since the date of issue of the prior licence, with the exception of capital goods, for which the period in question is twelve months.

Prior licensing cannot be extended.

15. There is no penalty.

16. Prior import licences are not transferable.

17. Other conditions attached to the issue of a licence:

- If the product reaches Customs in a quantity which is not more than 10 per cent greater than the quantity stated in the prior licence, it may be cleared without any additional requirements, with the exception of capital goods which may not exceed the number of units stated in the prior licence.
- If only part of the prior licence is utilized, the licence retains its validity for the remainder, provided that it is shown that the commitment to pay was formalized during the period of validity of the licence and that the time-limits indicated in item 14 are observed.

Other procedural requirements

18. Other administrative procedures required before application for a prior import licence:

- (a) The import of inputs involved in the processing of pharmaceutical products for human use must obtain prior approval by the General Directorate of Pharmacy of the Ministry of Health.
- (b) The acquisition of new shipping requires prior authorization, as follows:
  - A Supreme Decree endorsed by the Ministries of Marine, of Transport and Communications, of Economy and Finance, and of Industry, Trade, Tourism and Integration, in cases involving seagoing merchant vessels of 2,000 DWT or more. A dead weight ton is a measurement of displacement equivalent to 2,240 lb.

- A Ministerial Resolution of the Ministry of Marine, in cases involving vessels of more than 500 GRT. A gross registered ton is a measurement of volume equivalent to 100 cubic feet.
  - A Directoral Resolution of the Director-General of Harbours and Coastguard, in cases involving smaller vessels of 500 GRT or less.
- (c) The import of products involving radioactive substances and of radiation-generating equipment is subject to the mandatory requirement of a prior opinion by the Peruvian Institute of Nuclear Energy.
- (d) The import of arms and ammunition for private use requires authorization in the form of a Directoral Resolution of the Directorate of Civil Arms, Munitions and Explosives Control of the Ministry of the Interior.
- (e) The import of products and sub-products of vegetable origin requires a phytosanitary import permit issued by the General Directorate of Crop and Stock Farming of the Ministry of Agriculture.
- (f) Animals, and products and sub-products of animal origin are imported by obtaining a zoosanitary import permit issued by the Directorate General of Crop and Stock Farming of the Ministry of Agriculture.

19. The banking authorities automatically provide foreign exchange for the import of goods included in the list of products subject to prior import licensing.

To obtain the foreign exchange one must have the relevant prior import licence.

Formalities that must be fulfilled for obtaining foreign exchange:

(a) For documentary credit:

- Application for the opening of a credit at the bank, with instructions as to the mode of payment to the supplier and/or as to financing;
- Submission of a copy of the prior import licence;
- Copy of the pro forma invoice;
- A duly completed Sworn Declaration form, for prior assessment of the credit by the Central Reserve Bank of Peru;

- An insurance policy or certificate for the transport of the goods, endorsed in favour of the bank.

(b) Payment for imports:

- Submission to the bank of the relevant copy of the prior import licence;
- Sworn Declaration form for assessment of the foreign credit by the Central Reserve Bank of Peru;
- The shipping documents received from abroad must be accompanied by the relevant letter of transmittal indicating the f.o.b. value, freight and itemized financial charges (bills of exchange, promissory notes, tariff heading number, etc.).

ANNEX 1

LIST OF PRODUCTS SUBJECT TO PRIOR IMPORT LICENSING

Heading No.	Product
01.01.00.00/01.06.00.00	Live animals
02.01.00.00/02.06.00.00	Meat and edible meat offals
03.01.00.00/03.03.00.00	Fish, crustaceans and molluscs
04.01.00.00/04.07.00.00	Dairy produce; birds' eggs; natural honey and other edible products of animal origin
05.01.00.00/05.15.00.00	Products of animal origin not included in other headings
06.01.00.00/06.04.00.00	Live trees and other plants; bulbs, roots and the like; cut flowers and ornamental foliage
07.01.00.00/07.06.00.00	Edible vegetables and certain roots and tubers
08.01.00.00/08.13.00.00	Edible fruit and nuts; peel of melons or citrus fruit
09.01.00.00/09.10.00.00	Coffee, tea, maté and spices
10.01.00.00/10.07.00.00	Cereals
11.01.00.00/11.09.00.00	Products of the milling industry; malt and starches; gluten; inulin
12.01.00.00/12.10.00.00	Oilseeds and oleaginous fruit; miscellaneous grains, seeds and fruit; industrial and medical plants; straw and fodder
13.02.00.00/13.03.00.00	Gums, resins and other vegetable saps and extracts
14.01.00.00/14.05.00.00	Vegetable plaiting and carving materials; vegetable products not included in other headings
15.01.00.00/15.17.00.00	Animal and vegetable fats and oils and their cleavage products; animals and vegetable waxes

Heading No.	Product
16.01.00.00/16.05.00.00	Preparations of meat, of fish, of crustaceans or molluscs
17.01.00.00/17.03.00.00	Sugars and sugar confectionery
18.01.00.00/18.05.00.00	Cocoa and cocoa preparations
18.06.00.00	Chocolate and other food preparations containing cocoa
19.02.00.00/19.08.00.00	Preparations of cereals, flour or starch; pastry-cooks' preparations
20.01.00.00/20.07.00.00	Preparations of vegetables, fruit or other parts of plants
21.02.00.00/21.07.00.00	Miscellaneous edible preparations
22.01.00.00/22.04.00.00 22.06.00.00/22.10.00.00	Beverages, spirits and vinegar
23.01.00.00/23.07.00.00	Residues and waste from the food industries; prepared animal fodder
24.01.00.00/24.02.00.00	Tobacco (the import of cigarettes within sub-heading 24.02.02.00 is suspended)
25.01.01.00	Salt
25.15.00.00	Marble, not further worked than roughly split or roughly squared
25.23.00.00	Cement
26.01.89.00	Only: uranium and thorium ores; ores of radioactive metals
27.09.00.00	Petroleum oils and oils obtained from bituminous minerals, crude
27.10.00.00	Petroleum products
27.11.00.00	Petroleum gases and other gaseous hydrocarbons
27.12.00.00	Petroleum jelly
27.13.00.00	Paraffin wax, micro-crystalline wax and bituminous mineral wax

Heading No.	Product
28.03.00.00	Carbon (carbon black)
28.40.00.00	Only: sodium tripolyphosphate - heading 28.40.03.03
28.42.00.00	Only: neutral sodium carbonate - heading 28.42.01.09
28.43.00.00	Only: sodium cyanide - heading 28.43.01.01
28.50.00.00	Fissile chemical elements and isotopes; radioactive chemical elements and isotopes
28.51.00.00	Isotopes of chemical elements other than those falling within heading 28.50.00.00
28.52.00.00	Compounds of thorium, or uranium, of rare earth metals, of yttrium or of scandium
29.01.00.00	Only: toluene (methylbenzene), xylene (dimethylbenzene) and styrene (vinylbenzene, styrolene, styrol) - headings 29.01.05.02, 29.01.05.03 and 29.01.05.12
29.02.00.00	Only: 1:2 dichloroethane (ethylene chloride) - heading 29.02.01.07
29.04.00.00	Only: 2-ethyl hexanol and ethanediol (ethylene glycol, glycol) - headings 29.04.01.21 and 29.04.03.01
29.06.00.00	Only: cresols - heading 29.06.01.02
29.08.00.00	Only: diethyl ether - heading 29.08.01.01
29.13.00.00	Only: ethyl methyl ketone (butanone) - heading 29.08.01.02
29.14.00.00	Only: vinyl acetate monomer; methyl acrylate and methyl methacrylate - headings 29.14.02.43, 29.14.09.42 and 29.14.10.41
29.15.00.00	Only: tere-phthalic acid (paraphthalic acid) and phthalic anhydride - headings 29.15.21.03 and 29.15.21.04

Heading No.	Product
29.25.00.00	Only: dimethyl formamide - heading 29.25.01
29.27.00.00	Only: acrylonitrile - heading 29.27.00.01
29.30.00.00	Only: toluene diisocyanate - heading 29.30.01.01
29.31.00.00	Only: methionine - heading 29.31.89.01
29.35.00.00	Only: methampyrone (Novalgin, Conmel and homologues) - heading 29.35.06.03
29.36.00.00	Sulphonamides
29.42.00.00	Alkaloids
29.44.00.00	Antibiotics
30.04.00.00	Wadding, gauze, bandages and similar articles for medical or surgical uses.
31.02.00.00/31.05.00.00	Fertilizers
32.08.00.00	Only: glass frit - heading 32.08.89.02
33.04.00.00	Mixtures of odoriferous substances for the perfumery, food, drink or other industries
33.06.02.00	Aqueous distillates and aqueous solutions of essential oils, including such products suitable for medicinal uses
34.02.00.00	Organic surface-active agents and washing preparations
35.06.00.00	Prepared glues
36.05.00.00	Pyrotechnic articles (explosive articles of heading 36.05.01.99 are prohibited for import)
36.06.00.00	Matches (excluding Bengal matches)
38.14.00.00	Additives for mineral oils

Heading No.	Product
39.01.00.00	Only: plates, sheets, film, foil and strip of sub-heading 39.01.41.00
39.02.00.00	Only: polyvinyl chloride (PVC); monofil, tubes, rods, sticks and profile shapes; plates, sheets; foil and strip of sub-headings 39.02.05.00, 39.02.31.00 and 39.02.41.00
39.03.00.00	Only: regenerated cellulose in the form of film, sheets, plates, foil and strip of sub-headings 39.03.02.00 and 39.03.31.00
39.07.00.00	Articles of artificial plastic materials
40.09.00.00	Piping and tubing, of unhardened vulcanized rubber
40.11.00.00	Tyre cases, inner tubes and the like
40.13.00.00	Articles of apparel and clothing accessories (including gloves), of unhardened vulcanized rubber
42.01.00.00	Saddlery and harness
42.02.00.00	Travel goods
42.03.00.00	Articles of apparel and clothing accessories, of leather or composition leather
42.05.00.00	Other articles of leather
43.01.00.00/43.04.00.00	Furskins and manufactures thereof
44.04.00.00	Wood, roughly squared or half-squared, but not further manufactured
44.05.00.00	Wood sawn lengthwise, but not further prepared
44.07.00.00	Railway or tramway sleepers of wood
44.23.00.00	Builders' carpentry and joinery
44.24.00.00	Household utensils of wood

Heading No.	Product
44.27.00.00	Articles of wood for adornment
44.28.00.00	Other articles of wood
46.02.00.00/46.03.00.00	Manufactures of straw, etc.; basketwork and wickerwork
48.01.00.00	Paper and paperboard in rolls or sheets
48.03.00.00	Parchment on greaseproof paper and paperboard
48.04.00.00	Composite paper or paperboard (made by sticking flat layers together with an adhesive)
48.05.00.00	Paper and paperboard, corrugated, crêped, crinkled, embossed or perforated
48.07.00.00	Paper and paperboard, impregnated, coated, surface-coloured or decorated, in rolls or in sheets
48.11.00.00	Wallpaper
48.12.00.00	Floor coverings
48.14.00.00	Paper stationery
48.15.00.00	Paper and paperboard, cut to size or shape
48.16.00.00	Boxes, bags and other packing containers, of paper or paperboard
48.18.00.00	Exercise books, notebooks, memorandum blocks and the like
48.19.00.00	Paper or paperboard labels
48.21.00.00	Other articles of paper or paperboard
49.08.00.00	Transfers (decalcomanias)
49.09.00.00	Postcards and greeting cards
49.10.00.00	Calendars
49.11.00.00	Other printed matter, including printed pictures and photographs

Heading No.	Product
50.01.00.00/50.09.00.00	Silk
51.01.00.00/51.04.00.00	Man-made fibres (continuous)
52.01.00.00/52.02.00.00	Metallized textiles
53.01.00.00/53.10.00.00	Wool and other animal hair
54.01.00.00/54.05.00.00	Flax and ramie
55.01.00.00/55.04.00.00	Cotton: import prohibited
55.05.00.00/55-06.00.00	Cotton yarn
56.01.00.00/56.06.00.00	Man-made fibres (discontinuous)
57.01.00.00/57.07.00.00	Other vegetable textile materials
57.11.00.00	Other vegetable textile materials, and woven fabrics of paper yarn
58.01.00/58.10.00.00	Carpets, mats, matting and tapestries; narrow fabrics; trimmings; tulle and other net fabrics; lace; embroidery
59.03.00.00	Bonded fibre fabrics, similar bonded yarn fabrics, and articles of such fabrics, whether or not impregnated or coated
59.04.00.00/59.05.00.00	Twine, cordage, ropes and cables; nets and netting
60.01.03.00	Of synthetic fibres
60.02.00.00	Gloves, mittens and mitts, knitted or crocheted
60.06.01.00	Elastic knitted or crocheted fabrics, in the piece
64.05.00.00	Parts of footwear (including uppers, in-soles and screw-on heels), of any material except metal
67.01.00.00/67.04.00.00	Feathers and articles thereof; artificial flowers; articles of human hair
68.06.00.00	Abrasives on a base of paper, paperboard, textile materials or other materials

Heading No.	Product
68.14.00.00	Friction material
69.07.00.00/69.08.00.00	Setts, flags and paving, hearth and wall tiles
69.10.00.00	Sanitary fixtures
69.11.00.00/69.12.00.00	Tableware and other articles of a kind commonly used for domestic or toilet purposes
69.13.00.00	Statuettes and other ornaments, and articles of personal adornment
70.09.00.00	Glass mirrors
70.10.00.00	Bottles, flasks and similar containers, of glass
70.13.00.00	Glassware, of a kind commonly used for table, kitchen, toilet or decoration purposes
70.17.03.00	Glass ampoules
71.12.00.00/71.15.00.00	Jewellery, goldsmiths' and silversmiths' wares and other articles
71.16.00.00	Imitation jewellery
72.01.00.00	Coin
73.01.00.00/73.40.00.00	Iron and steel and articles thereof
74.01.00.00/74.19.00.00	Copper
76.01.00.00/76.16.00.00	Aluminium
78.01.00.00/78.06.00.00	Lead
79.01.00.00/79.06.00.00	Zinc
82.08.00.00	Mechanical appliances of a kind used for domestic purposes
82.09.00.00	Knives and folding knives

Heading No.	Product
82.11.00.00	Razors
82.12.00.00	Scissors (including tailors' shears) and blades therefor
82.14.00.00	Spoons, forks and the like
83.01.00.00	Locks and padlocks
83.06.00.00	Statuettes and other ornaments
83.11.00.00	Bells, gongs and the like
83.14.00.00	Sign-plates, name-plates, numbers, letters and other signs
83.15.00.00	Electrodes for soldering
84.10.00.00	Pumps (including motor-pumps and turbo-pumps)
84.11.00.00	Compressors, motor-compressors and turbo-compressors
84.12.00.00	Air-conditioning machines
84.15.00.00	Refrigerators and refrigerating equipment
84.41.00.00	Sewing machines
84.59.00.00	Only: nuclear reactors and parts thereof - headings 84.59.89.01 and 84.59.90.01
84.61.00.00	Taps, cocks, valves and similar appliances
85.01.00.00	Only: single-phase and multi-phase electric motors - sub-headings 85.01.05.00 and 85.01.06.00
85.03.00.00	Only: dry-cell batteries of 1.5 V - heading 85.03.01.02
85.08.00.00	Only: sparking plugs - heading 85.08.04.00

Heading No.	Product
85.14.02.99	Other loudspeakers
85.14.04.00	Sound amplifier sets
85.22.00.00	Only: particle accelerators and parts thereof - headings 85.22.01.01 and 85.22.90.01
85.15.03.00	Radiobroadcasting reception apparatus, whether or not combined with sound recorders or reproducers
87.06.01.00	Only: parts for omnibus bodies
87.09.00.00	Motor cycles, autocycles and cycles fitted with an auxiliary motor
87.10.00.00	Cycles, not motorized
87.13.00.00	Baby carriages
89.01.00.00/89.05.00.00	Ships, boats and floating structures
90.03.00.00	Spectacle frames and parts thereof
90.17.00.00	Only: disposable syringes - heading 90.17.01.25
90.26.04.01	Single-phase electricity meters
92.11.02.09	Other record-players
92.11.11.00	Combined sound recorders and reproducers
93.02.00.00	Revolvers and pistols, being firearms
92.11.12.99	Other television image and sound recorders and reproducers
93.03.00.00	Artillery weapons, machine-guns, etc. (other than revolvers and pistols): import prohibited
93.04.00.00	Other firearms
93.05.00.00	Arms of other descriptions

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Heading No.	Product
93.06.00.00	Parts of arms: import prohibition in respect of heading 93.06.02.00
93.07.00.00	Bombs, grenades, torpedoes, etc.: import prohibition in respect of heading 93.07.02.00
94.01.00.00/94.01.04.00	Furniture and the like
95.05.00.00	Articles of mother-of-pearl, ivory and similar materials
97.01.00.00/97.05.00.00	Wheeled toys for children; dolls; toys and equipment for parlour games and entertainment
98.02.00.00	Slide fasteners and parts thereof
98.03.03.00	Ball-point pencils
98.05.00.00	Pencils and the like
99.01.00.00/99.06.00.00	Works of art, collectors' pieces, and antiques