4　Sector:　Radio-broadcasting Services

Sub-Sector:

Obligations Concerned:　National Treatment (Article 104)

Most-Favored-Nation Treatment (Article 105)

Level of Government:　Central

Measures:　Decreto Supremo N° 005-2005-MTC, Diario Oficial "El Peruano" del 15 de febrero de 2005, Reglamento de la Ley de Radio y Televisión, artículo 20.

Description:　Cross-Border Trade in Services

If a foreign national is, directly or indirectly, a shareholder, partner, or associate in a juridical person, that juridical person may not hold a broadcasting authorization in a zone bordering that foreign national's country of origin, except in a case of public necessity authorized by the Council of Ministers.

This restriction does not apply to juridical persons with foreign equity which have two or more current authorizations, as long as they are of the same frequency band.

5　Sector:　All Sectors

Sub-Sector:

Obligations Concerned:　National Treatment (Article 104)

Level of Government:　Central

Measures:　Decreto Legislativo N° 689, Diario Oficial "El Peruano" del 05 de noviembre de 1991, Ley para la Contratación de Trabajadores Extranjeros, artículos 1, 3, 4, 5 (modificado por Ley N° 26196) y 6.

Description:　Cross-Border Trade in Services

All employers in Peru, independently of their activity or nationality, shall give preferential treatment to nationals when hiring its employees.

Foreign natural persons who are service providers and who are employed by a service-providing enterprise may provide services in Peru under a written and time-limited employment contract, which may not exceed three years. The contract may be subsequently extended for like periods of time. Service-providing enterprises must show proof of the company's commitment to train national personnel in the same occupation.

Foreign natural persons may not represent more than 20 percent of the total number of employees of an enterprise, and their pay may not exceed 30 percent of the total payroll for wages and salaries. These percentages will not apply in the following cases:

(a) when the foreign national providing the service is the spouse, parent, child or sibling of a Peruvian national;