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**MUÑIZ**

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CASTRO  
ONO  
& HERRERA  
Abogados



Interact Law

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## **COVID 19 FAQs regarding MINING AND HYDROCARBONS in Peru**

### **What happens to the development of mining activities during a state of national emergency?**

The continuity of mining activities has not been contemplated within the exceptions to the state of national emergency. However, as this publication goes to press, the Ministry of Energy and Mines has announced that, by means of Official Letter 059-2020-EF/10.01 of March 17, 2020, the Ministry of Economy and Finance has given its agreement to the proposal which includes the mining sub-sector in the list of exempted activities provided for in Article 4 from the Supreme Decree 044-2020-PCM, in order to guarantee the maintenance of critical operations with the minimum indispensable personnel, in safety, health and environmental conditions, in the following terms:

"Mining and related activities, including exploitation; profit; mine closure construction of mining projects declared to be of national interest; transport of minerals by non-conventional means and storage of concentrates and mineral products transformed."

The statement contains various provisions to be observed by the mining owners and is available on the institutional portal of the Ministry of Energy and Mines.

### **What about the administrative procedures in charge of the Energy and Mines sector?**

According to the information provided by the General Secretary of the Ministry of Energy and Mines, as of March 16, the activities of the ministry and its attached public bodies (Ingemmet and IPEN), as well as public attention are suspended. In this regard, administrative procedures and processes of prior consultation are put on hold.

### **What happens to the hydrocarbon sector during a state of national emergency?**

The concessionary companies will normally provide the natural gas supply service; and, with respect to the supply of fuel, continuity of production, storage shall be guaranteed, as well as transport, distribution and marketing of the same during the state of emergency.

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