

USDA Foreign Agricultural Service

# GAIN Report

Global Agricultural Information Network

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## Peru

**Post:** Lima

### **Peru Imposes Steep Fines for Non-Compliance with Biotech Moratorium**

**Report Categories:**

Biotechnology and Other New Production  
Technologies

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**Report Highlights:**

On March 14, 2015, Peru's Ministry of the Environment announced a fine structure ranging from \$62,000 to \$1.2 million for any company in non-compliance with the 10 year moratorium on genetically modified organisms.

**General Information:**

On March 14, 2015, the Environmental Oversight and Enforcement Office (known by its Spanish acronym OEFA) was appointed as the responsible agency for overseeing and enforcing the Moratorium of Genetically Engineered Organism. OEFA is a decentralized and financially independent agency under the umbrella of the Ministry of Environment.

On the same date, OEFA approved the fine scale for not complying with the moratorium. Fines will range from \$62,000 to \$1.2 million, but must not exceed 10 percent of the company's annual revenues. The scale has the following three categories:

INFRACTION	CLASSIFICATION	FINE
1. Entering GMOs into Peru.		
1. Bringing prohibited GM products in luggage or sending it by mail  2. Importing prohibited GM products in large scale	Mild  Grave	Up to 50 UIT  Up to 300 UIT
2. Producing, trading or releasing GMOs to the environment		
1. Producing GMOs outside confined environment or releasing it to the environment. 2. Changing the use of legally imported GMO and using it for planting or breeding. 3. Trading prohibited GMOs	Very Grave  Very Grave  Very Grave	Up to 500 UIT  Up to 1,000 UIT  Up to 1,000 UIT
3. Not recognizing the facts under investigation and not bearing the cost of destroying the GMOs found.	Very Grave	Up to 1,000 UIT

1UIT = 1Tax Unit = 3,850 soles

Exchange rate: \$1 = 3.1 soles