



Council of the
European Union

Brussels, 12 March 2018
(OR. en)

6972/18
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FISC 113

OUTCOME OF PROCEEDINGS

From: General Secretariat of the Council
To: Delegations
Subject: The EU list of non-cooperative jurisdictions for tax purposes

- Compilation of commitment letters received from jurisdictions

= Peru

**PERÚ****Ministerio
de Economía y Finanzas****Despacho
Ministerial****"AÑO DEL BUEN SERVICIO AL CIUDADANO"****15 NOV. 2017****CLAUDIA COOPER FORT
MINISTER**

Lima,

OFICIO N° 2201-2017-EF/10.01

Mrs.

FABRIZIA LAPECORELLA

Chair of the Code of Conduct Group (Business Taxation)

GENERAL SECRETARIAT OF THE COUNCIL OF THE EUROPEAN UNION

Rue de la Loi/Wetstraat 175 - B - 1048 Brussels - Belgium

Subject : The EU list of non-cooperative jurisdictions for tax purposes

Reference : Letter SGS17/09113 of 23th October 2017

I refer to you letter of 23th October 2017 whereby you inform that the experts of the Code of Conduct Group (Business Taxation) have identified a deficiency as regards the compliance of Peru with the tax transparency criteria (criterion 3.1) because it has not signed and ratified the OECD Multilateral Convention on Mutual Administrative Assistance in Tax Matters as amended by the 2010 Protocol¹.

I would like to say to you that Peru has a strong commitment to transparency and effective exchange of information for tax purposes.

Following this commitment, Peru signed the Convention on 25th October 2017 to expand its network of information exchange agreements that would allow it to exchange information for tax purposes with all EU Members States.

According with the timeline prepared by the Ministry of Foreign Affairs of Peru, it is expected that the Convention will be approved by the Congress of the Republic of Peru and ratified by the President of the Republic of Peru before the end of August 2018. After that, the instrument of ratification will be deposited on September 2018. The precise timeline and the description of the steps for the approval and ratification of the Convention are detailed in the Annex to the present document.

In the light of the above, I would kindly request the Code of Conduct Group (Business Taxation) does not recommend to the Council of the European Union to include Peru in the list of non-cooperative jurisdictions for tax purposes due to the fact that Peru commits to correct the identified deficiency by end of 2018.

Yours sincerely,

¹ Hereinafter referred to as the "Convention".

TIMELINE FOR THE APPROVAL AND RATIFICATION OF THE CONVENTION ON MUTUAL ADMINISTRATIVE ASSISTANCE IN TAX MATTERS (MAAC)		
DATE	STEPS	RESPONSIBLE ENTITY
November 2017	Application for the initiation of the internal procedures required for the entry into force of the MAAC	Ministry of Foreign Relations (General Direction for Economic Affairs)
December 2017 - March, 2018	Evaluation of the MAAC, drafting of the legal report, preparation and submission of the MAAC file to the Congress of the Republic for approval	Ministry of Foreign Relations (General Direction of Treaties)
March 8th to 15th, 2018	Study of the MAAC file by the Technical Secretariat of the Foreign Relations Commission of the Congress of the Republic.	Congress of the Republic (Technical Secretariat of the Foreign Relations Commission)
March 15th - April, 2018	Discussion of the draft report of the MAAC by the Foreign Relations Commission of the Congress of the Republic. Issuance of the final report regarding the approval of the MAAC.	Congress of the Republic (Foreign Relations Commission)
May - July 15th, 2018	Discussion and approval of the MAAC in the Plenary Session. Issuance of the Legislative Resolution of approval	Congress of the Republic
July - August 2018	Issuance of the Supreme Decree of internal ratification of the MAAC and elaboration of its Ratification Instrument	Presidency of the Republic Ministry of Foreign Relations (General Direction of Treaties)
August 2018	Coordination for the deposit of the MAAC Ratification Instrument	Ministry of Foreign Relations (General Direction for Economic Affairs)