

ANNEX 11A
CATEGORIES FOR TEMPORARY ENTRY

SECTION A: BUSINESS VISITORS

1. Each Party shall grant temporary entry to a business person seeking to engage in a business activity set out in Appendix 11A-1, without requiring that person to obtain an employment authorization, provided that the business person otherwise complies with immigration measures applicable to temporary entry, on presentation of:

- (a) proof of nationality of the other Party;
- (b) documentation demonstrating that the business person will be engaged in a business activity set out in Appendix 11A-1 and describing the purpose of entry; and
- (c) evidence demonstrating that the proposed business activity is international in scope and the business person is not seeking to enter the local labor market.

2. Each Party shall provide that a business person may satisfy the requirements of paragraph 1(c) by demonstrating that:

- (a) the primary source of remuneration for the proposed business activity is outside the territory of the Party granting temporary entry; and
- (b) the business person's principal place of business and the actual place of accrual of profits, at least predominantly, remain outside the territory of the Party granting temporary entry.

The proofs that a Party may require to demonstrate the matters mentioned in subparagraph (b) shall be reasonable and not more burdensome than necessary.

3. Neither Party shall:

- (a) as a condition for temporary entry under paragraph 1, require prior approval procedures, labor certification tests, or other procedures of similar effect; or
- (b) impose or maintain any numerical restriction related to temporary entry under paragraph 1.

SECTION B: TRADERS AND INVESTORS

1. Each Party shall grant temporary entry and provide confirming documentation to a business person seeking to:

- (a) carry on substantial trade in goods or services principally between the territory of the Party of which the business person is a national and the territory of the other Party into which entry is sought; or
- (b) establish, develop, or administer an investment to which the business person or the business person's enterprise has committed, or is in the process of committing, a substantial amount of capital,

in a capacity that is supervisory or executive or involves essential skills, provided that the business person otherwise complies with immigration measures applicable to temporary entry.

2. Neither Party shall:

- (a) as a condition for temporary entry under paragraph 1, require labor certification tests or other procedures of similar effect; or
- (b) impose or maintain any numerical restriction related to temporary entry under paragraph 1.

SECTION C: INTRA-COMPANY TRANSFEREES

1. Each Party shall grant temporary entry and provide confirming documentation to a business person who has been employed by an enterprise of a corporation for a period of no less than one year immediately preceding the date of the application for temporary entry, and who is being transferred to an establishment, including the subsidiary, branch, or designated affiliate, of that corporation as an executive, manager, or specialist, provided that the business person otherwise complies with immigration measures applicable to temporary entry.
2. For greater certainty, nothing in this Section shall be construed to affect the labor legislation of each Party, including labor contract approval as a prior requirement for temporary entry.
3. For purposes of this Section, **establishment** means:
 - (a) the constitution, acquisition, or maintenance of a juridical person;¹ or
 - (b) the creation or maintenance of a branch or representative office,within the territory of a Party for purposes of performing an economic activity.

¹ The terms “constitution” and “acquisition” of a juridical person shall be understood as including capital participation in a juridical person with a view to establishing or maintaining lasting economic relations.

SECTION D: PROFESSIONALS

1. Each Party shall grant temporary entry and provide confirming documentation to a business person seeking to engage in a business activity at a professional level in accordance with Appendix 11A-2, either as an independent professional or as a contractual service supplier, provided that the business person otherwise complies with immigration measures applicable to temporary entry, on presentation of:

- (a) proof of nationality of the other Party;
- (b) documentation demonstrating that the business person will be so engaged and describing the purpose of entry; and
- (c) documentation demonstrating the attainment of the relevant minimum educational requirements or alternative credentials.

2. For greater certainty, a Party may require a business person seeking temporary entry under this Section to comply with the requirements of the specific legislation for the practice of a profession or activity.

3. For greater certainty, nothing in this Section shall be construed to affect the labor legislation of each Party.

APPENDIX 11A-1 BUSINESS VISITORS

The business activities covered under Section A of Annex 11A include:

Meetings and Consultations

Business persons of a Party attending meetings, seminars, or conferences, or engaged in consultations with business associates.

Research and Design

Technical, scientific, and statistical researchers of a Party conducting research for an enterprise located in the territory of the other Party.

Growth, Manufacture, and Production

Purchasing and production management personnel of a Party, conducting commercial transactions for an enterprise located in the territory of the other Party.

Marketing

Market researchers and analysts of a Party conducting research or analysis for an enterprise located in the territory of the other Party.

Trade-fair and promotional personnel of a Party attending a trade convention.

Sales

Sales representatives and agents of a Party taking orders or negotiating contracts for goods or services for an enterprise located in the territory of the other Party but not delivering goods or providing services.

Buyers of a Party purchasing for an enterprise located in the territory of the other Party.

Distribution

Customs brokers of a Party providing consulting services regarding the facilitation of the import or export of goods.

After-Sales Service

Installers, repair and maintenance personnel, and supervisors of a Party, possessing specialized knowledge essential to a seller's contractual obligation, performing services or training workers to perform services, pursuant to a warranty or other service contract incidental to the sale of commercial or industrial equipment or machinery, including computer software, purchased from an enterprise located outside the territory of the Party into which temporary entry is sought, during the life of the warranty or service agreement.

General Service

Management and supervisory personnel of a Party engaged in a commercial transaction for an enterprise located in the territory of the other Party.

Public relations and advertising personnel of a Party consulting with business associates, or attending or participating in conventions.

Tourism personnel of a Party (tour and travel agents, tour guides, or tour operators) attending or participating in conventions or conducting a tour that has begun in the territory of the other Party.

Cook personnel of a Party attending or participating in gastronomic events or exhibitions, or consulting with business associates.

Translators or interpreters of a Party performing services as employees of an enterprise located in the territory of the other Party.

Information and communication technology service providers of a Party attending meetings, seminars, or conferences, or engaged in consultations with business associates.

Franchise traders and developers of a Party who seek to offer their services in the territory of the other Party.

**APPENDIX 11A-2
PROFESSIONALS²**

SECTION A

1	Telecommunication Machinery Engineers and Researchers
2	Telecommunication Equipment Engineers and Researchers
3	Telecommunication Technology Engineers and Researchers
4	Telecommunication Network Operation Engineers and Researchers
5	IT Consultants
6	Web Engineers and Programmers
7	Petroleum and Chemical Engineers and Researchers
8	Rubber and Plastic Engineers and Researchers
9	Pesticide and Fertilizer Engineers and Researchers
10	Paint Products Engineers and Researchers
11	Metal Engineers and Researchers
12	Ceramic Engineers and Researchers
13	Cement Engineers and Researchers
14	Electrical Power Plant Engineers and Researchers
15	Electrical Power Distribution and Transmission Engineers and Researchers
16	Electrical Measurement and Control Engineers and Researchers
17	Electrical Safety Engineers and Researchers
18	Electronics Product Development Professionals
19	Semi-Conductor Engineers and Researchers
20	Electronic Measurement and Control Engineers and Researchers
21	Electronic Medical Equipment Development Engineers and Researchers
22	Mold Engineers and Researchers
23	Plant Engineers and Researchers
24	Cooling, Heating, and Air-Conditioning Engineers and Researchers
25	Construction Machine Engineers and Researchers
26	Automobile Engineers and Researchers
27	Ship Engineers and Researchers
28	Aircraft and Railroad Vehicle Engineers and Researchers
29	Textile Material Development Engineers and Researchers
30	Textile Process Development Engineers and Researchers

² With regard to Certified Public Accountants (CPA), Architects, and Lawyers, the CPA examination, the national architect license examination, and the national bar examination of Korea allow applications from Peruvian nationals as well as Korean nationals, seeking to acquire such license in Korea.

31	Dyeing Engineers and Researchers
32	Gas and Energy Engineers and Researchers
33	Construction Work Engineers
34	Civil Construction Engineers
35	Biologist (Doctoral degree or equivalent is required)
36	Biochemist (Doctoral degree or equivalent is required)
37	Environment Consultant, exclusively for contractual service suppliers
38	Mining Engineers and Researchers, exclusively with respect to Gas and Energy Industry
39	Geologist Engineers and Researchers, exclusively with respect to Gas and Energy Industry
40	General Management Consultant, excluding consulting services on law, Financial Management Consultant, exclusively for contractual service suppliers, Marketing Management Consultant, Production Management Consultant

SECTION B

1	Computer Hardware Professionals
2	Computer System Supervision Professionals
3	Computer System Designers and Analysts
4	System Software Designers and Analysts
5	System Software Programmers
6	Application Software Designers and Analysts
7	Network Programmers
8	Database Designers and Analysts
9	Database Programmers
10	Database Managers
11	Network System Developers
12	Computer Security Professionals
13	Web Planners
14	Multimedia Planners
15	Web Masters
16	Cosmetics and Soap Professionals
17	Electrical Products Development Professionals
18	Electrical Supervisors and Researchers
19	Industrial Machine Engineers and Researchers
20	Translators and Interpreters
21	Machine Computer-aided Designers, Electrical and Electronic Equipment Computer-aided Designers, Motor Vehicles Designers, Furniture Designers, Textile Designers,

	Clothes Designers, Accessory Designers, Bag and Shoes Designers
22	Graphic Designers and Illustrators
23	Interior Designers
24	Cooks ³
25	Hotel and Tourism Agency Managers
26	Marketing and Advertising Professionals

³ For Peru, the requirements for a Korean cook seeking temporary entry shall be those defined in the immigration legislation of Peru.

APPENDIX 11A-3
LENGTH OF STAY

For Korea:

1. Business visitors who enter Korea under Section A of Annex 11A will be granted a period of stay of up to 90 days.
2. Investors and traders who enter Korea under Section B of Annex 11A will be granted a period of stay of up to two years. The period of stay may be extended provided that the conditions on which their entry is based remain in effect.
3. Intra-company transferees who enter Korea under Section C of Annex 11A will be granted a period of stay of up to two years. The period of stay may be extended provided that the conditions on which their entry is based remain in effect.
4. Professionals who enter Korea under Section D of Annex 11A will be granted a period of stay of up to one year or the period of the contract, whichever is less.
5. Business persons of Peru who intend to stay over 90 days in Korea shall register as aliens at the competent immigration office.

For Peru:

Category	Migratory Condition	Length of Stay
Business Visitor	Business (Negocios)	Up to 183 days
Traders	Business (Negocios)	Up to 183 days
Investor (in the process of committing investment)	Business (Negocios)	Up to 183 days
Investor (Independent)	Investor (Independiente-Inversionista)	Up to one year, renewable for consecutive periods, the number of times that it is requested, to the extent that the conditions which motivated its granting are maintained.
Intra-Company Transferees	Worker (Trabajador)	Up to one year, renewable for consecutive periods, the number of times that it is requested, to the extent that the conditions which motivated its granting are maintained.
Professionals (Independent)	Independent - Professional (Independiente - Profesional)	Up to one year, renewable for consecutive periods, the number of times that it is requested, to the extent that the conditions which motivated its granting are maintained.
Professionals (Contractual Service Supplier)	Appointed Worker (Trabajador Designado)	Up to six months