

Regarding the Irregular Migratory Situation of a Canadian and U.S. Citizen

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Yesterday, April 21, in Cusco, Jennifer MOORE (42 years old), a Canadian citizen, and John Edward DOUGHERTY (61 years old), a U.S. citizen, were intervened to verify their migratory situation.

Both entered Peru on April 15, 2017 with a tourist visa.

According to Legislative Decree No. 1350 and the corresponding regulation DS No. 007-2017-IN, tourist visas permit a foreign citizen to only undertake tourist activities, for rest, health or similar purposes. One is not permitted to work or undertake activities for pay or profit.

Peruvian authorities have extensive information that documents that the requirements have not been met, given that the above-mentioned persons have been involved in inciting residents in diverse areas and campesino communities to oppose Canadian mining activities in Peru. In particular, against Hudbay's Constancia mine, which has all of the permits required by the state to undertake its operations in the country.

Regardless of the veracity of their considerations about mining activities, in Peru, it is prohibited to undertake such activities on a tourist visa.

The conduct of these foreign citizens affects the public order and internal order, for which reason the sanction of expulsion from the country is fitting, according to article 58, section F, which applies when "activities that threaten public order, internal order or national security," are undertaken.

It is important to note that in the area where these two foreign citizens were undertaking activism against mining there have already been – in August and November 2016 – very violent protests. These protests did not only include road blockades, but also the destruction of public buildings and a strike in the Constancia mine in the area of the "San José open pit", which put at risk the explosives. This latter action could have caused a great tragedy.

These foreign citizens have been summoned for Monday April 24 in order to proceed with the administrative process regarding their migratory status.

Lima, April 22, 2017

General Office for Institutional Communications and Public Relations
Ministry of the Interior