

## OFFICIAL TRANSLATION

LAW N° 27580

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N° 3431-07

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EL PERUANO

LEGAL PROVISIONS

Lima, December 06, 2001

**LAW N° 27580**

THE PRESIDENT OF THE REPUBLIC

WHEREAS:

THE CONGRESS OF THE REPUBLIC has passed the following Law:

**LAW STIPULATING PROTECTION MEASURES TO BE APPLIED BY THE NATIONAL INSTITUTE OF CULTURE (INC) FOR THE EXECUTION OF WORKS IN IMMOVABLE CULTURAL PROPERTY**

**Article 1º.- Object of the law**

Every public or private work of new construction, remodeling, extension, modification, repair, refurbishment, conditioning, value, enclosure, demolition or any other in relation with any previously declared immovable cultural property requires a previous authorization by the INC to start with the intervention of a representative of the municipalities.

The municipal licenses given without verifying the compliance with this requirement are null and void and result in criminal liability for the councilors, the owners and/or the holders of the immovable property and the performers of the work.

**Article 2º.- No regularization**

The works related to immovable property of the cultural heritage must be executed in keeping with the technical specifications listed in the authorization given by the INC. Such authorization is always prior to the start of the work. It is forbidden with no exception to give authorizations in process of regularization, under criminal liability for whoever authorizes it.

In the cases aggression, modification or destruction of an immovable property subject to the regime foreseen by this Law is proven, the INC shall file a complaint with the Government Attorney's General Office to commence the corresponding criminal action, under responsibility.

**Article 3º.- Granting of powers to the INC**

The INC is empowered through its Departmental Culture Departments to stop and/or demolish public or private works executed in any immovable property linked to the cultural heritage in the following cases:

- a. When the works are performed without the previous authorization referred in this Law.
- b. When the works have the respective authorization but it is proved that they are being executed violating, changing or disavowing the technical specifications approved by the INC or its recommendations, or modifying or altering the original structures causing the aggression or destruction of the cultural heritage.

**Article 4º.- Coercion**

The works stopped and the demolitions ordered by the INC shall be executed by coercion and all expenses incurred shall be assumed by the offenders. The order to stop works or demolition referred in this Law results in the obligation for offenders to return the property to its original condition before the aggression, unless a material impossibility is proven.

**Article 5º.- Regulations**

The Executive Branch must adapt the Regulations approved by the Executive Decree Nº 008-2000-MTC in terms of this Law during a term of 120 (one hundred twenty) days.

**Article 6º.- Repeal**

Any legal provision opposing to this Law is repealed.

Let the President of the Republic be notified for him to enact the Law.

In Lima, this 15<sup>th</sup> day of November, 2001

Carlos FERRERO  
President of the Congress of the Republic

Henry PEASE GARCIA  
First Vice-President, Congress of the Republic

TO THE CONSTITUTIONAL PRESIDENT OF THE REPUBLIC

THEREFORE:

Let it be published and enforced.

Given in the Government House, Lima, this 05<sup>th</sup> day of December, 2001

Alejandro TOLEDO  
Constitutional President of the Republic

Nicolas LYNCH GAMERO  
Minister of Education

35763  
(...)

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"Year of the Citizens' Duties" - The undersigned, Certifying Officer of *El Peruano* Official Gazette, does hereby certify that the foregoing is a true copy of the Legal Regulation: Law Nº 27580 published on December 06, 2001 - Page Nº 213466 -

edition N.L.N: 7837 - Lima, December 04, 2007 - (seal and signature) Maria  
APAESTEGUI SILVA - Certifying Officer - *El Peruano* Official Gazette - "EDITORA  
PERU"

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MINISTRY OF FOREIGN AFFAIRS - OFFICE OF CONSULAR AFFAIRS -  
AUTHENTICATION N° 122653 - The preceding signature of Maria APAESTEGUI  
SILVA is hereby authenticated without judging the content of the document. - Lima,  
December 04, 2007 - (seal and signature) Virgilio Z. ARENAZA PICKMANS -  
Department of Authentications - Office of Consular Formalities - Round seal: Republic  
of Peru - Ministry of Foreign Affairs - Office of Consular Formalities - Authentications -  
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