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Country Summary for PERU

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I. Relevant Legislation


- [Law No. 29565 of 2010, Law Establishing the Ministry of Culture \[unofficial translation\]](#)
- [Law No. 29565 of 2010, Law Establishing the Ministry of Culture \[original language\]](#)
- [Executive Order No. 011-2006-ED of 2006, Regulation of Law No. 28296 of 2004 \[official translation\]](#)
- [Executive Order No. 011-2006-ED of 2006, Regulation of Law No. 28296 of 2004 \[original language\]](#)
- [Criminal Code, Arts. 226 to 231, and 1999 and 2005 amendments \[official translation\]](#)
- [Law No. 28296 of 2004, General Law of the Cultural Heritage of the Nation \[official translation\]](#)
- [Law No. 28296 of 2004, General Law of the Cultural Heritage of the Nation \[original language\]](#)
- [Political Constitution of the Republic of Peru of 1993, Art. 21 \[official translation\]](#)
- [Political Constitution of the Republic of Peru of 1993, Art. 21 \[original language\]](#)
- [Law No. 24047 of 1985, General Law on the Protection of the Cultural Patrimony of the Nation \[unofficial translation\]](#)
- [Law No. 24047 of 1985, General Law on the Protection of the Cultural Patrimony of the Nation \[original language\]](#)
- [Civil Code of 1984, Arts. 934-936, 954 \[official translation\]](#)
- [Civil Code of 1984, Arts. 934-936, 954 \[original language\]](#)
- [Law No. 12956 of 1958 \[unofficial translation\]](#)
- [Law No. 12956 of 1958 \[original language\]](#)
- [Civil Code of 1936, Art 822.5 \[unofficial translation\]](#)
- [Civil Code of 1936, Art 822.5 \[original language\]](#)
- [Law No. 6634 of 1929 \[unofficial translation\]](#)
- [Law No. 6634 of 1929 \[original language\]](#)

II. Regulated Cultural Property

Definitions

"Cultural Heritage of the Nation":
All Archaeological sites and remains, buildings, monuments, places, bibliographic and archival material, artistic objects, evidences with historic values, expressly declared as cultural property and provisionally those which there exists a legal presumption of so being, are cultural patrimony of the Nation, irrespective of their condition as private or public property.... (Constitution of 1993, Art. 21)

Property part of the Cultural Heritage of the Nation is any tangible or intangible expression of human work, which palaeontological, archaeological, architectural, historic, artistic, military, social, anthropological, traditional, religious, ethnological, scientific, technological or intellectual importance, value and significance, is expressly declared as such or if there is a legal presumption of so being.... (Law No. 28296 of 2004, Preliminary Art. II)

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RELEVANT U.S. CASE LAW

- > [Peru v. Johnson](#)
- > [Peru v. Yale University](#)
- > [In re Search Warrant Executed Feb. 1, 1995](#)
- > [United States v. Bernstein](#)