



**PROJECTS
IN ASSETS
DOSSIER**



PERÚ

Ministerio
de Economía y Finanzas



This document contains guidance and general information, taking into account the regulatory framework applicable to Projects in Assets and complementary standards.

REGULATORY FRAMEWORK

Single Ordered Text of Legislative Decree No. 1362, Legislative Decree that regulates the Promotion of Private Investment through Public-Private Partnerships and Projects in Assets, approved by Supreme Decree No. 195-2023-EF (hereinafter, the Single Ordered Text of Legislative Decree No. 1362).

Regulation of Legislative Decree No. 1362, approved by Supreme Decree No. 240-2018-EF (hereinafter, the Regulation of Legislative Decree No. 1362).

Single Ordered Text of Law No. 29151, General Law of the National System of State Assets, approved by Supreme Decree No. 019-2019-VIVIENDA.

Regulation of Law No. 29151, approved by Supreme Decree No. 008-2021-VIVIENDA.

Legislative Decree No. 1439, Legislative Decree of the National Supply System.

Regulation of Legislative Decree No. 1439, approved by Supreme Decree No. 217-2019-EF.

Directive No. 004-2019 PROINVERSIÓN - "Unsolicited Proposals Management Directive"

PRO
INVERSION 

*PROJECT
IN ASSETS*



PRO INVERSIÓN

About PROINVERSIÓN

The Private Investment Promotion Agency (PROINVERSIÓN) is a specialized technical body, attached to the Ministry of Economy and Finance, which promotes and promotes private investment for the development of public infrastructure at the national level. PROINVERSIÓN experts are in charge of projects of relevance to the country that are assigned or commissioned by the three levels of Government, and that contribute to closing infrastructure gaps and service levels, with the participation of the private sector.



Macroeconomic stability is one of the country's most important pillars of competitiveness. In 22 years, PROINVERSIÓN has contributed to sustained economic development, promoting private investment in the implementation of infrastructure and public services, betting on raising the quality of life of all Peruvians, and guaranteeing a responsible and transparent fiscal policy.



ACRONYMS

PPP

Public-Private Partnership

CPIP

Private Investment Promotion Committee

IMIAPP

Multi-Year Report on Investments in Public-Private Partnerships and Projects in Assets

IPPA

Unsolicited Proposal in Projects in Assets

OPIP

Private Investment Promotion Agency

PA

Projects in Assets

PROINVERSIÓN

Private Investment Promotion Agency








SBN

National Superintendency of State Assets







FIGURES OF INTEREST










**Total Investment Cost in Signed Projects in Assets
(In Million USD): 3,632.1 MM**





| No. | Contract Name | Project Owning Entity | Sector | Concessionaire / Purchaser | Total Investment Cost / Million USD |
|-----|---|--|---|--|-------------------------------------|
| 1 | VIRÚ MAR PROJECT | Regional Government of La Libertad | Real estate  | CONSORCIO VIRÚ MAR (1. CORPORACIÓN VALLE ALTO S.A.C., 2. IKKA S.A.C., 3. STEELMARK S.A.C.) | 5.00 |
| 2 | MICHIQUILLAY COPPER DEPOSITS TRANSFER CONTRACT | Ministry of Energy and Mines | Mining  | SOUTHERN PERÚ COPPER CORPORATION, PERU BRANCH OFFICE | 2,950.00 |
| 3 | REAL ESTATE PURCHASE CONTRACT WITH INVESTMENT COMMITMENT FOR REAL ESTATE PROJECT DEVELOPMENT | Chepén Provincial Municipality | Real estate  | CONSORCIO NUEVO CHEPEN | 6.00 |
| 4 | FINANCING CONTRACT- BROADBAND INSTALLATION FOR INTEGRAL CONNECTIVITY AND SOCIAL DEVELOPMENT OF HUÁNUCO REGION | Ministry of Transport and Communications | Telecommunications  | BANDEL S.A.C. | 9960 |
| 5 | FINANCING CONTRACT - BROADBAND INSTALLATION FOR INTEGRAL CONNECTIVITY AND SOCIAL DEVELOPMENT OF HUÁNUCO REGION | Ministry of Transport and Communications | Telecommunications  | BANDEL S.A.C. | 9960 |
| 6 | FINANCING CONTRACT - BROADBAND INSTALLATION FOR THE INTEGRAL CONNECTIVITY AND SOCIAL DEVELOPMENT OF ANCASH REGION | Ministry of Transport and Communications | Telecommunications  | YOFC PERÚ S.A.C. | 29390 |
| 7 | FINANCING CONTRACT - BROADBAND INSTALLATION FOR THE INTEGRAL CONNECTIVITY AND SOCIAL DEVELOPMENT OF AREQUIPA REGION | Ministry of Transport and Communications | Telecommunications  | YOFC PERÚ S.A.C. | 29390 |

¹ Ministerio de Economía y Finanzas. (2024). Informe N° 397-2024-EF/68.02.

| N° | Contract Name | Project Owning Entity | Sector | Concessionaire / Purchaser | Total Investment Cost / Million USD |
|----|--|--|---|----------------------------|-------------------------------------|
| 8 | FINANCING CONTRACT - BROADBAND INSTALLATION FOR THE INTEGRAL CONNECTIVITY AND SOCIAL DEVELOPMENT OF LA LIBERTAD REGION | Ministry of Transport and Communications | Telecommunications  | YOFC PERÚ S.A.C. | 29390 |
| 9 | FINANCING CONTRACT - BROADBAND INSTALLATION FOR THE INTEGRAL CONNECTIVITY AND SOCIAL DEVELOPMENT OF SAN MARTÍN REGION | Ministry of Transport and Communications | Telecommunications  | YOFC PERÚ S.A.C. | |
| 10 | CONTRACT FOR THE ESTABLISHMENT OF THE SURFACE RIGHT FOR THE DESIGN, CONSTRUCTION, EQUIPMENT, OPERATION, MAINTENANCE AND OPERATION OF THE UNSOLICITED PROPOSAL PROJECT "VAIVÉN MIRAFLORES". | District Municipality of Miraflores | Turism  | ZIGZAG TELEFÉRICOS S.A.C. | 10.00 |
| 11 | SINGLE CONCESSION CONTRACT FOR THE PROVISION OF PUBLIC TELECOMMUNICATIONS SERVICES AND NATIONWIDE ASSIGNMENT OF THE FREQUENCY RANGE 1,750 - 1,765 MHZ AND 2,150 - 2,165 MHZ - BLOCK A OF THE AWS-3 BAND. | Ministry of Transport and Communications | Telecommunications  | VIETTEL PERÚ S.A.C. | 26760 |
| 12 | SINGLE CONCESSION CONTRACT FOR THE PROVISION OF PUBLIC TELECOMMUNICATIONS SERVICES AND NATIONWIDE ASSIGNMENT OF THE FREQUENCY RANGE 1,765 - 1,780 MHZ AND 2,165 - 2,180 MHZ - BLOCK B OF THE AWS-3 BAND. | Ministry of Transport and Communications | Telecommunications  | VIETTEL PERÚ S.A.C. | |
| 13 | SINGLE CONCESSION CONTRACT FOR THE PROVISION OF PUBLIC TELECOMMUNICATIONS SERVICES AND NATIONWIDE ASSIGNMENT OF THE 2,300 - 2,330 MHZ FREQUENCY RANGE. | Ministry of Transport and Communications | Telecommunications  | VIETTEL PERÚ S.A.C. | |



| No. | Contract Name | Entidad Titular del Proyecto | Sector | Phase | Contractual Modality |
|-----|---|---|---|-------------|---|
| 1 | ANCÓN INDUSTRIAL PARK | Ministry of Production | Real estate  | Transaction | Purchase and sale contract with Investment Commitment |
| 2 | PROGRAMA INTEGRAL DE VIVIENDA DE SANTA MARÍA | Ministry of Housing, Construction and Sanitation | Real estate  | Transaction | Purchase and sale contract with Investment Commitment |
| 3 | AUCTION OF NON- AGRICULTURAL LAND OF THE CHAVIMOCHIC PROJECT | Regional Government of La Libertad | Irrigation  | Transaction | Asset Sale Contract |
| 4 | SALE OF SHARES OF AGROINDUSTRIAL POMALCA S.A.A. (REMAINDER) | National Fund for the Financing of State Business Activity | Capital Markets  | Transaction | Asset Sale Contract |
| 5 | SINGLE CONCESSION FOR THE PROVISION OF PUBLIC TELECOMMUNICATIONS SERVICES AND TO ASSIGN NATIONWIDE THE FREQUENCY RANGES 3,300 - 3,400 MHZ AND 3,600 - 3,800 MHZ AND 259 - 267 GHZ. | Ministry of Transport and Communications | Telecommunications  | Structuring | Single Concession Contract |
| 6 | SOCIAL MANAGEMENT, DESIGN AND EXECUTION OF HYDRAULIC INFRASTRUCTURE PROJECTS, CONSTRUCTION, IMPLEMENTATION AND OPERATION OF THE MINING CONCESSIONS FORMING PART OF THE TG-3 DEPOSIT OF EL ALGARROBO PROJECT | Ministry of Energy and Mines | Mining  | Structuring | Concession Contract |
| 7 | MODERNIZATION OF THE REGIONAL ELECTRICITY UTILITY ELECTRO NOROESTE S.A. | Ministry of Economy and Finance, National Fund for Financing State Business Activity and Ministry of Energy and Mines | Capital Market  | Structuring | Transfer Contract |

| N° | Contract Name | Project Owning Entity | Sector | Phase | Contractual Modality |
|----|--|--|---|-------------|---|
| 8 | AUCTION OF LAND FOR AGRICULTURAL USE MAJES-SIGUAS | Regional Government of Arequipa | Irrigation  | Structuring | Asset Sale Contract |
| 9 | AUCTION OF AGRICULTURAL LAND OF THE CHAVIMOCHIC PROJECT | Regional Government of La Libertad | Irrigation  | Structuring | Asset Sale Contract |
| 10 | SALE OF SHARES OF AGROINDUSTRIAL CAYALTÍ S.A.A. (REMAINING) | National Fund for the Financing of State Business Activity | Capital Market  | Structuring | Asset Sale Contract |
| 11 | CONSTRUCTION OF AN ARTIFICIAL PENINSULA FOR THE GENERATION OF NEW URBAN LAND ON LAND RECLAIMED FROM THE SEA FOR THE DEVELOPMENT OF A PROJECT | Ministry of Housing, Construction and Sanitation | Real Estate  | Formulation | Purchase and sale contract with Investment Commitment |

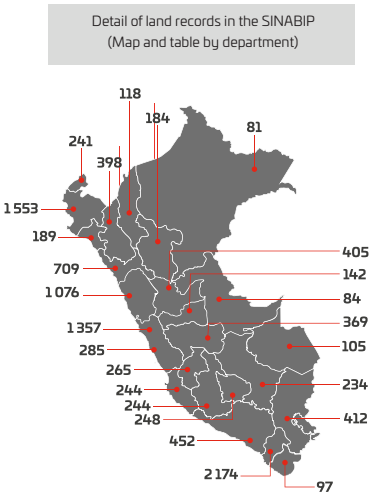


| BUSINESS SECTOR / ECONOMIC ACTIVITY | QUANTITY | BUSINESS SECTOR / ECONOMIC ACTIVITY | QUANTITY | BUSINESS SECTOR / ECONOMIC ACTIVITY | QUANTITY |
|-------------------------------------|----------|-------------------------------------|----------|-------------------------------------|-----------|
| LIVESTOCK | 1 | STADIUM | 2 | COCOA PROCESSING PLANT | 1 |
| CIVIC CENTER | 1 | HUACA | 7 | SOLID WASTE PLANT | 1 |
| SHOPPING CENTER | 5 | INFRASTRUCTURE | 1 | INSTITUTIONAL HEADQUARTERS | 4 |
| CULTURAL CENTER | 4 | REAL ESTATE | 2 | THEATRE | 1 |
| CONVENTION CENTRE | 2 | COMMERCIAL PREMISES | 4 | CABLE CAR | 1 |
| RESEARCH CENTER | 3 | AGRICULTURAL AND LIVESTOCK MARKET | 1 | LAND TERMINAL | 2 |
| FINANCIAL CENTER | 2 | MUNICIPAL MARKET | 4 | LAND PORT | 1 |
| SPORTS COMPLEX | 3 | MINI HYDROELECTRIC POWER PLANT | 1 | TRUCK CENTER | 1 |
| DUNAS | 1 | MUSEUM | 2 | SOCIAL HOUSING | 7 |
| ENTRETENIMIENTO | 1 | HYBRID WIND PARK | 1 | TOTAL | 72 |
| GRADUATE SCHOOL | 2 | INDUSTRIAL PARK | 1 | | |
| UNDERGROUND PARKING | 2 | THEMATIC RECREATIONAL PARK | 1 | | |
| STADIUM | 7 | | | | |
| HUACA | 1 | | | | |

About the management of state-owned properties

he National Superintendency of State Assets (SBN) is the governing body of the National System of State Assets (SNBE), responsible for regulating and overseeing the actions of acquisition, disposal, management, and land records of state-owned properties carried out by entities, in order to achieve an orderly and efficient administration.

In 2023, this entity incorporated 11,666 land records of state-owned properties nationwide. Similarly, it successfully recovered 81 properties in favor of the State, covering an area of 215.99 hectares in the regions of Lima (26), Callao (20), Ica (19), Piura (12), Áncash (3), and Tumbes (1)².

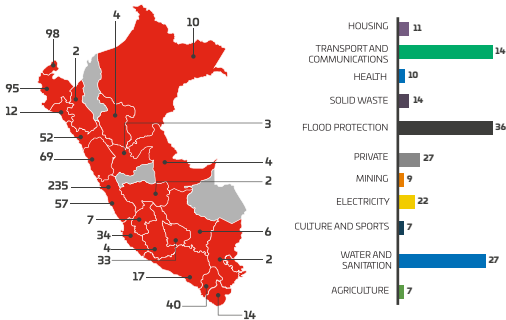


| DEPARTMENT | No. OF LANDS | ÁREA (HA) |
|---------------|---------------|---------------------|
| AMAZONAS | 118 | 388893.71 |
| ÁNCASH | 1076 | 5281.79 |
| APURÍMAC | 248 | 110.62 |
| AREQUIPA | 452 | 116696.69 |
| AYACUCHO | 244 | 2772.18 |
| CAJAMARCA | 398 | 5856.81 |
| CALLAO | 285 | 151.87 |
| CUSCO | 234 | 105694.16 |
| HUANCAVELICA | 265 | 184.95 |
| HUANUCO | 405 | 174.88 |
| ICA | 244 | 33654.37 |
| JUNÍN | 369 | 611.88 |
| LA LIBERTAD | 709 | 55160.73 |
| LAMBAYEQUE | 189 | 12894.31 |
| LIMA | 1357 | 10561.16 |
| LORETO | 81 | 108.67 |
| MADRE DE DIOS | 105 | 782.09 |
| MOQUEGUA | 2174 | 8316.11 |
| PASCO | 142 | 4765.09 |
| PUNO | 412 | 199854.03 |
| SAN MARTÍN | 184 | 5695.17 |
| TACNA | 97 | 7904.1 |
| TUMBES | 241 | 6404.15 |
| UCAYALI | 84 | 65.64 |
| TOTAL | 11,666 | 1,152,371.50 |

Furthermore, the SBN has been promoting the proper management of state-owned properties, granting various administrative actions for the execution of projects benefiting the public. Indeed, throughout 2023, it delivered a total of 800 properties for the development of activities related to various sectors such as roads, drinking water, exploration mining, housing, health, cultura and sports, agriculture, electricity, among others³.

800 Properties formally delivered

Properties delivered in 21 departments and 1 constitutional province for investment projects



² National Superintendency of State Assets (2023). Institutional Memory 2023. p. (09-10).
³ National Superintendency of State Assets (2023). Institutional Memory 2023. p. 12-13.

PART 1: WHAT ARE PROJECTS IN ASSETS?

THE PATH OF PRIVATE INVESTMENT

The private investment and the efficient performance of the business sector are key drivers of the country's socioeconomic growth. The unsolicited proposal is fundamental, as it drives production, productivity, wealth creation and job creation. In addition, it promotes freedom of enterprise, trade and industry. In this context, the State not only acts as a provider, but also as a guarantor of the optimal conditions for unsolicited proposal to develop efficiently and effectively, in order to generate well-being for the entire population.

It is important to note that private investment represents approximately 17,90% of Peru's Gross Domestic Product (GDP)*. This component is essential for economic growth and social well-being, as it contributes significantly to capital accumulation and the development of infrastructure and public services.

Private investment has been developed through schemes such as Public-Private Partnerships (PPP) and Works for Taxes (OxI). However, there is a third mechanism little explored by both the private and public sectors, called Projects in Assets (PA).

* Central Reserve Bank of Peru. (2023). Memory 2023. p. 18-20.

The State manages a large amount of assets that are not being used to generate urban spaces and equipment for the benefit of the population. These assets, instead of being used, become an administrative and economic burden for the entities, facing problems such as constant invasions, deterioration or loss of property. This can be reflected in the figures shown by the SBN, regarding the number of recovery processes of state assets that it executes in the year.

Therefore, we consider that the Projects in Assets modality will allow entities that do not have the resources to carry out public works or projects under the Works for Taxes scheme to take advantage of the properties under their administration. In this way, they will be able to generate works for the benefit of the population.

With the collaboration of the private sector, which will be able to use these properties in strategic areas to expand their activities and businesses, public entities will be able to modernize their cities and promote their local economic development.

What are Projects in Assets?

Projects in Assets are a form of private investment participation promoted by public entities with the power to dispose of their assets. It is important to specify that the entities that own Projects in Assets are responsible for identifying, prioritizing and formulating the projects or interventions to be developed under PA; therefore, they must verify and support that they have ownership of the asset and the power of disposal over them.

The concept of "ownership" of the Entity is related to the possibility of acting on the assets because they are under its domain, and not necessarily with the legal title it has.

Thus, ownership is evidenced when the Entity can dispose of the assets: (i) directly (unilaterally); or ii) in coordination with other public or private entities, after signing institutional agreements (such as agreements or contracts) or the issuance of administrative acts or acts of administration⁵.

On the other hand, the power of "disposal" is associated with the accreditation by the entity that the regulatory framework effectively allows it to dispose of the assets it owns, whether such authorization is of a general nature or for one or more specific assets⁶.



This modality may originate from a state initiative or an unsolicited proposal and give rise to various types of contracts that may even involve the transfer of the entire property. It should be noted that the private investor assumes all the risks and costs involved in the execution, operation and maintenance of the project through this modality.

⁵ Ministry of Economy and Finance. (2024). Report No. 394-2024-EF/68.02.

⁶ Idem.

Which public entities can develop Projects in Assets?

According to Articles 2, 6 and 52 of the Single Ordered Text of Legislative Decree No. 1362, the public entities that may develop Projects in Assets are those that have the power to dispose of their assets, such as Ministries and affiliated entities, Regional Governments, Local Governments, Public Universities or other public entities authorized by express law.



In addition, the **Single Ordered Text of Legislative Decree No. 1362** allows other public entities belonging to the Non-Financial Public Sector established in Legislative Decree No. 1276, to also develop Projects in Assets.

Why choose a Project in Assets?

Because through the Projects in Assets modality, the investor seeks to develop an economic activity of its interest in land owned or disposed of by a public entity. This allows public entities that do not have sufficient ordinary resources to execute infrastructure and urban equipment works with a public purpose for the benefit of their cities, regions, university or institutional communities, respectively.



This modality has a more agile private investment promotion process, estimated between 11 to 17 months depending on the complexity of the project.



Flexibility in structuring the contractual modality chosen by the investor.



Ability to determine various forms of economic retribution, which may be monetary, non-monetary and/or in works and equipment.



Real estate and/or properties located in strategic areas and of various sizes that can be used and made profitable.



It does not commit State resources, therefore, it is not required to make the project viable through the National System of Multiannual Programming and Investment Management - Invierte.pe.



Ability to generate infrastructure in favor of citizens by those entities that do not have economic resources for the implementation of public works.



Creation of employment opportunities and local economic development.



Improve the quality of infrastructure and the quality of life of the citizens of the project sites.

What contractual schemes can be executed under Projects in Assets?

Pursuant to Article 52.2 of the Single Ordered Text of Legislative Decree No. 1362, the application of this modality of participation of private investment under Projects in Assets allows the execution of various contractual schemes permitted by law, the most commonly used being the following:



PURCHASE AND SALE:

The public entity undertakes to transfer the ownership of an asset to the investor and the latter to pay its price in cash, in many cases conditioned to investment commitments.



TRANSFER OF ASSETS:

Transfer of ownership of real estate in exchange for non-monetary payments, such as work or equipment in favor of the public entity.



EXCHANGE

Reciprocal transfer of ownership of assets.



LEASING:

By leasing, the lessor undertakes to assign temporarily to the tenant the use of an asset for a certain agreed rent.



SURFACE

The surface right is that by which the investor enjoys the power to temporarily have a construction in separate property on or under the surface of the ground. It is temporary and cannot exceed 99 years. Upon maturity, the public entity, as owner of the land, acquires ownership of what has been built.



USUFRUCT:

The usufruct confers the powers to temporarily use and enjoy another's property. It is temporary and cannot exceed 30 years.



OTHERS:

Any contractual scheme that the law allows and sectoral rules require, such as assignment in use or concession⁷.

Remuneration schemes:

The remuneration schemes will depend on the nature of the Project, as well as the profitability generated by the same, which may include the following examples:

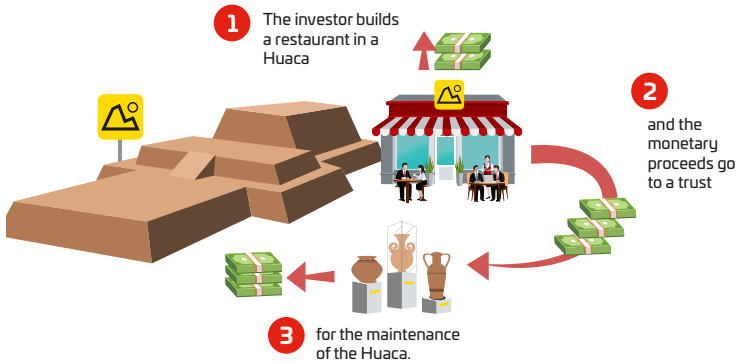
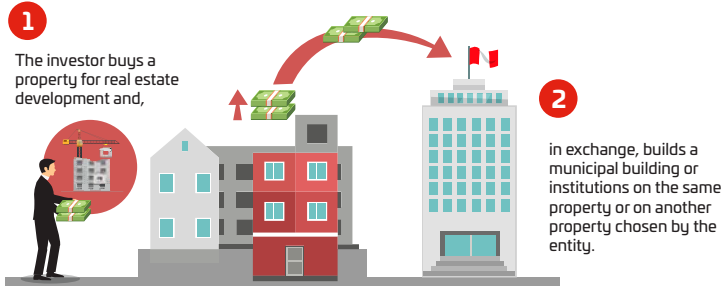
Monetary Remuneration:

- Fixed monthly rent for the square meters used.
- Annual variable income from the gross and/or net income of the Project.

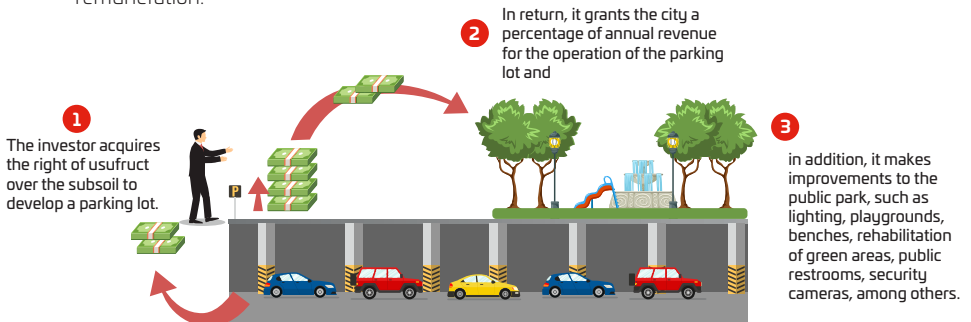


⁷ Art. 65 of Law No.27972, Organic Law of Municipalities

Work Remuneration : Non-monetary remuneration for works and/or equipment that the entity determines as priorities.



Mixed Scheme Remuneration: Combines monetary remuneration with work remuneration.





Projects that can be executed as Projects in Assets



SOCIAL HOUSING REAL ESTATE DEVELOPMENT PROJECTS



SHOPPING MALLS FINANCIAL CENTERS



PROFIT CENTERS (LIVESTOCK) PRODUCTION



SUPPLY MARKETS WHOLESALE MARKETS



INDUSTRIAL PARKS LOGISTICS CENTRES



INDUSTRIAL PARKS LOGISTICS CENTRES



SUPERFICIAL AND UNDERGROUND PARKING LOTS



LAND TERMINALS TRUCK CENTER



MEDICAL CENTERS



PLANTS OF RECOVERY AND SOLID WASTE TREATMENT



EDUCATIONAL INSTITUTES UNIVERSITIES



CEMETERIES TOURIST CABLE CARS SPORTS, RECREATIONAL AND CULTURAL CENTERS CONVENTION CENTERS GASTRONOMIC CENTERS CLUBS AND/OR ZONAL PARKS OTHERS

PART 2: ABOUT THE PROCESS OF PROMOTING AN UNSOLICITED PROPOSAL IN PROJECTS IN ASSETS (IPPA)

What is required to make the presentation of an Unsolicited Proposal in Projects in Assets?

Once the Project in Assets of interest has been identified, the investor can present an Unsolicited Proposal in Projects in Assets (IPPA). This consists of the delivery of a file at the Profile Level, which must comply with a series of requirements in accordance with the provisions of articles 77 and 44.2 of the Regulation of Legislative Decree No. 1362, which are at least the following:

1. Introduction

2. About the Initiative Proponent:

- a.** The name or company name of the applicant, with an indication of the applicant's general legal information, accompanied by the corresponding powers of attorney of the legal representative.
- b.** Audited financial statements for the last two ⁽⁰²⁾ years that demonstrate the financial capacity of the IPPA proponent.
- c.** Certificates or proof issued by third parties other than the accredited legal entity, supporting the technical capacity and experience of the bidder for the development of projects of similar magnitude.
- d.** The affidavit of the expenses actually incurred in the preparation of the IPPA submitted.

3. General Project Description:

- a. Project name.
- b. Competent entity.
- c. Background.
- d. Influence area.
- e. Project objectives.
- f. Importance and consistency of the project with the Sustainability Principle, and with national, regional or local priorities, as appropriate, defined in national, sectoral, concerted regional and local development plans.
- g. Diagnosis of the current provision of infrastructure or public service, identifying the characteristics of demand and existing supply in terms of coverage and quality.

4. Technical Evaluation of the Project:

- a. Technical Analysis of the Project.
- b. Evaluation of alternatives.
- c. Preliminary analysis for the definition of expected Service Levels.

5. Analysis of the resource gap that supports the project classification:

- a.** Analysis of the demand for the service provided by the project.
- b.** Annual project of income.
- c.** Estimated investments and operating and maintenance costs during the life cycle of the project.
- d.** Estimation of supervision costs.

6. The proposed main clauses of the contract.

7. The economic and financial model of the proposed project.

8. Plan of Project Implementation.

- a.** Identification of possible problems that may delay the project, if applicable.
- b.** Target for the release of properties and area required for the project, if applicable.

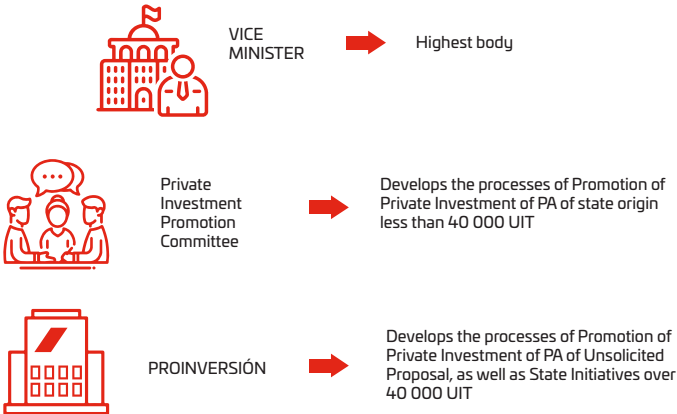
/// To whom should I submit my Unsolicited Proposal in Projects in Assets file?

The Private Investment Promotion Agency (OPIP) is the highest body in each entity holding a project, responsible for the process of promoting private investment from the presentation of an initiative to the signing of the contract. The OPIPs may be PROINVERSIÓN or, failing that, a collegiate body called the Private Investment Promotion Committee (CPIP).

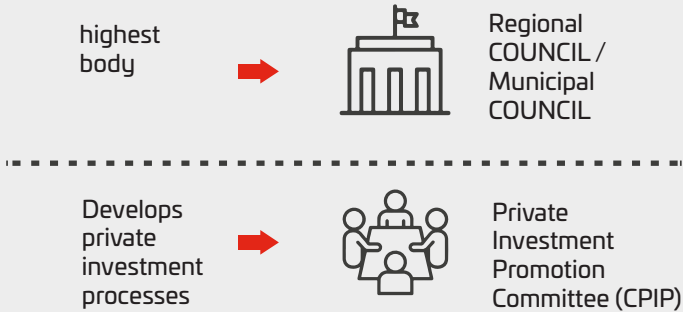
In accordance with article ¹³ of the Regulation of Legislative Decree No. ¹³⁶², in the case of Unsolicited Proposals in Projects in Assets of national competence and public entities authorized by express law, originated by Unsolicited Proposals, the project must be submitted to PROINVERSIÓN as OPIP of the national entities.

On the other hand, the OPIP responsible for evaluating Unsolicited Proposals in Projects in Assets corresponding to Regional and/or Local Governments, will be its CPIP, together with the Regional Council and/or City Council, who act as the highest body of the OPIP.

STRUCTURE OF THE OPIP IN A MINISTRY



STRUCTURE OF THE OPIP IN A MINISTRY





What is a Private Investment Promotion Committee?

It is a collegiate body created by the head entity by means of a Ministerial Resolution, Regional Executive Resolution or Mayor's Resolution or similar, in charge of promoting private investment in public entities. Its functions are the following:



Prepares the bidding terms, the contract and other documents necessary for the development of the process.



Be responsible for the preparation of the Multiannual Report on Investments in Public Private Partnerships and Projects in Assets (IMIAPP)



Convenes, conduct, coordinate and complete the process of promoting private investment.



Carries out coordination with PROINVERSIÓN, in the case of regional or local CPIPs.



Assumes the functions of the OPIP, since the regulations allow the vice minister, the Regional Council or the Municipal Council to delegate their functions to the CPIP until the final version of the contract.

Who are the members of the Private Investment Promotion Committee?

- In the case of the Ministries, it is made up of officials appointed by senior management.
- In the case of Regional or Local Governments, they are usually officials of the Planning Management, Administration and Finance Management, Municipal Management, Planning Management and Economic and/or Urban Development Management.

Who are the members of the Private Investment Promotion Committee?

1. Documents that are prepared during the phases of the IPPA process

| PHASES | FASE 1: PLANEAMIENTO Y PROGRAMACIÓN* | PHASE 2: FORMULATION | PHASE 3: TRANSACTION | PHASE 4: TRANSACTION | PHASE 5: CONTRACTUAL EXECUTION |
|-----------|--|--|--|---|---|
| DOCUMENTS | <ul style="list-style-type: none"> • IPPA • Admission Processing | <ul style="list-style-type: none"> • Report of Evaluation | <ul style="list-style-type: none"> • Initial Version of the Contract** • Declaration of Interest | <ul style="list-style-type: none"> • Final version of the Contract • Bidding Terms*** | <ul style="list-style-type: none"> • Registry of Contract • Contract Addendum |
| PREPARES | <ul style="list-style-type: none"> • Proponent • Public Entity | <ul style="list-style-type: none"> • OPIP | <ul style="list-style-type: none"> • Initial Version of the Contract** • Declaration of Interest | <ul style="list-style-type: none"> • OPIP | <ul style="list-style-type: none"> • Public Entity • Investor |
| APPROVES | <ul style="list-style-type: none"> • OPIP • Public Entity | <ul style="list-style-type: none"> • Public Entity | <ul style="list-style-type: none"> • Public Entity • OPIP | <ul style="list-style-type: none"> • Public Entity • OPIP | <ul style="list-style-type: none"> • Public Entity |

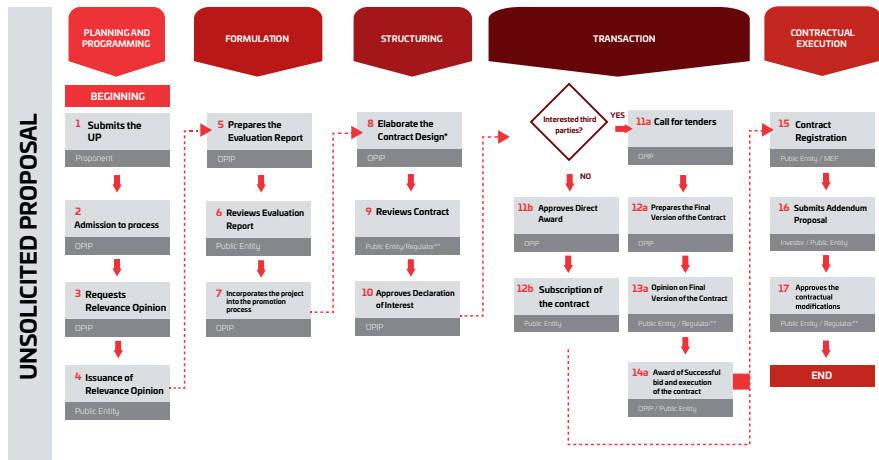
(*) Scheduling does not apply to the first phase of PA.

(**) For projects that require it, the OPIP will prepare the Final Asset Appraisal Report.

(***) In case of presentation of third parties, the bidding terms for the selection process are made.

2. Flow of the process of promoting an IPPA

Estimated process between 11 to 17 months depending on the complexity of the project.



PRO INVERSIÓN

Can PROINVERSIÓN support regional and local entities in the evaluation of the Process for the Promotion of an Unsolicited Proposal in Projects in Assets (IPPA)?

The regulatory framework applicable to Projects in Assets establishes that PROINVERSIÓN will always be the OPIP in charge of carrying out the process of promoting Unsolicited Proposals of the National Government. On the other hand, Regional and Local Governments have the autonomy to carry out, through their OPIPs, the evaluation of the IPPA under their jurisdiction.

However, given the magnitude of certain projects or the need for technical expertise from the counterpart, there is the possibility for Regional and Local Governments to sign a Delegation Agreement with PROINVERSIÓN for one or more projects, so that PROINVERSIÓN carries out the process of promoting the IPPA and/or the preparation of technical studies and/or the preparation of the Evaluation Report. This allows local entities to receive specialist support.

For this purpose, a letter from the public entity requesting the execution of the agreement is required, attaching the Regional Council or Municipal Council Agreement, respectively, and the following information for each project:

- Name, description and objective of the project.
- Relevance and consistency with national, regional or local priorities, as appropriate.
- Diagnosis of the current provision of the service or work to be executed within its scope.
- Levels of service or infrastructure to be provided by the project.



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This dossier was prepared by PROINVERSIÓN's Projects in Assets technical team, and is published in both Spanish and English, summarizes the process followed by an investor to execute a project under the investment modality of Projects in Assets in Peru, with the regulations in force.

Through the following link, the investor will be able to access a model of the Unsolicited Proposal in Projects in Assets (IPPA) file, which serves as a guide for the preparation of the project file: [\(https://info.investinperu.pe/proyectos-en-activos/\)](https://info.investinperu.pe/proyectos-en-activos/)

PROINVERSIÓN, as an entity promoting private investment, has been holding events to publicize the portfolio of Projects in Assets of public entities to the private sector. We invite you to continue discovering the benefits of this type of investment and to contribute to the development of infrastructure in the country.

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