

March 9, 2023

LEGAL ALERT

State of Health Emergency extended for 90 additional days

On February 24, 2023, the Peruvian government published Supreme Decree No. 003-2023-SA, whereby the State of Health Emergency has been extended nationwide for 90 additional days.

The new provisions of said Decree are detailed below:

Issues	Description
Legal measure	Initially declared under Supreme Decree No. 008-2020-PCM. Its last extension was set out on February 24, 2023 under Supreme Decree No. 003-2023-SA.
Legal basis	Section e) of Article 6 of Legislative Decree No. 1156, which sets out measures to guarantee the provision of public health services in cases where there is a high risk or damage to the health and life of the population.
Purpose	Reduce the negative impact of any risks to the life and health of the population, as well as improve the health conditions and quality of life of citizens.
Consequences	Compliance with the action plan and the list of goods and services that must be contracted to face the health emergency, which involves the Peruvian Healthcare System (EsSalud).
Term of measure	90 calendar days, since February 25, 2023 to May 26, 2023.

KEY INFORMATION

- ▶ The World Health Organization (WHO) has determined that SARS-CoV-2 continues to represent a Public Health Emergency of International Concern (PHEIC) and is still qualified as a pandemic.
- ▶ For the health sector, the extension of the health emergency implies the possibility to continue with hybrid work.
- ▶ Due to the extension of the State of Health Emergency, in the case of in-person work, employers are still required to **have a professional in charge of health monitoring due to exposure to the COVID-19**, as well as to **comply with the protocols and guidelines for monitoring the health of employees**, with the purpose of contributing to the reduction of the risk of transmission of SARS-CoV-2.
- ▶ Public and private sector employers will be able to **modify and establish staggered work shifts and schedules for their employees and civil servants** as a preventive measure against the risk of spreading the COVID-19.
- ▶ With respect to Occupational Safety and Health, employers must mandatorily continue to **comply with the respective Training Plan online**.





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