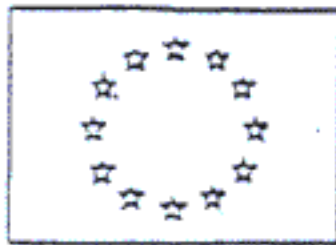


# DRAFT



## EUROPEAN COMMISSION

DIRECTORATE GENERAL I

EXTERNAL RELATIONS: COMMERCIAL POLICY AND RELATIONS WITH NORTH AMERICA, THE FAR EAST, AUSTRALIA AND NEW ZEALAND

Antidumping strategy: dumping aspects

Anti-dumping II (establishment of dumping) and contacts with industry

Brussels,

I-C-2

### CLAIM FORM FOR COMPANIES CLAIMING MARKET ECONOMY STATUS IN AD PROCEEDINGS

INTENDED FOR: *PRODUCER/EXPORTER IN EXPORTING  
COUNTRY*

IN: *[COUNTRY]*

OF: *[PRODUCT]*

PERIOD OF INVESTIGATION:

STATUTORY REFERENCE: Council Regulation (EC) No. 905/98

REGULATORY REFERENCE: Notice of Initiation O.J. C of

REGISTRATION NUMBER OF PROCEEDING: AD

OFFICIALS IN CHARGE:

ADDRESS: EUROPEAN COMMISSION  
DIRECTORATE GENERAL I-C-2  
RUE DEMOT 24  
1040 BRUSSELS  
BELGIUM

TELEPHONE: (+32-2) 299.11.11

FAX: (+32-2) 295.65.05

PLEASE NOTE THAT THIS CLAIM FORM HAS TO BE  
COMPLETED TWICE, ONCE AS A CONFIDENTIAL VERSION  
AND ONCE AS A NON-CONFIDENTIAL VERSION.

# DRAFT

## I GENERAL INFORMATION

### A. Identity and Communication

Supply the following details about your company:

Name:  
Address:  
Telephone:  
Telefax:  
Telex:

and indicate the names of the people to contact and their functions within the company.

### B. Legal Representative

In case you appointed a legal representative to assist you in this proceeding provide the following details:

Name of legal representative:  
Address:  
Telephone:  
Telefax:  
Telex:

### C. Corporate information

1. What is the legal form of your company?
2. Supply a diagram outlining the overall internal hierarchical and organisational structure of your company. A detailed diagram should show all units involved in the production, sales and distribution of the product concerned in both the domestic and export markets.
3. Outline your company's world-wide corporate structure and affiliations, including parent companies, subsidiaries or other related companies which are involved in any way with the product concerned in both the domestic and export markets. Please supply a chart for this purpose.
4. Provide the names and addresses, telephone and facsimile numbers of all subsidiaries or other related companies in all countries which are involved in the production or commercialisation of the product concerned. Specify the activities of each related company.
5. In all cases, please describe the nature of your relationship. State whether you share any board members or senior executives with any of those entities. If so, identify these persons and the nature of their mutual affiliations. Attach copies of any arrangements between the parties.
6. Specify in detail any financial or contractual links and joint ventures with any other company concerning R&D, production, sales, licensing, technical and patent agreements for the product concerned.



# DRAFT

## II BUSINESS DECISIONS AND COSTS

### A. Raw materials and other inputs

1. For the following raw materials (which includes energy costs and components) please state:
  - i) who supplies it (name and address of supplier, whether it is a private or foreign company, joint venture (indicate partners) or a state company);
  - ii) whether it is sourced domestically;
  - iii) the cost trend over the previous two years;
  - iv) whether there are any restrictions on imports of this material. If so, please describe the restrictions.

[-x]

[-y]

[-z]

### B. Industrial property rights

1. Are any licence agreements needed for the technological equipment or software your company uses? Please attach copies of the agreements in their original language and translated into English.
2. Specify the reasons why you have chosen the technological equipment or software your company uses.
3. Please provide a list of any royalties you must pay for these items, and how much.

### C. Labour

1. Please explain how staff at your company are remunerated (i.e. indicate in detail all elements of remuneration including salary, overtime pay, holiday allowance etc.). What is the frequency of this remuneration? What is the average salary per month? Which legal entity is the final payer? Please supply a copy of a pay slip from the previous month.
2. Describe in detail the process applied when staff need to be dismissed or hired. Indicate who is responsible for the final decision.

### D. Production

1. Please provide a monthly breakdown of all products constituting your production over the previous two years. State whether there are, or have been, any limitations on this production (for example, capacity utilisation limitation / limitations on domestic sales of the production, minimum

# DRAFT

production quotas). Finally, state whether any authorisation or licence is needed for this production.

## E. Sales

1. Please provide a list of all sales during the previous two years, including the volumes involved and the unit prices at which these sales were made.
2. Please provide price lists used by your company, covering the previous two years.

## F. Investment

1. Please list all the significant shareholders of the company, their percentage shareholding, and their activities.
2. Please list all significant investments you have made over the previous two years and where. Are there any legal limitations on these investments?

## III ACCOUNTS

1. Indicate your normal corporate financial accounting period.
2. Attach the original version and an English translation of your financial accounts, including balance sheet, profit and loss accounts and all reports, notes and footnotes, for the last two financial years. State whether they have been independently audited and, if they have, include the auditor's opinion on these documents.
3. If internal financial statements, management reports, standard cost reviews etc. are prepared and maintained for the product concerned, please provide copies for the two most recent financial years.
4. Please indicate the address where the accounting records of the company are located. If they are maintained in different locations please indicate which records are kept at which location.
5. Please describe your financial accounting system in detail. State whether your accounting practices are in accordance with the generally accepted accounting principles ("GAAP") in the country of manufacture.
6. Please describe in detail the cost accounting system used by your company to record the production costs of the product concerned.
7. In the event that any of the accounting methods used by your company have changed over the last two financial years, provide a detailed explanation of the changes, the date of change and the reasons for it.



# DRAFT

## IV ASSETS

1. Please provide a list of all fixed and current assets which account for a significant part of the total value of the company. For each asset, explain how it was obtained (for example, bought on the open market, transferred to the company, given for free or at a discount rate by the state), and what method is used to account for its depreciation. Remember to include details of any company borrowings, and state whether these were at preferential rates.
2. Please list any debt write-offs from which the company has benefited.
3. Have you bartered or used debt compensation to purchase inputs or services or make sales over the past five years? Please provide details.

## V LEGAL ENVIRONMENT

1. What bankruptcy and property laws are you subject to, and what does this entail?
2. Please describe any special derogations or exemptions you enjoy from these laws.
3. What documents or licences does your company need to operate and export? Please attach original copies and English translations of these documents and/or licences.

## VI CURRENCY CONVERSIONS

1. Please supply a record of the exchange rates you have used over the past two years to convert purchases and sales in foreign currency into the domestic currency. Include evidence to support this (e.g. bank statements showing conversions).
2. Specify the date you use for the exchange rate (for example, the invoice date, shipping date, etc.), and what the rate is based on (for example the official exchange rate).
3. Please state whether a fee or tax must be paid for the currency conversion. If so, how much?