



REPUBLIC OF THE PHILIPPINES
TARIFF COMMISSION

TC FORM 6-B

**QUESTIONNAIRE FOR THE CONDUCT OF FORMAL INVESTIGATION ON
ANTI-DUMPING MEASURES PURSUANT TO REPUBLIC ACT NO. 8752
(ANTI-DUMPING ACT OF 1999)**

For FOREIGN EXPORTER

(Submit three hard copies and a soft copy)

Data Privacy Notice and Consent

The collection of personal information, including but not limited to, name, sex, email address, and/or any contact number or relevant information, is in compliance with Republic Act No. 9710 (The Magna Carta of Women), and in accordance with the policies provided for under Republic Act No. 10173 (Data Privacy Act of 2012) and the Privacy Policy of the Tariff Commission (TC).

Information collected shall only be processed in order to facilitate TC response/s to the submitted feedback and shall be kept private and confidential. Access thereto shall only be limited to the respective owners of the information and authorized TC Personnel and shall not be disclosed without prior consent from the data subject, unless required by law or authorized by a lawful order of the court or other government agencies.

The TC, in line with its Privacy Policy, shall protect the collected personal information, and shall only retain the same for as long as necessary in order to fulfill the purpose mentioned above, or as provided for by law.

Finally, filling out this form signifies that you have read and understood this Data Privacy Notice and expressly consent to the processing of any personal information that might be collected for the purpose stated herein.

For more information about the TC Privacy Policy, kindly visit our website at www.tariffcommission.gov.ph.

GENERAL INFORMATION AND INSTRUCTIONS

- A. The exporter is required to accomplish this Form and (i) submit **three hard copies** to the Tariff Commission (TC) Records Unit and (ii) email **a soft copy** to TC's official email accounts: TC.Assist@mail.tariffcommission.gov.ph and Records@tariffcommission.gov.ph.
- B. The exporter providing the information must ensure the following:
- The Form is completely and accurately filled up.
 - An explanation/justification is provided when data is lacking.
 - A non-confidential version is attached to this form.
 - An English translation is provided for documents/submissions written in the native language.
 - Attach supporting documents, as applicable.
- C. TC shall request additional information, as deemed necessary (e.g., *Excel files of price/financial/economic data*) for the investigation. If required information is not submitted within the deadline/s set, including grants of requests for extensions, the TC shall base its findings on best information available¹.
- D. Information submitted is subject to verification. The authorities of the exporting country and the concerned firm/exporter will be informed of the intention to carry out on-the-spot investigations to verify information provided or to obtain further details.
- E. Information deemed confidential should be so marked.
- F. Please use additional sheet/s if necessary.
- G. For queries and concerns, feel free to email us at these email addresses: TC.Assist@mail.tariffcommission.gov.ph and Records@tariffcommission.gov.ph.

¹ Pursuant to Section 6 (e) of the Implementing Rules and Regulations of RA 8752 and Article 6.8 of the Anti-Dumping Agreement, "when an interested party refuses access to, or otherwise does not provide, necessary information within a reasonable period or significantly impedes the investigation, preliminary or final determinations, affirmative or negative, may be made on the basis of the facts available."

Please check one:

- ☐ Original Petition for Anti-Dumping Measures
- ☐ Expiry Review of the Anti-Dumping Measures

1. GENERAL INFORMATION

1.1 Name of Foreign Exporter (Corporation, Partnership, Association): _____

1.2 Name of Head (Foreign Exporter): _____
Note: If a Petition is filed by Authorized Representative, provide a copy of a Board Resolution or Secretary's Certificate authorizing the corporate officer or the corporation's representative to file the Petition on behalf of said corporation.

Contact Details:

a.	Main Office Address	
	Contact Person	
	Position	
	Tel. Nos.	
	Email Address	
	Alternate Email Address(es)	
b.	Plant/Factory Address	
	Contact Person	
	Position	
	Tel. Nos.	
	Email Address	
	Alternate Email Address(es)	

1.3 Name of Authorized Representative: _____

Contact Details:

Position	
Tel. Nos.	
Email Address	
Alternate Email Address(es)	

1.4 Information about the company

- a. Company ownership/shareholdings, organizational structure, nature, and functions. Substantiate your submission by providing the following:
- i. Articles of Incorporation and by-laws
 - ii. Certificate of Company Registration issued by relevant government authorities in your country
 - iii. Organizational chart (latest)
 - iv. Annual report, and/or any relevant brochures or pamphlets of your company (latest)

- b. Full description of all the products that your company manufactures and sells in the domestic market including their physical characteristics, material components, production processes and function/use. If the products involve a number of models/types, the details must include all models/types manufactured. Substantiate your submission with product brochures/catalogues, specifications, and flowchart of production processes.
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- 1.5 Provide details on the relationship between your company and other firms, both domestic and foreign, engaged in the production, export and import of subject product(s). Substantiate your submission with documentary evidence.
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2. PRODUCT(S) SUBJECT OF INVESTIGATION

- 2.1 Provide the following details and substantiate your submission with documentary evidence such as product brochures/catalogues, technical specifications, and flowchart of production processes.

Particulars	Product(s) Manufactured and Exported to the Philippines	Product(s) Manufactured and Sold in the Domestic Market of the Exporting Country
a. Subject product		
b. Product description		
c. Model/Type		
d. Tariff classification		
e. Physical characteristics		
f. Material components		
g. Functions/Uses		
h. Production processes		
i. Distribution channels		
j. Name and address of foreign manufacturer/producer from whom you purchased the product(s), if applicable		
k. Is the exported product to the Philippines a <i>like product</i> of those product(s) manufactured and sold in the exporting country?	☐ Yes ☐ No	
l. Justifications on Product Comparability If the product(s) you manufacture is <i>not identical</i> to the subject product(s), give details and explain how and why you consider that the product(s) you manufacture closely resemble the subject product(s).		

- 2.2 Provide information about your company's total production of the subject product(s) for the last two years up to the current year. Substantiate your submission with documentary evidence, e.g., monthly reports and/or breakdown of annual production.

Total Production

Model/Type: _____

Particulars	Year 1	Year 2	Current Year
Production capacity in volume			
Actual production in volume			
Capacity Utilization (%)			

3. MARKET SHARE

- 3.1 Provide total sales (Volume and Value) for each model/type of subject product that your company sold in the domestic market during the last two years up to the current year. Use separate sheets if necessary.

Total Sales

Model/Type: _____

Particulars	Total Sales Quantity ¹			Net Sales Revenue ²		
	Year 1	Year 2	Current Year	Year 1	Year 2	Current Year
Exports to the Philippines						
Sales to Domestic Market						
Exports to Other Countries						
Total						

¹ Specify unit of measurement (e.g. tons, liters, grams, kilograms).

² Specify unit of currency (and exchange rate if applicable).

- 3.2 State the most commonly used terms and conditions with regard to delivery, payments, method of payments, discounts and other information relative to following sales.

a. Domestic Sales

b. Export Sales to the Philippines

c. Export Sales to Other Countries

- 3.3 Describe your distribution channel (including a diagram if appropriate) and pricing policy relative to the following sales:

a. Domestic Sales

b. Export Sales to the Philippines

c. Export Sales to Other Countries

4. EXPORT SALES TO THE PHILIPPINES

The information elicited in this part is required to determine the export price of the product under review which were shipped to importers in the Philippines. You should include costs incurred beyond ex-factory.

- 4.1 Provide export price for each type/model of subject product sold to customers in the Philippines during the period of investigation (POI) (i.e., last 12 months preceding the date of the application/petition) on a monthly basis. *Export price refers to (1) the ex-factory price at the point of sale for export; or (2) the freight-on-board (F.O.B.) price at the point of shipment of the allegedly dumped product.*

Substantiate your submission with documentary evidence such as: importer's purchase order, price list, sales contract, commercial invoices, bills of lading, letter of credit, proof of payment of costs in relation to export sales, and working paper used in the calculation.

Export Sales to the Philippines

Period¹: _____

Date	Name of the Customer	Level of Trade ²	Association (Y/N) ³	Model / Type	Invoice Number	Payment Terms	Quantity ⁴	Gross Sales Value ⁵	Net Unit FOB Price ⁶
Total									

¹ Specify year and month.

² For example, wholesaler, distributor, end-user.

³ If the customer is associated with your business, indicate with letter "Y", if not, use letter "N". Provide a separate explanation of the association.

⁴ Specify unit of measurement.

⁵ Specify unit of currency (and exchange rate, if applicable).

⁶ Excluding post-exportation charges incurred after factory and up to FOB in the country of export. Such costs may include export packing, storage, inland freight from factory to port/border, insurance, handling, export taxes, export inspection fees, customs brokers' fees, commission, and other fees and taxes.

If the export prices are other than FOB in the country of export, provide details of other costs incurred in relation to the export sale of subject product(s) to the Philippines such as freight from border to port, overseas freight, overseas insurance, Philippine customs duty, customs agent fee in the Philippines, and port and transport costs in the Philippines.

5. DOMESTIC SALES

The information requested in this part is required to determine the normal value of the product under review shipped to importer in the Philippines.

- 5.1 Provide the normal value for each type/model of like product sold to customers in the domestic market at the same level of trade and with similar sales volume as your Filipino customer during the POI (i.e., last 12 months preceding the date of the application/petition) on a monthly basis. *Normal value refers to a comparable price at the date of sale of the like product in the ordinary course of trade when destined for consumption in the country of export or origin.* Indicate any factors affecting the comparability of prices for export sales and domestic sales,

e.g., quantities sold, conditions and terms of sales, level of trade, taxation, or physical differences.

Substantiate your submission with documentary evidence such as: price list, commercial invoices, basis for the grant of discounts or rebates, commissions or royalties or other consideration or reimbursements made in respect of the selling price, proof of payments of costs in relation to domestic sales, and working paper used in the calculation.

Domestic Sales of Like Articles to the Domestic Customers

Period¹: _____

Date	Name of Customer	Level of Trade ²	Association (Y/N) ³	Model / Type	Invoice Number	Payment Terms	Quantity ⁴	Gross Sales Value ⁵	Net Unit Selling Price ⁶
Total									

¹ Specify year and month.

² For example, wholesaler, distributor, end-user.

³ If the customer is associated with your business, indicate with letter "Y", if not, use letter "N". Provide a separate explanation of the association.

⁴ Specify unit of measurement.

⁵ Specify unit of currency (and exchange rate, if applicable).

⁶ Excluding cost allowances directly linked to the sale of subject product and such other adjustments between your domestic and export sales affecting price comparability. Cost adjustments may include differences in packing, inland freight, insurance, storage, handling, credit interest, taxes, sales incentives, commissions, warehousing/storage, and other FOB charges.

6. EXPORT SALES TO COUNTRIES OTHER THAN THE PHILIPPINES

- 6.1 Provide the export price for each type/model of like product sold to customers in countries other than the Philippines at the same level of trade and with similar sales volume as your Filipino customer during the POI (i.e., last 12 months preceding the date of the application/petition) on a monthly basis.

Export Sales to Countries Other Than the Philippines

Period¹: _____

Date	Name of Customer	Level of Trade ²	Association (Y/N) ³	Model / Type	Invoice Number	Payment Terms	Quantity ⁴	Gross Sales Value ⁵	Net Unit FOB Price ⁶
Total									

¹ Specify year and month.

² For example, wholesaler, distributor, end-user.

³ If the customer is associated with your business, indicate with letter "Y", if not, use letter "N". Provide a separate explanation of the association.

⁴ Specify unit of measurement.

⁵ Specify unit of currency (and exchange rate, if applicable).

⁶ Excluding post-exportation charges incurred after factory and up to FOB in the country of export. Such costs may include export packing, storage, inland freight from factory to port/border, insurance, handling, export taxes, export inspection fees, customs brokers' fees, commission, and other fees and taxes.

- a. Indicate reasons for the nomination of the third country and submit documentary evidence such as: importer's purchase order, sales contract, commercial invoices, bill of lading, letter of credit, proof of payments of costs in relation to export sales, and working paper used in the calculation.

- b. If the export prices are other than FOB in the country of export, provide details of other costs incurred in relation to the export sale of subject product(s) to other countries such as freight from border to port, overseas freight, overseas insurance, customs duty in the importing country, customs agent fee, port and transport costs in the importing country.

7. COSTS TO PRODUCE AND SELL

This section relates to costs incurred in manufacturing and selling the subject product to the Philippines, and for the product sold in the domestic market and product exported to countries other than the Philippines.

- 7.1 Provide the actual unit cost to produce and sell (COPS), for each model/type of the product manufactured and sold, both for the domestic market and for exports, during the POI (i.e., last 12 months preceding the date of the application/petition), on a monthly basis. Submit documentary evidence such as proof of payment for each cost [i.e., invoice for raw material purchases; payroll of personnel directly involved in the production; invoices and/or accounting records showing payments of overhead, selling, administrative and general expenses (SAGE); finance costs; and working paper used in the calculation].

Cost to Produce and Sell Per Unit (PHP)

Period¹: _____

Particulars	Model Exported to the Philippines	Comparable Domestic Model	Comparable Model Exported to Other Countries
Model/Type			
Raw Materials			
Direct Labor			
Manufacturing Overhead			
Other Costs ²			
Cost of Production			
Selling Costs			
General and Administration Costs			
Financial Costs			
Delivery Expenses			
Other Costs ³			
Total Selling, Administrative and Other Costs			
UNIT COST TO PRODUCE AND SELL			
Mark-up/Margin of Profit (%)			

¹ Specify year and month.

² Relating to costs of production only; identify each cost separately.

³ Identify each cost separately. Please ensure non-operating expenses that relate to the subject articles are included.

Where the figures show that differences in specifications exist between articles sold to the domestic market and those sold for exports, provide details of these differences.

8. PROFITABILITY

- 8.1 Submit the following for the last two years and the current year:
- Audited financial statements, including Notes to Financial Statements
 - Profit and loss statement for the sale of the subject product(s)
- 8.2 Indicate whether your company has experienced any of the following changes in operations during the POI.

Check as many as appropriate:	If checked, please describe. Skip if not applicable.
☐ Plant openings	
☐ Plant closings	
☐ Relocations	
☐ Expansions	
☐ Acquisitions/mergers/buyouts	
☐ Consolidations	
☐ Prolonged shutdowns or production curtailments	
☐ Revised labor agreements	
☐ Technology developments	
☐ Others	

9. DISCUSSION ON THE PHILIPPINE MARKET AND MATERIAL INJURY

- 9.1 Provide a general outline of the Philippine market from your perspective. You may also comment on any factors you believe affect the Philippine market such as supply and demand, prices, the relative importance of imports, etc. Any comment should be supported by documentary evidence.
- 9.2 Provide details of any factors you consider to be the cause of the material injury claimed by the applicant. Any comment should be supported by documentary evidence.

10. GENERAL COMMENTS

This section gives you the opportunity to provide comments on the allegations/claims of the applicant(s). Any rebuttal should be supported by documentary evidence.

- a. On the claim that domestic industry suffered material injury because of dumped imports
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- b. On the claim that the expiry of anti-dumping duty would likely lead to the continuation or recurrence of dumping and injury
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- c. Other Issues
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CERTIFICATION

I hereby certify that all information contained herein are true and correct to the best of my knowledge. I commit that any additional information required will be submitted within 15 working days upon receipt of notice/request from the Tariff Commission.

(Signature over printed name)

Authorized Representative of (Name of Company)

Date