



REPUBLIC OF THE PHILIPPINES
TARIFF COMMISSION

TC FORM 6-C

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

For PHILIPPINE IMPORTER

(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 importer 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 importer 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.
 - Attach supporting documents, as applicable.
- C. Pursuant to Section 1603 (e) of the Customs Modernization and Tariff Act (CMTA), questions on Non-Tariff Measures (NTMs) are incorporated into this Form to provide TC with information on the most common NTM/s applied to certain products as well as the challenges faced by companies in complying with the same. The information gathered will help TC to gain better understanding of the effects of NTMs on international trade and on the price/s and quantity/ies of traded products.
- D. 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.
- E. Information submitted is subject to verification.
- F. Information deemed confidential should be so marked.
- G. Please use additional sheet/s if necessary.
- H. 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 Philippine Importer (Corporation, Partnership, Association): _____

1.2 Name of Head (Philippine Importer): _____
Note: If 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.	Warehouse 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:
- Articles of Incorporation and by-laws
 - Department of Trade and Industry (DTI)/Securities and Exchange Commission (SEC)/Cooperative Development Authority (CDA) Certificate of Registration
 - Organizational chart (latest)
 - 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/or sells in the domestic market to include physical characteristics, material components, production process, 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 process.
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2. PRODUCT(S) SUBJECT OF INVESTIGATION

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

Particulars	Subject Imported Product(s)	Domestic Product(s) Produced in the Philippines
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 exporter from whom you purchased the product(s)		
k. Is the imported product a <i>like product</i> of those product(s) produced by the domestic industry?	☐ Yes ☐ No	
l. Justifications Give details and explain how and why you consider the domestic product as closely resembling the subject product(s).		

- a. Relationship or association between your company and other firms, both domestic or foreign, engaged in the production, export and import of the subject product(s). Substantiate your submission with documentary evidence.
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- b. Importation of the subject product(s) (Volume and Value) for the last two years preceding the date of application and the current year to which data is available. Substantiate your submission with documentary evidence such as: importer's purchase order, price list, sales contract, commercial invoices, import entry, bills of lading, and letter of credit.

Date	Name and Address of the Exporter	Level of Trade ¹	Association (Y/N) ²	Model / Type	Invoice Number	Payment Terms	Quantity ³	Gross Sales Value ⁴	Net Unit FOB Price ⁵
Total									

¹ For example, wholesaler, distributor, end-user.

² If the supplier is associated with your business, indicate with letter "Y", if not, use letter "N". Provide a separate explanation of the association.

³ Specify unit of measurement.

⁴ Specify unit of currency (and exchange rate, if applicable).

⁵ 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 taxes.

5.1 Selling Prices and Costs to Import and Sell

Provide the details of your selling costs per unit for the subject product(s), e.g., overseas costs; costs incurred from the port to the store/warehouse; selling, administrative and general expenses for the last two years preceding the date of application and the current year to which data is available. Attach copies of representative invoices as evidence to support such costs.

Particulars	POI		
	Year 1	Year 2	Current Year
Importation Volume (Unit) [A]			
Unit of Measure			
Cost of Importation (PHP):			
Landed Cost (LC) (PHP) (Provide computation of LC and factors considered in the computation in a separate sheet)			
Other Costs Incurred (PHP) (e.g., delivery/handling costs, insurance, and other related expenses)			
(1)			
(2)			
(3)			
Total Cost to Import (PHP) [B]			
Unit Cost to Import (PHP/Unit) [C = B/A]			
Profit Margin (PHP/Unit) [D]			
Selling Price/Unit (PHP/Unit) [E = C + D]			

Provide details/explanation on any significant change(s) on the above indicators during the POI.

3. SALE OF IMPORTS

3.1 Identify the function of your company/organization by checking the appropriate box and provide the required data/information.

☐ Trader
(Direct Importer of
Goods)

☐ Distributor
(Non-importer but
Distributor of Imported
Goods)

☐ Importer-Manufacturer
(Importer and Direct User
of Imported Goods)

For Trader / Distributor

- i. Sales of imported subject product(s) (Volume and Value) for the last two years preceding the date of application and the current year. Break up sales information for different models, grades or types, and pricing structures.
- ii. What is the normal gross margin on subject product? Its level of profit as compared to other products you sell? Elaborate and attach documentary evidence.
- iii. What percentage of your overall business does the trading of subject product represent in the current year and the last two years.
- iv. Attach a list of your customers who have purchased the subject product from you the last two years and the current year, including volumes, prices and approximate dates.
- v. Explain the terms and conditions governing sales of the subject product during the last two years and the current year, including selling prices, discounts, payment terms, freight policy, unit of measurement, total quantity sold, total gross sales revenue, sales return and allowances, and cash or other discounts allowed. Evidence is required to support the selling prices - price lists that were in place or if price lists were not used, indicate the method used in determining selling prices.

For Importer-Manufacturer

- i. What is/are the subject product(s) used by the company to manufacture or produce another product?
- ii. What is/are the percentage share of the imported subject product to the total cost of production? Provide a cost breakdown of the manufactured product. Submit a copy of the statement of cost of production of the finished product.
- iii. Has the finished product been sold profitably over the period of importation of the subject product or in the last two years (whichever is the lesser)? Elaborate and attach a list of your customer who have purchased your finished product the last two years and the current year.
- iv. What is the level of sales (volume and value) of company's finished product for the last two years preceding the date of application and the current year? Break up sales information for different models, grades or types, and pricing structures.
- v. What were the terms and conditions governing sales for all or the majority of your sales of the finished product during the last two years and the current year? Explain to include selling prices, discounts, payment terms, freight policy, unit of measurement, total quantity sold, total gross sales revenues, sales returns and allowances, and cash and other discounts allowed. Evidence is required to support the selling price - price lists that were in place or if price lists were not used, indicate the method used in determining selling prices.

4. PROFITABILITY

- 4.1 Submit the following for the last two years and the current year:
- Audited financial statements, including Notes to Financial Statements
 - Statement of cost of goods sold
 - Statement of cash flow
 - Schedule of depreciation/amortization
 - Schedule of long-term liabilities

Particulars	Year 1	Year 2	Current Year
Sales Volume (Number of Units)			
Unit of Measure			
Sales Revenue			
Cost of Sales			
Gross Profit			
Operating Expenses:			
Variable			
Fixed			
Income (Loss) from Operation			
Income (Loss) Before Income Tax			
Net Income (Loss) After Tax			

If your company has multiple products, submit separate statements of income and related statements and schedules of accounts, including a detailed breakdown of each cost component and the basis of allocation made, specific to the subject product(s).

- 4.2 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	

5. DISCUSSION ON THE PHILIPPINE MARKET AND MATERIAL INJURY

- 5.1 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, and the relative importance of imports. Any comment(s) should be supported by documentary evidence.
- 5.2 Provide details of any factors you consider to be the cause of the material injury claimed by the applicant. Any comment(s) should be supported by documentary evidence.

6. NON-TARIFF MEASURES

6.1 List down all known non-tariff measures (NTMs) applied on your importations relating to subject product(s).

AHTN Code	Name of NTM/s Applied	Objective of NTM (use Code indicated in Table A below)	Implementing Agency(ies)	Procedural Obstacles Encountered, if any (use Code indicated in Table B below)

Table A. Objectives of NTMs

Code	Description
O1	To safeguard public health
O2	To safeguard public morals
O3	To safeguard national security
O4	To safeguard the environment
O5	Others (please specify)

Table B. Procedural Obstacles Encountered

Code	Description
P1	Long processing time/delays
P2	Numerous agencies involved
P3	Numerous signatories and high number of required documents
P4	Unofficial payments
P5	High fees and charges
P6	Lack of facilities (e.g., testing laboratory)
P7	Others (please specify)

6.2 Please provide information on how the identified NTMs affected the quantity and price of the subject product(s).

7. 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

- b. On the claim that the expiry of anti-dumping duty would likely lead to the continuation or recurrence of dumping and injury

- c. Other Issues

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