

**VIETNAM COMPETITION AUTHORITY
MINISTRY OF INDUSTRY AND TRADE
DIVISION OF TRADE REMEDIES INVESTIGATION**

**QUANTITY AND VALUE QUESTIONNAIRE FOR THE SELECTION OF
THE SAMPLE OF EXPORTING PRODUCERS/EXPORTERS IN THE
PEOPLE'S REPUBLIC OF CHINA, THE REPUBLIC OF INDONESIA,
MALAYSIA AND CHINESE TAIPEI CONCERNING THE INITIATION OF
AN ANTIDUMPING INVESTIGATION ON CERTAIN COLD-ROLLED
STAINLESS STEEL**

INTENDED FOR: PRODUCERS/EXPORTERS

PRODUCT UNDER INVESTIGATION: CERTAIN COLD-ROLLED STAINLESS STEEL

**PROCEEDING: ANTI-DUMPING INVESTIGATION APPLICABLE TO IMPORTS ORIGINATING IN
THE PEOPLE'S REPUBLIC OF CHINA, THE REPUBLIC OF INDONESIA, MALAYSIA
AND CHINESE TAIPEI (CASE NO: 13-KN-BPG-01)**

PERIOD OF INVESTIGATION (POI): 01/4/2012 to 31/3/2013

STATUTORY REFERENCE:

- 1. Ordinance No. 20/2004/PL-UBTVQH11 dated 29/4/2004 on Anti-dumping of imported goods into Vietnam;**
- 2. Decree of Government No. 90/2005/ND-CP dated 11/07/2005 making detailed provision for implementation of Ordinance on Anti-dumping of Imported Goods into Vietnam;**
- 3. Decree 95/2012/ND-CP dated 12 November 2012 of the Government regulating functions, tasks, powers and organizational structure of the Ministry of Industry and Trade;**
- 4. Decision No. 848/QĐ-BCT dated on February 5th 2013 of regulating functions, tasks, powers and organizational structure of the Vietnam Competition Authority**

REGULATORY REFERENCE: Decision of initiation No. 4460/QĐ-BCT Dated 02 July 2013

DUE DATE OF QUESTIONNAIRE RESPONSE: BEFORE 5.00 P.M. 18 JULY 2013, HANOI TIME

OFFICIALS IN CHARGE:

CASE HANDLERS

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A. INTRODUCTION

The Vietnam Competitive Authority (hereinafter referred to as the “VCA” or the “Investigation Authority”) is responsible for administering the Vietnamese anti-dumping law. The law provides a mechanism for maintaining fair levels of import competition for Vietnamese producers when dumping causes material injury or threatens to cause material injury to an established Vietnamese industry. The law reflects Vietnam’s obligations under the World Trade Organization (WTO) Anti-Dumping Agreement.

The VCA has initiated an investigation into claims by the domestic industry in Vietnam that dumped imports of certain stainless steel originating in or exported from the People’s Republic of China, the Republic of Indonesia, Malaysia and Chinese Taipei have been and are causing material injury to the Vietnamese industry.

In compliance with the WTO Agreement on Implementation of Article VI of General Agreement on Tariffs and Trade 1994 (GATT 1994) and Vietnam Decree no 90/2005/ND-CP, in cases where the number of interested parties involved is so large that the determination of an individual margin becomes impracticable. Vietnam Competition Authority may limit their examination to determine individual margin to a limited number of interested parties. In order to do so, Vietnam Competition Authority issues the quantity and value questionnaire to related parties to collect information for purpose of sampling.

Please note that by providing information below, the company agrees to cooperate in this proceeding, this also imply to your related companies (if any). The non-cooperation of any of your related companies may be interpreted as a failure on your part.

Before completing the questionnaire you should read the following information:

Do not leave any question or section blank. If an answer is ‘no’ or ‘not applicable,’ you should say so. It is in your own interest to reply as accurately and completely as possible and to attach all the supporting documents, if requested.

It is important that your responses to the questionnaire be backed up by evidence such as commercial invoices, cost sheets etc, in support of your claims. These need *not* be submitted together with your reply, unless otherwise specified, but must be made available upon request at any point during the investigation.

All data in tables should be submitted by computer media using MS Excel, preferably on CD-ROM. Please provide sufficient format information to allow useful retrieval of the data. Please make sure that all Excel tables are labeled in accordance with the corresponding heading in this questionnaire.

The response should be returned in a hard copy and complete table on CD-ROM enclosed, no later than **18 July 2013 by 5:00 p.m. Hanoi time**, by post to:

**VIETNAM COMPETITION AUTHORITY
DIVISION OF TRADE REMEDIES INVESTIGATION**

ADDRESS: ROOM 510 - 5TH FLOOR

25 NGO QUYEN STR,

HOAN KIEM DISTRICT, HANOI

VIETNAM

TEL: (+84-4) 22205002

FAX: (+84-4) 22205003

The electronic version has to send to emails as follows: ninhtht@moit.gov.vn; chiptq@moit.gov.vn. Title of the mail should clearly indicate “Response to Q&V questionnaire for case no 13-KN-BPG-01” In the mail, name and address of your firm and name, title and contact address contact person in this questionnaire should be included.

Hard copy printouts of all information must in principle accompany the submission of the computer media and must match exactly the contents thereof. If the paperwork exceeds a reasonable size or you feel that you cannot provide the answer as requested, please contact one of the officials in charge.

B. PRODUCT UNDER INVESTIGATION

B.1. Scope of Investigation

The product covered by this proceeding is certain stainless steel originating in the People's Republic of China, the Republic of Indonesia, Malaysia and Chinese Taipei currently under the Vietnamese Customs Tariff Code and summarized as follows:

| No. | HS Code | Product |
|-----|------------|---|
| 1 | 7219-32-00 | of a thickness of 3.0mm or more but less than 4.75mm |
| 2 | 7219-33-00 | of a thickness of 1.0mm or more but less than 3.00mm |
| 3 | 7219-34-00 | of a thickness of 0.5mm or more but not exceeding than 1.00mm |
| 4 | 7219-35-00 | of a thickness less than 0.50mm |
| 5 | 7219-90-00 | Other |
| 6 | 7220-20-10 | hoop or strip, of a width not exceeding than 400mm |
| 7 | 7220-20-90 | Other |
| 8 | 7220-90-10 | Hoop or Strip, of a width of not exceeding than 400mm |
| 9 | 7220-90-90 | Other |

The following products are excluded from the scope of investigation: (1) cold-rolled stainless steel in coils or in sheets but not be annealed or heat-treated (Full Hard); (2) cold-rolled stainless steel in coils or in sheets with a thickness higher than 3.5 mm.

B.2. Technical description of the product under investigation

Please provide for each type of the product under investigation sold by your company in your domestic market, Vietnam's market a technical description together with, if available, sales brochures.

B.3. Product comparability

Explain in detail all differences between the types of the product under investigation sold by your company and its related companies on the domestic market and those exported to Vietnam. Points to be covered should include material, design, specifications and production processes.

C. QUANTITY AND VALUE QUESTIONNAIRE

I. Identify

1. Please provide the following details about your company

Name:

Address:

E-mail address:.....

Telephone:.....

Fax:

Contact person:

Legal representative:.....

2. Please mark the nature of your company's business

Manufacturer: Involved activities (please check by and can choose more than one answer)

- produce product under investigation
- produce and also purchase product under investigation from Related company¹
- produce and also purchase product under investigation from Unrelated company
- sell product under investigation in the domestic market
- export product under investigation to Vietnam
- export product under investigation to countries other than Vietnam
- other (please specify)

¹ **Related company** is an enterprise in which the investor has **significant influence** and which is neither a subsidiary nor a joint venture of the investor.

Significant influence is the power to participate in the financial and operating policy decisions of the investee but is not control over those policies.

If an investor holds, directly or indirectly through subsidiaries, 20% or more of the voting power of the investee, it is presumed that the investor does have significant influence, unless otherwise regulated or agree upon. Conversely, if the investor holds, directly or indirectly through subsidiaries, less than 20% of the voting power of the investee, it is presumed that the investor does not have significant influence, unless otherwise regulated or agree upon.

Trader: Involved activities (please check by and can choose more than one answer)

- purchase product under investigation from Related company
- purchase product under investigation from Unrelated company
- sell product under investigation in the domestic market
- export product under investigation to Vietnam
- export product under investigation to countries other than Vietnam
- other (please specify)

Please also provide the certificate of corporate registration/Legal Entity Business License (Original version and English-translated version) of your company issued by government authorities

3. Related Companies

Please complete the following table, where you describe the activities of your related companies involved in purchasing, producing and/or selling (export and/or domestic) of the product under investigation

| Name and Address of Related Company | Involved Activities |
|-------------------------------------|----------------------------|
| Related company 1 | (Manufacturer, trader....) |
| Related company 2 | ... |
| | |

II. Production and turnover

1. Please provide the total quantity in tones and total value in USD of your company sales of product under investigation during the POI

| | POI | | | |
|---|----------|-----------|--------|-----------|
| | Quantity | | Value | |
| | In tones | Share (%) | In USD | Share (%) |
| Export sales to Vietnam of the product under investigation | | | | |
| Export sales to countries other than | | | | |

| | | | | |
|--|--|--|--|--|
| Vietnam of the product under investigation | | | | |
| Domestic sales of the product under investigation | | | | |
| Total sales of product under investigation | | | | |

Please indicate any exchange rates used and the respective dates and sources of information

2. Please indicate your company of production capacity and production quantity of product under investigation during POI

| | Capacity (MT) | | Production (MT) | |
|---------------------|---------------|-----------|-----------------|-----------|
| | In tones | Share (%) | In tones | Share (%) |
| Your company | | | | |

3. State your company's turnover (use the currency in which your accounts are kept), free of taxes and after all discounts, in the following format.

| | POI | | |
|---|---------------------|-------------------|-------|
| | Unrelated customers | Related customers | Total |
| <i>Total company turnover (all products)</i> | | | |
| Domestic market | | | |
| Vietnam | | | |
| Other Countries | | | |
| <i>Turnover of the sector (including the Product under investigation)</i> | | | |
| Domestic market | | | |
| Vietnam | | | |
| Other Countries | | | |
| <i>Turnover of the Product under investigation</i> | | | |
| Domestic market | | | |
| Vietnam | | | |
| Other Countries | | | |

III. Other information

1. Individual margin

Does your company intend to claim an individual margin?

Yes

No

Note: *Please be aware that Vietnam Competition Authority may nonetheless decide not to calculate an individual margin for all exporters/producers who made such claim, if the number of exporters/producers is so large that individual examination would be unduly burdensome and would prevent the timely completion of the investigation.*

2. Agreement to be included in the Sample

Please give us an indication of whether the company or companies agree to their inclusion in the sample, which implies replying to a questionnaire and accepting an on-the-spot verification of your response.

Yes

No,..... (please provide the reason)

3. Please provide any other relevant information which you consider useful to assist Vietnam Competition Authority in the selection of the sample

4. Certifications

Please submit the required certification of accuracy which provide information and the person(s) who submitting it, if different (e.g. a legal representative), must certify that they have read the submission and that the information submitted is accurate and complete. Vietnam Competition Authority cannot accept the quantity and value questionnaire responses that do not contain the certification statements. Form for such certification together with the power of attorney as follows:

CERTIFICATION OF ACCURACY AND COMPLETENESS

I,....., currently
(name and title)

employed by..... certify that (1) I have read this
(Name of Company)

submission and (2) the information contained in this submission is, to the best of my knowledge,
complete and accurate.

Dated

(Signature of certifying person)