

***Instituto Nacional de Defensa de la Competencia
y de la Protección de la
Propiedad intelectual – INDECOPI***

***National Institute for the Defense of Competition and Protection
of Intellectual Property -INDECOPI***

Questionario para el exportador o productor extranjero investigado
por prácticas de dumping
(examen interino, intermedio o por cambio de circunstancias)

Questionnaire for exporters or foreign producers investigated for
dumping practices
("interim" or "changed circumstances" review)

Compañía/Company: _____

Dirección /Address: _____

Teléfono / Telephone: _____

Fax: _____

web: _____

DECLARACIÓN

La autoridad abajo firmante declara que toda la información proporcionada en este documento en respuesta al cuestionario es completa y verdadera y reconozco que ésta queda sujeta a verificación por la Secretaría Técnica de la Comisión de Fiscalización de Dumping y Subsidios del INDECOPI.

DECLARATION

The undersigned authority declares that all the information provided in this document is complete and true and recognizes that it is subject to verification by the Technical Secretariat of Antidumping and Countervailing Duties of INDECOPI.

Nombre del Representante Legal/Name of the Legal Representative:

Firma Autorizada / Authorized Signature:

Fecha / Date:

Datos Generales/ General Information

Producto bajo investigación / Product under investigation:

Productos	Longitud
Tablas bodyboard para correr olas	Mayor a 95 cm pero menor o igual a 110 cm
Tablas bodyboard de recreo	Mayor a 60 cm pero menor o igual a 95 cm
Tablas kickboard	Menor o igual a 60 cm

Products	Lenght
Bodyboard	Length from 110 cm (43.3") to over 95 cm (37.4")
Bodyboard Training	Length from 95 cm (37.4") to over 60 cm (23.62")
Kickboard	Length 60 cm (23.62") or less.

País de origen / Country of origin:

República Popular China / People's Republic of China
Taipei Chino (Taiwán) / Chinese Taipei

Período de investigación/ Period of investigation: January 2005 - march 2008

Fecha de inicio de investigación / Investigation starting date: 24 de marzo de 2008 / march 24th, 2008

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Please send your completed questionnaire and supporting documents to:

Comisión de Fiscalización de Dumping y Subsidios del INDECOPI
Calle de La Prosa 138
San Borja, Lima 41
Peru
Telephone : (51-1) 224-7800 (Extension 1220-1221)
Fax : (51-1) 224-7800 (Extension 1296)
e-mail : dumping@indecopi.gob.pe

Part 1

Introduction

- 1.1 Article 11 of the Antidumping Agreement referred to the Duration and Review of Anti-Dumping Duties and Price Undertakings indicates that there are two types of reviews designed to evaluate the need for the continued imposition of the duty, firstly, an interim or changed circumstances review, and secondly, a five-year review (Sunset or Expiry review).
- 1.2 In this case, the Commission has initiated an investigation according to article 11.2 of the Antidumping Agreement¹. Reviews conducted under this provision are commonly known as “interim” or “changed circumstances” reviews. The purpose of this review is to examine whether the continued imposition of the duty is necessary to offset dumping, whether the injury would be likely to continue or recur if the duty were removed or varied, or both.

General Instructions

- 1.3 Answer all the questions. The columns can be marked “non applicable-NA” as long as you can explain in each case the reasons to use this legend.
- 1.4 The answer to this questionnaire should be presented in two versions: “confidential” and public or “non confidential.” All the confidential information should be marked with the “CONFIDENTIAL” legend or stamp. The Commission will have access to this information and it will not be revealed without express authorization of the party that provides it.
- 1.5 It is necessary to submit, besides the justification for the special treatment of confidentiality, non-confidential summaries (public) of the information provided as confidential. These summaries will be sufficiently detailed to allow a reasonable understanding of the substantial content of the information provided as confidential, and will be part of the public or “non confidential” version of the answers to this questionnaire.
- 1.6 According to article 6.8 of the Antidumping Agreement, in case your company refuses to provide the required information within a reasonable period of time, the investigating authority (in this case, Indecopi) will be able to take decisions on the basis of the available facts, including those that appear in the application presented by the branch of national production.
- 1.7 The answer to the questionnaire should be presented in Spanish, or in English, as long as a translation into Spanish language is annexed.

¹ Saga Falabella S.A. has made an application to this Commission, requesting a review of the antidumping duties imposed to bodyboards and kickboards from the People's Republic of China and Chinese Taipei. This Commission has initiated an investigation according to article 11.2 of the Antidumping Agreement.

Part 2

General information of the company

- 2.1 Make a brief description of your company and its activities. Indicate if your company uses other names to operate.
- 2.2 Provide the main shareholder's names and a brief summary of your company's history.
- 2.3 Describe the corporative structure and affiliations of your company (holding, matrix, subsidiary, etc). Include Diagram of the corporative structure and affiliations.

- 2.4 Do you sell through a related client or distributor in Perú?,

Yes No

If yes, indicate the name of your client/distributor and if the prices and/or sale conditions are different from those applicable to none related clients.

- 2.5 Do your prices and sale terms differ by type of client and/or type of market?

Yes No

If yes, explain the basis for the differences.

- 2.6 Specify if your company is a manufacturing company, a trader or Broker Company or carries out both activities.

You must indicate if your company is a producer, but exports the product subject to investigation in an indirect way. If it exports through an affiliated company, indicate name, address and participation in the property of these companies.

If your company is a commercial company, identify the manufacturing companies that provide you the product under investigation. Specify if your company is subsidiary of these companies. If this is the case, provide the address of each main company.

- 2.7 Describe the evolution of the world-wide bodyboard and kickboard market in the last years. How much does the evolution of the plastic price influence the bodyboard and kickboard price?

- 2.8 Detail all the company plants that produce the investigated product and their production capacity.

- 2.9 In the period from January 2007 to March 2008, what fraction of your total sales income corresponds to the investigated products.

If your company produces other goods apart from the investigated products, please give us a list of these other products.

2.10 Explain if the product exported to Peru is different in physical characteristics, and/or its use and functions, to the products sold in your internal market and to those exported to other countries.

2.11 Have the investigated products been examined in a different antidumping case?

Yes No

If yes, complete the following information:

Country or countries investigated: _____

Final decision (applied or not antidumping duties): _____

Date: _____

2.11 Does the manufactured product or your firm receive some type of tributary incentive or preferential treatment in the import of inputs, or benefits from any other kind of payment discharge, condonement, subsidy, etc?

Yes No

If yes, please explain.

Part 3

Production, sales and exports information

3.1 Using Chart N° 1 provide production, sales and exports information for 2005, 2006, 2007 and Jan-March 2008 by type of product under investigation² (Use one chart for each product)

**Chart N° 1
Production, sales and exports information**

Items/Years	2005	2006	2007	Jan-Mar 2008
Production				
Production (quantity)				
Average Production capability (quantity)				
Beginning of period inventories(quantity) ^{1/}				
Domestic Market				
International Consumption (quantity)				
Sales (quantity)				
Sales ^{2/} (value US\$)				
Foreign Market				
Exports to Peru (quantities)				
Exports to Peru (value US\$)				
Exports to all other countries ^{3/}				
Exports to(quantities)				
Exports to(FOB in US\$)				
Exports to(quantities)				
Exports to(FOB in US\$)				
Exports to(quantities)				
Exports to(FOB in US\$)				
Exports to(quantities)				
Exports to(FOB in US\$)				
Exports to(quantities)				
Exports to(FOB in US\$)				
Exports to other countries.....(quantities)				
Exports to other countries.....(FOB in US\$)				

^{3/} Specify the 5 main countries

Part 4

**Listing of prices: Internal sales and exports
(Period January 2007 to March 2008)**

4.1 Provide the value (US\$) and volume (quantity) of the sales, prices and adjustments from January 2007 to March 2008 in your internal market, to the Peruvian market, and to other export markets. Report the data in monthly form, and specify the sources of information used in each case. Use chart 2A, 2B and 2C

² Page 3

If the product under investigation is classified in several types of products, the answer should be presented by type of product.

- 4.2 Please send photocopies of the first 10 correlative invoices of sales (internal sales and/or export) for every month, from april 2007 to march 2008, whether it corresponds or not to the investigated product. (Total of 12 months X 10 invoices = 120 copies).

**Chart 2A
Sales List - Internal market**

Descripción del producto/ Product description	Número de factura de venta/ Invoice Number	Fecha de factura/ Invoice date	Valor en US\$/ Value (US)	Cantidad (unidad) / Quantity (per unit)	Precio unitario (en US\$/unidad / Unit price (US\$)	Nombre del cliente/ Name of client	Relación con el cliente / Relation with the client	Fecha de embarque / Shipment date	Términos de venta / Type of sale	Plazo de pago/ Payment term in days	Fecha de pago / Date of the payments

Adjustments

Descuentos por cantidad / Adjustment of quantity	Rebajas / discount	Embalaje / Packing cost	Manejo de mercancías / handling charges	Flete a puerto / Freight to port in your country	Flete externo / External Freight	Seguro externo / Insurance to Peru	Gastos Financieros / Financial cost	Comisiones / Commissions	Ajustes por dif. Físicas / Adjustments for physical differences	Otros gastos / Other expenses	Total de ajustes/ Total Adjustments	Total de ajustes (en US\$ por unidad) / Total adjustments per unit (US\$)	Precio neto/ Net price

**Chart N° 2B
Exports to Peru**

Descripción del producto/ Product description	Número de factura de venta/ Invoice Number	Fecha de factura/ Invoice date	Valor en US\$/ Value US\$	Cantidad (unidad) / Quantity (Per unit)	Precio unitarios (en US\$/unidad)/ Unit price (US\$)	Nombre del cliente/ Name of client	Relación con el cliente / Relation with the client	Fecha de embarque / Shipment date	Términos de venta / Type of sale	Plazo de pago/ Payment term in days	Fecha de pago / date of the payments

Adjustments

Descuentos por cantidad / Adjustment of quantity	Rebajas / discount	Embalaje / Packing cost	Manejo de mercancías / handling charges	Flete a puerto / Freight to port in tour country	Flete externo / External Freight	Seguro externo / Insurance to Peru	Gastos Financieros / Financial cost	Comisiones / Commissions	Ajustes por dif. Físicas / Adjustments for physical differences	Otros gastos / Other expenses	Total de ajustes/ Total Adjustments	Total de ajustes (en US\$ por unidad) / Total adjustments per unit (US\$)	Precio neto/ Net price

**Chart N° 2C Exports to
Other Countries**

Descripción del producto/ Product description	Número de factura de venta/ Invoice Number	Fecha de factura/ Invoice date	Valor en US\$/ Value US\$	Cantidad (unidad) / Quantity (Per unit)	Precio unitarios (en US\$/unidad) / Unit price (US\$)	Nombre del cliente/ Name of client	Relación con el cliente / Relation with the client	Fecha de embarque / Shipment date	Términos de venta / Type of sale	Plazo de pago/ Payment term in days	Fecha de pago / date of the payments

Adjustments

Descuentos por cantidad / Adjustment of quantity	Rebajas / discount	Embalaje / Packing cost	Manejo de mercancías / handling charges	Flete a puerto / Freight to port in tour country	Flete externo / External Freight	Seguro externo / Insurance to Peru	Gastos Financieros / Financial cost	Comisiones / Commissions	Ajustes por dif. Físicas / Adjustments for physical differences	Otros gastos / Other expenses	Total de ajustes/ Total Adjustments	Total de ajustes (en US\$ por unidad) / Total adjustments per unit (US\$)	Precio neto/ Net price

Part 5

Cost of production data

5.1 Determine the structure of your unitary costs. Use chart N° 3. Provide information by type of product. Specify in dollars by unit.

Cuadro N° 3 / Chart N° 3
Estructura de Costos / Cost structure
Valor en dólares por unidad/ Value in dollars per unit

	2007	Jan-Mar 2008
A. Costo de Producción / Production Cost		
A = (1) + (2) + (3)		
(1) Materiales y Componentes (Directos) / Materials and Components (Direct)		
(2) Mano de Obra (Directa) / Labor Costs (Direct)		
(3) Gastos Indirectos de Fabricación / Indirect Cost of production		
B. Gastos Generales / General Expenses		
B = (4) + (5) + (6)		
(4) Ventas y Administración / Sales and Management		
(5) Financieros / Financial		
(6) Investigación y Desarrollo / Research and development.		
C. Costo Ex-fábrica / Ex – work Costs		
C = A + B		
D. Ganancia / Pérdida antes de Impuestos / Profit / Losses before taxes		

1/ En caso de existir más de un producto investigado, debe prepararse un cuadro por cada uno de ellos. (Ver página N° 3)/ **In case there are more than one investigated product, you should prepare one chart for each one (See page N°3)**