



THE DEPARTMENT OF FOREIGN TRADE

MINISTRY OF COMMERCE

THAILAND

Safeguard Questionnaire for Exporters

The review of the safeguard measure regarding the extension of the measure in imports of non alloy hot rolled steel flat products in coils and not in coils originating in or exported from various countries into Thailand

(Confidential Version)

NAME OF RESPONDENT.....
COUNTRY.....

Please return the complete response to:

**THE DIRECTOR GENERAL
DEPARTMENT OF FOREIGN TRADE
MINISTRY OF COMMERCE
563 NONTHABURI ROAD
NONTHABURI 11000
THAILAND**

CONTENTS

General instructions for completing the questionnaire

Declaration

Section 1 General information on your company

Section 2 Product(s) under consideration

Section 3 Basic industry data for the company and product(s) under
consideration and forecast

Section 4 Thai market / serious injury

Section5 General questions and comments

Annex I Power of Attorney (if applicable)

Annex II Exchange rate

GENERAL INSTRUCTIONS FOR COMPLETING THE QUESTIONNAIRE

Before completing the questionnaire you should read the following notes :

1. This questionnaire is intended for foreign producers and/or exporters whose product(s) is exported to the Kingdom of Thailand under the description of the product(s) under consideration (see Section 3 below) of this safeguard measure review.
2. Based on the petition lodged by Thai domestic Industry, a review was initiated by the Department of Foreign Trade (“DFT”), Ministry of Commerce of Thailand through its Trade Interests and Remedies Division. The DFT is currently conducting a review to evaluate whether the continuation of measure is necessary to prevent or remedy serious injury and the industry is adjusting. The DFT in the conduct of its safeguard measure review is guided by the provisions of the Safeguard Measures on Increased Imports Act B.E. 2550 (A.D. 2007).
3. Part of this questionnaire requests you to provide comments on market trends and the petitioners’ claims of injury. This provides you with the opportunity to provide information on factors that affect the industry in which you operate and refute claims of injury made by the petitioners. The information you provide will give the DFT a broader understanding of the various relevant factors affecting the Thai market and the domestic industry producing the like or directly competitive product(s).
4. You are strongly recommended to respond to the questions asked. The questionnaire is in a number of parts to make it easier for you to complete. It is possible that some questions will not be relevant to your situation and, in these circumstances, a brief explanation of the reasons why you have not responded should be provided. On the other hand, there may be matters not covered in the questionnaire that you believe should be addressed. If this is so, please include those details.
5. While some information could be difficult to obtain, please complete all sections as thoroughly as possible and provide as much evidence as possible for your claims. Additional information may be requested from your company as necessary.
6. Please always identify all units of measurement, currencies and conversion factors used in your narrative response, tables, lists and

calculations. Please use the same currency as your accounts unless otherwise instructed. For all currency conversions, please attach the monthly average exchange rate of your national bank for the period mentioned in this questionnaire in Annex II.

7. Some questions require narrative or explanatory answers. If you need to use extra sheets in your questionnaire response, clearly refer to the specific question you are answering. Answer questions in the order presented in the questionnaire. Listed information should conform as closely as possible to the recommended formats and should be labeled clearly. If there is insufficient space in any section of the questionnaire, you should attach annexes indicating clearly to which sections they relate.
8. Information and supporting evidence may be given on a confidential basis, where appropriate. Confidential information, i.e. business secrets, etc., will not be made available to any other interested parties. You should ensure that all information provided to the DFT in confidence are clearly marked as such so they can be treated accordingly. In order to ensure the confidentiality of your information, a **non-confidential summary of your reply that contains sufficient details to permit a reasonable understanding of the substance of the information submitted in confidence must also be furnished within the same time limit, in the questionnaire marked as “non-confidential” or “for inspection by interested parties”**. Where a meaningful non-confidential summary is not provided, and where the information is susceptible of such summary, the information submitted in confidence may be disregarded. The non-confidential version of your response submitted to the DFT is placed on a public file and made available to interested parties for inspection. This allows your claims to be considered by the other parties, who have a right to see the information relevant to the presentation of their case. Similar arrangements apply to submissions made by other interested parties.
9. If you intend to have another party acting on your behalf, e.g. a law firm, accountancy firm or consultancy firm, please ensure that the DFT receives an original of the appropriate Power of Attorney in Annex I.
10. Please make sure that all Excel tables are labeled in accordance with the corresponding headings in this questionnaire. Also indicate the source of information, which documents and records are used for the figures/data presented. Every part of the response should be traceable to company documents that are used in the regular business.

11. All data in tables should be submitted by computer media using Microsoft Office Excel 2007, preferably on CD-ROM. Please provide sufficient format information to allow useful retrieval of the data.
12. Prepare your response in typed form and in English. Include an original and translated version of all texts in non-English language documents that accompany your response.
13. Please sign the Declaration and have it notarized. Provider of information and the person(s) 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. The DFT cannot accept questionnaire responses that do not contain the certification statement.
14. Please retain all worksheets and documents used in answering this questionnaire; in particular those linking the information supplied with accounting and management records. It will be useful if further questions arise during the subsequent investigation.
15. If you have any difficulties in filling in all or part of the questionnaire, or require clarification on any questions asked, you should contact as soon as possible the officials in charge of the case named below, stating the difficulties experienced or the clarification required.

- Ms. Yaowalak Kanchanamahakul (yaowalakk@moc.go.th)
- Mr. Ochiss Phuphet (ochissp@moc.go.th)

Trade Interests and Remedies Division
Department of Foreign Trade
Contact Number : Tel. 662-547-5082
Telefax : 662-547-4741

16. The questionnaire duly completed consisting of one (1) copies of a confidential version and one (1) copy of a non-confidential summary or version of your submission and its attachments, and a CD-ROM, shall reach the DFT at the address given on the cover page not later than 14th November 2016.

DECLARATION

I, the undersigned, hereby declare that _____

(name of company)

do export the products under consideration and have completed the attached questionnaire. I also certify that the information contained in this response is complete and correct to the best of my knowledge and belief.

I, the undersigned, hereby declare that _____

(name of company)

do not export the products under consideration and therefore have not completed the attached questionnaire.

Signature of authorized person

Designation/Position

Date

SECTION1
GENERAL INFORMATION ON YOUR COMPANY

1. Corporate information

Name	
Legal form	
Address	
Telephone	
Telefax	
Names of contact person and their function within the company	
E-mail of contact person	

Please provide details of any other business names which you use to export and/or sell your products.

If you have any agent or office in Thailand, please provide information regarding its full name, address and contact.

SECTION 2

PRODUCT(S) UNDER CONSIDERATION

The product(s) refers to the product(s) subject to the safeguard measure review is

non alloy hot rolled steel flat products in coils and not in coils, of a thickness of 0.9 – 50.0 mm. and a width of 600.0 – 3,048.0 mm. In addition, the exemptions of the imposition of definitive safeguard measure are granted for i) imports of products classified as special grade steels; ii) imports for the production of spiral pipe products; and iii) imports for export, i.e., imports of products that are intended to be manufactured, further processed or incorporated into a finished product that will be exported from Thailand under the Industrial Estate Authority of Thailand Act; or, the Investment Promotion Act; or, the Customs Act.

The product concerned is currently classifiable under the Thai Customs Tariff Code at subheadings:

7208.36.00.031, 7208.36.00.032, 7208.36.00.033, 7208.36.00.090,
7208.37.00.041, 7208.37.00.042, 7208.37.00.043, 7208.37.00.090,
7208.38.00.041, 7208.38.00.042, 7208.38.00.043, 7208.38.00.090,
7208.39.00.041, 7208.39.00.042, 7208.39.00.043, 7208.39.00.090,
7208.51.00.090, 7208.52.00.090, 7208.53.000.11, 7208.53.00.012,
7208.53.00.013, 7208.53.00.090, 7208.54.00.011, 7208.54.00.012,
7208.54.00.013, 7208.54.00.090

2.1 Description of product(s)

Please describe fully the product(s) you manufactured and/or exported to Thailand. If the articles involve a number of models and/or types, please provide details for all models and/or types manufactured and/or exported to Thailand.

- (1) Name
- (2) Specification
- (3) Chemical Composition
- (4) Quality
- (5) Standard
- (6) No. of Harmonize System
- (7) User
- (8) Model / Types
- (9) Raw Material

(10) Please provide brochures and/or catalogues and specifications

2.2 Based on the product definition, could you list those types that you have exported that may not be covered by the above mentioned tariff codes

2.3 Comparability

Please comment on the comparability of the product(s) under consideration exported to Thailand with that produced and sold by Thai producer(s). Identify any differences, e.g. in the technical and physical characteristics and/or end uses of the product(s) exported. Please also indicate if differences in production process cause any difference in quality, end use or application.

SECTION 3
BASIC INDUSTRY DATA FOR THE COMPANY AND
PRODUCT(S) UNDER CONSIDERATION AND FORECAST

3.1 Total sales turnover (net free of taxes after all discounts) and sales to Thailand

- Total company sales Turnover
- Total turnover of all sales to Thailand
- Turnover of product(s) under consideration sales to Thailand

Please complete Table 3.1 (Excel file).

3.2 Total capacity, actual production and inventory

Please provide information on your total capacity and actual production for the product(s) under consideration and its inventory in Table 3.2 (Excel file).

3.3 Total sales (domestic and export sales)

Please provide information on total sales volume and value of the product(s) under consideration pertaining to domestic sales in your country and export sales to Thailand and to other export markets in Table 3.3 (Excel file). Please be noted that value of sales should be reported net, ex-works for the domestic sales and CIF price at border of destination countries, free of taxes, after all rebates/discounts for the export sales.

3.4 Projected capacity utilization, production and domestic & export sales

State your projected capacity utilization, production and domestic & export sales for the year 2016, 2017 and 2018 in Table 3.4 (Excel file).

3.5 World-wide capacity and production

Please comment on the current situation and the foreseen developments for the next three years of the capacity and production of the product(s) concerned installed on your domestic market and world-wide. Please support the information provided by actual knowledge or “best estimates” according to your experience on those markets. Please also attach appropriate documentation in Table 3.5 (Excel file).

3.6 Future plans on sales, production, and capacity

Please comment on your future plans (years 2016, 2017 and 2018) for sales, production, and capacity of the product(s) under consideration in the event that:

- a) Extension of Safeguard Measure is imposed by Thailand,
- b) Extension of Safeguard Measure is **not** imposed by Thailand.

SECTION 4
THAI MARKET / SERIOUS INJURY

The petitioner(s) has made a number of statements regarding its serious injury and the necessity of the extension of safeguard measure. You may wish to provide comments on the claims of serious injury and views on the necessity for continuation of measure to prevent or remedy serious injury. And you may wish to provide your view on public interests regarding the extension of the measure. If possible, any comments should be supported by documentary evidence.

- 4.1 Please provide a general outline of the domestic market from your perspective and provide comments on any other factors you believe that affect the Thai industry such as supply and demand, prices, the relative importance of imports, etc.

- 4.2 Please comment on each specific claim made by the petitioner(s) with regards to serious injury.

- 4.3 Please provide details of any factors you consider to be the cause of the serious injury claimed by the petitioner(s).

SECTION 5 GENERAL QUESTIONS AND COMMENTS

This section raises several questions and gives you the opportunity to make general comments on the claims made by petitioner(s).

You are also invited to make comments on any other issues you consider relevant which you believe will assist in your rebuttal of the petitioner's claims under this review. Any rebuttal should be supported by documentary evidence, if possible.

General questions

5.1 Could you provide your views on the prospect for the steel sector in the next 3-4 year in general and in particular for the product concerned?

5.2 Could you provide your views on the adjustments to be made by the steel industry faced with lower global demand, if indeed this is the case?

5.3 Could you provide any general information on the adjustment that you may have made in the past four years in order to adapt to market demand and remain competitive?

5.4 Within the sector of the product concerned, could you identify those types that offer the best market prospects and to the best of your knowledge do you consider that these types are produced in Thailand?

5.5 In your view, which are the most competitive countries producing steel and the product concerned, and could you indicate the reasons why this would be the case?

5.6 In your view, are there substitute products that may compete with the product concerned?

Comments

Please provide general comments and rebuttals