

**DECISION
OF THE GOVERNMENT OF THE RUSSIAN FEDERATION
NO. 274 OF MARCH 11, 1999
ON THE REGULATIONS FOR CONDUCTING INVESTIGATIONS PRIOR
TO THE INTRODUCTION OF SPECIAL PROTECTIVE MEASURES, ANTI-DUMPING
MEASURES OR COMPENSATORY MEASURES**

With the aim of implementing [Article 3](#) of the Federal Law on Measures for Protecting Economic Interests of the Russian Federation in Foreign Trade in Goods the Government of the Russian Federation hereby decrees to:

Approve the appended [Regulations](#) for Conducting Investigations Prior to the Introduction of Special Protective Measures, AntiDumping Measures or Compensatory Measures

Chairman of the Government of
the Russian Federation

Ye.Primakov

**Regulations
for Conducting Investigations Prior to the Introduction
of Special Protective Measures, Anti-Dumping Measures
or Compensatory Measures
(approved by the [Decision](#) of the Government of the Russian Federation
No. 274 of March 11, 1999)**

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I. General Provisions

1. The present Regulations drafted in keeping with the [Federal Law](#) on Measures for Protecting Economic Interests of the Russian Federation in Foreign Trade in Goods shall lay down the procedure for conducting an investigation prior to the introduction of special protective measures, anti-dumping measures or compensatory measures (hereafter referred to as the investigations). Basic concepts provided by the aforesaid [Federal Law](#) are used in the present

Regulations.

2. Ministry of Trade of the Russian Federation is the federal executive body in charge of conducting the investigations.

3. The investigations shall be conducted based on an application for the introduction of [special protective measures](#), [anti-dumping measures](#) or [compensatory measures](#) filed to the Ministry of Trade of the Russian Federation on behalf of a branch of the Russian economy on the instruction of the Government of the Russian Federation or on an application of a body of executive power of a subject of the Russian Federation (hereafter referred to as the application).

II. Acceptance of an Application for Examination

4. An application to introduce [special protective measures](#) may not be accepted for examination if the Russian producers of the goods which support such an application hold less than fifty per cent share of the overall production volume of similar or directly competing goods in the Russian Federation.

An application to introduce [anti-dumping measures](#) or [compensatory measures](#) may not be accepted for examination if the Russian producers of the goods which support such an application hold less than twenty five per cent share of the overall production volume of similar of directly competing goods in the Russian Federation.

5. If one Russian producer supporting such an application holds over thirty five per cent share of the overall production volume of similar or directly competing goods in Russia or if the overall amount of imported goods under the investigation is less than twenty five per cent of the overall volume of sales of similar of directly competing goods in the domestic market of the Russian Federation an investigation shall be conducted subject to availability of a conclusion of the Ministry of the Russian Federation for Anti-Monopoly Policy and Support of Business on possible consequences of application of special protective measures, anti-dumping measures or compensatory measures on competitive situation in the domestic market of the Russian Federation.

6. Date of acceptance of the application for examination shall be the date such application is registered by the Ministry of Trade of the Russian Federation. The documents (the information) are attached to the application according to [Annexes No. 1, 2 and 3](#) of the present Regulations.

7. The Ministry of Trade of the Russian Federation may not disclose content of the application, fact of its receipt and any information about its examination until it is decided whether to conduct an investigation.

8. Having examined whether the application contains sufficient and authentic information to initiate an investigation within thirty calendar days from the acceptance date of the application the Ministry of Trade of the Russian Federation shall submit to the Commission of the Government of the Russian Federation on Protective Measures In the Foreign Trade and Customs and Tariff Policy (hereafter referred to as the Commission) its proposals to either conduct an investigation or to refuse to conduct it.

The federal bodies of executive power represented at the Commission may not disclose any information about content of the application.

The Ministry of Trade of the Russian Federation shall advise the applicant about decision taken by the Commission. Date of the Commission's decision shall be the investigation starting date.

9. The period specified in Paragraph one of [Item 8](#) of the present Regulations may be extended if materials submitted by an applicant are not sufficient to take decision concerning an investigation. In this case the Ministry of Trade of the Russian Federation shall send to the applicant a request to furnish additional information.

For the purposes of the present Regulations an inquiry sent by the Ministry of Trade of the Russian Federation shall be deemed received by an applicant after seven calendar days after they are mailed or from the time it is handed over in person to an applicant's representative.

If an applicant fails to provide any additional information within thirty calendar days upon its receipt date, the Ministry of Trade of the Russian Federation shall inform the applicant in writing on

its refusal to examine the application. Before the deadline set for submitting additional information expires such term may be extended but for no more than ten calendar days on the basis of the applicant's written motivated request.

If an applicant submits to the Ministry of Trade of the Russian Federation information which supplements or alters his earlier application the application acceptance date for examination shall be date such addenda or changes are registered by the Ministry of Trade of the Russian Federation.

10. An applicant's application may be refused examination if he submits unauthentic information to the Ministry of Trade of the Russian Federation. A repeated application with regard to the same goods shall be accepted for examination not earlier than one year following the date of refusal.

11. An application may be recalled by the applicant before decision is taken regarding an investigation. In such case it shall be deemed unsubmitted.

III. Notification of Interested Parties

12. Information about conduct of an investigation is subject to disclosure.

13. A notification sent to interested parties pursuant to [Items 5](#) and [7](#) of Article 18 of the Federal Law on Measures for Protecting Economic Interests of the Russian Federation in Foreign Trade in Goods shall also state the period during which interested parties may send their request consultations on subject of the investigation.

From the time a notification is received on commencement of the investigation, interested parties shall have the right to submit in writing all evidence which in their opinion is relevant to the investigation in question.

14. If more than two foreign exporters and/or producers are involved in an investigation prior to the introduction of [anti-dumping measures](#) or [compensatory measures](#) the Ministry of Trade of the Russian Federation shall have the right to notify about the decision to initiate the investigation only authorized bodies of countries of origin of the goods subject to investigation or of export of such goods, or an authorize body of a union of countries which include countries of origin of such goods or of their export.

15. Simultaneously with the notification on commencement of an investigation prior to the introduction of anti-dumping measures or compensatory measures the Ministry of Trade of the Russian Federation shall forward to known foreign exporters and/or producers of goods a list of questions to which they are required to provide written answers in the Russian language for the purposes of the investigation during 30 calendar days upon date of their receipt.

For the purposes of the present Regulations known foreign exporters and/or producers of goods are deemed those foreign exporters and/or producers of the goods subject to the investigation of which information is available in materials of the investigation.

16. For the purposes of the present Regulations the list of questions drafted by the Ministry of Trade of the Russian Federation shall be deemed received by an interested party after seven calendar days after they are mailed or from the time it is handed over in person to an interested party's representative.

Answers to the questions shall be deemed received if they reach the Ministry of Trade of the Russian Federation (by mail or were directly handed over by an interested party's representative) within seven calendar days upon the thirty days period laid down by [Paragraph one of Item 8](#) of the present Regulations.

17. After the Government of the Russian Federation decides to apply special protective measure, anti-dumping measures or compensatory measures the Ministry of Trade of the Russian Federation shall notify thereof authorized bodies of countries of origin of goods subject to the investigation or of export of such goods, or an authorized body of a union of countries which include countries of origin of such goods or of its export, as well as known foreign exporters and/or producers of goods (only if decision is made on antidumping measures or compensatory measures).

18. The Ministry of Trade of the Russian Federation shall inform authorized bodies of countries of origin of goods subject to the investigation or of export of such goods, or an authorized body of a union of countries which include countries of origin of such goods or of its export on the introduction of [special temporary duties](#) before they are applied.

IV. Rights and Obligations of Interested Parties and the Ministry of Trade of the Russian Federation

19. The State Customs Committee of the Russian Federation, the State Statistics Committee of the Russian Federation, other federal bodies of executive power and bodies of executive power of the subject of the Russian Federation are to assist in the performance of the investigation and within thirty calendar days from the receipt date of a relevant inquiry they are to furnish any required information, including confidential one. If an interested party files a motivated written request the information submission period may be extended by the Ministry of Trade of the Russian Federation for no more than ten calendar days, provided that does not hinder the investigation process.

20. In the course of an investigation the Ministry of Trade of the Russian Federation may request commercial organizations to provide necessary information, including confidential one which is to be submitted within thirty calendar days from the receipt date of the inquiry, and to name a source of such information.

21. Duration of a period covered by an investigation shall be determined by the Ministry of Trade of the Russian Federation in the course of such investigation.

22. If within time framework fixed by the present Regulations an interested party refuses to furnish information requested by the Ministry of Trade of the Russian Federation, or if there is a reasonable doubt that the information is authentic, the Ministry of Trade of the Russian Federation shall decide about results of the investigation on the basis of authentic information at its disposal.

23. Confidential information furnished to the Ministry of Trade of the Russian Federation may not be disclosed without written permission of an interested party which had submitted it.

24. An interested party submitting confidential information must attach to such information its explanatory note which is to be nonconfidential.

The explanatory note is to contain sufficient details required to understand the essence of the case in question or give reasons why more detailed nonconfidential information can not be provided.

25. If the Ministry of Trade of the Russian Federation finds out that the claimed confidentiality requirement is not justified, or if an interested party which had provided the information does not want to disclose the information, or does not permit to disclose it even in the form of a nonconfidential explanatory note, then the Ministry of Trade of the Russian Federation may disregard such information, apart from cases when such information was proved to be authentic.

26. The Ministry of Trade of the Russian Federation shall keep a data bank required to perform the investigation, and shall be liable under the legislation of the Russian Federation for keeping information confidential.

27. Any nonconfidential information obtained in the course of an investigation shall be made available to interested parties in the manner laid down by the Ministry of Trade of the Russian Federation.

See the [Regulations on the Procedure for Providing Persons Concerned with the Information Obtained as a Result of Investigation and Not Classified as Confidential, endorsed by the Order of the Ministry of Commerce of the Russian Federation No. 396 of September 3, 1999](#)

28. Interested parties shall submit their materials on the subject of the investigation in writing in the Russian language to the Ministry of Trade of the Russian Federation.

29. In the course of the investigation the Ministry of Trade of the Russian Federation may also take into account oral information provided by interested parties.

If in order to draft the report on results of an investigation the Ministry of Trade of the Russian

Federation makes use of oral information provided by interested parties, they as well shall submit such information in writing in the Russian language.

30. Oral information submitted by interested parties during an investigation to the Ministry of Trade of the Russian Federation may not constitute the grounds for disputing a Decision of the Government of the Russian Federation on results of an investigation, apart from cases when such information was confirmed in the course of the investigation in writing in the Russian language.

31. In order to verify information or to obtain additional materials (collect missing information) the Ministry of Trade of the Russian Federation acting in agreement with interested parties may conduct investigations on the territory of the country of the seat of a foreign exporter and/or importer of goods being the subject of the investigation.

32. The Ministry of Trade of the Russian Federation shall facilitate to holding meetings of interested parties who have opposing views on the subject of the investigation and shall have the right to take part in such meetings. Refusal of interested parties to hold such a meeting shall not be regarded as a violation of investigation procedure.

33. In the course of an investigation the Ministry of Trade of the Russian Federation holds consultations and negotiations with interested parties, analyses collected materials, examines samples of goods being the subject to the investigation and takes any other measures to conduct the investigation which do not contradict the legislation of the Russian Federation.

34. If an investigation reveals that delayed implementation of special protective measures inflicted or may inflict a serious damage to a branch of the Russian economy which would be difficult to repair afterwards, the Ministry of Trade of the Russian Federation, based on a previously established connection between increased amounts of goods imported to the customs territory of the Russian Federation and significant damage to the branch of the Russian economy or possibility of such damage being inflicted, shall submit in the established manner to the Government of the Russian Federation its proposal (in the form of report) to introduce a temporary special duty, provided a simultaneous investigation is conducted to obtain final conclusion.

35. In special cases, but not sooner than after sixty calendar days following the commencement of an investigation prior to the introduction of anti-dumping measures, if information obtained before its completion proves that there is a dumping import of goods and significant damage to a branch of the Russian economy caused by such importation, as well as that a delay in the introduction of an antidumping duty may inflict irreparable and serious damage to the branch of the Russian economy, the Ministry of Trade of the Russian Federation, based on its preliminary conclusion shall submit in the established manner to the Government of the Russian Federation its proposal (in the form of report) to introduce a temporary anti-dumping duty.

36. In special cases, but not sooner than after sixty calendar days following the commencement of an investigation prior to the introduction of compensatory measures, if information obtained before its completion proves that there is a dumping import of goods and significant damage to the branch of the Russian economy caused by such importation, as well as that a delay in the introduction of a compensatory duty may inflict irreparable and serious damage to the branch of the Russian economy, the Ministry of Trade of the Russian Federation, based on its preliminary conclusion shall submit in the established manner to the Government of the Russian Federation its proposal (in the form of report) to introduce a temporary compensatory duty.

V. Acceptance of Undertakings

37. An investigation prior to the introduction of anti-dumping measures may be terminated without introduction of preliminary or final anti-dumping measures subject to receipt from a foreign exporter of its written voluntary undertaking to abandon dumping prices or to reduce up to an acceptable level its dumping import of goods, provided substantial damage or possibility of such damage being inflicted through dumping import of similar or immediately competing goods will be eliminated. The aforesaid undertaking of the foreign exporter shall be accepted by the Government of the Russian Federation.

In individual cases a foreign government may guarantee that a foreign exporter honors its

undertaking the former acting through an authorized agency of a corresponding foreign country (a union of foreign countries).

38. In the course of an investigation prior to the introduction of anti-dumping measures, undertakings listed in [Item 37](#) of the present Regulations should not be demanded of or accepted from a foreign exporter if the Ministry of Trade of the Russian Federation has not drawn a preliminary conclusion on facts of a dumping import and substantial damage or possibility of such damage being inflicted.

Undertakings proposed by a foreign exporter may not be accepted if their implementation is not feasible owing to a large number of exporters or due to other substantial reasons about which the Ministry of Trade of the Russian Federation must advise the foreign exporter.

39. Proposal to accept an undertaking made by a foreign exporter per [Item 37](#) of the present Regulations shall be drafted in the form of report on the basis of a preliminary conclusion on available facts of dumping import and substantial damage or possibility of such damage being inflicted to a branch of the Russian economy and submitted by the Ministry of Trade of the Russian Federation in the established manner to the Government of the Russian Federation.

40. If an undertaking per [Item 37](#) of the present Regulations is accepted from a foreign exporter an investigation prior to the introduction of anti-dumping measures may be continued by decision of the Ministry of Trade of the Russian Federation or on initiative of the foreign exporter.

41. Undertakings listed in [Item 37](#) of the present Regulations shall automatically become null and void if an investigation prior to the introduction of anti-dumping measures proves there is no dumping import, or any substantial damage or any possibility of such damage being inflicted to a branch of the Russian economy.

If the conclusion on the absence of any dumping import or any substantial damage or any possibility of such damage being inflicted to a branch of the Russian economy resulted from the acceptance of an undertaking stated in [Item 37](#) of the present Regulations such an undertaking shall remain valid until elimination of substantial damage or possibility of such damage being inflicted owing to dumping import.

42. The Ministry of Trade of the Russian Federation may demand that a foreign exporter whose undertaking stated in [Item 37](#) of the present Regulations was officially accepted will on regular basis submit information on its implementation. Refusal to provide such an information shall be regarded as violation of such undertaking. The Ministry of Trade of the Russian Federation shall be entitled to verify such received information on compliance with the undertaking.

43. An investigation prior to the introduction of [anti-dumping measures](#) may be suspended or terminated without introduction of temporary or final [compensatory duties](#) upon receipt from a foreign country (a union of foreign countries) acting through a corresponding authorized agency, of its voluntary undertaking to abandon the subsidy or to reduce the subsidy involving corresponding goods up to an acceptable level or upon receipt from a producer (exporter) of a foreign country (union of foreign countries) of its written voluntary undertaking to increase export price of the goods in the form of a subsidy sufficient to eliminate substantial damage or possibility of such damage being inflicted to a branch of the Russian economy through importation of goods subsidized by a foreign country, (a union of foreign countries).

An undertaking of a producer (exporter) of a foreign country, (a union of foreign countries) shall be accepted by the Government of the Russian Federation or on its instruction by the Ministry of Trade of the Russian Federation.

44. In the course of an investigation prior to the introduction of compensatory measures no undertakings listed in [Item 43](#) of the present Regulations should be demanded of or accepted from a foreign country, (a union of foreign countries), or from a producer (exporter) of a foreign state, (a union of foreign countries) until the Ministry of Trade of the Russian Federation has not drafted a preliminary conclusion on the fact of existence of a subsidy and substantial damage or possibility of such damage being inflicted to a branch of the Russian economy through such a subsidy, and if an undertaking was pledged by a producer (exporter) of a foreign country, (a union of foreign countries), until the receipt of government's consent of a corresponding producer's (exporter) foreign country, (a union of foreign countries) acting through its authorized agency.

Undertakings may not be accepted if the Ministry of Trade of the Russian Federation believes their implementation is not feasible owing to a large number of exporters or due to other substantial reasons about which the Ministry of Trade of the Russian Federation must advise the foreign exporter.

A proposal to accept from a foreign state (a union of foreign countries) or from a producer (exporter) of a foreign state (a union of foreign countries) an undertaking per [Item 43](#) of the present Regulations drafted in the form of report on the basis of a preliminary conclusion on facts of existing subsidy and substantial damage or possibility of such damage being inflicted to a branch of the Russian economy through such a subsidy shall be submitted by the Ministry of Trade of the Russian Federation in the established manner to the Government of the Russian Federation.

45. In the course of an investigation prior to the introduction of compensatory measures the Ministry of Trade of the Russian Federation may propose to a producer (exporter) of a foreign country, (a union of foreign countries) to pledge an undertaking per [Item 43](#) of the present Regulations, however it should not force the latter to pledge such an undertaking.

46. If an undertaking stated in [Item 43](#) of the present Regulations is accepted from a foreign country, (a union of foreign countries), or a producer (exporter) of a foreign country, (a union of foreign countries) an investigation prior to the introduction of compensatory measures may be continued by decision of the Ministry of Trade of the Russian Federation or on initiative of the government of the producer (exporter) country acting through an authorized agency of such foreign country (a union of foreign countries).

47. Undertakings listed in [Item 43](#) of the present Regulations shall automatically become null and void if an investigation prior to the introduction of compensatory measures proves there are no subsidies, no substantial damage or no possibility of such damage being inflicted to a branch of the Russian economy.

If the conclusion on the absence of any subsidy or any substantial damage or any possibility of such damage being inflicted to a branch of the Russian economy resulted from the acceptance of an undertaking stated in [Item 43](#) of the present Regulations such an undertaking shall remain valid until liquidation of substantial damage or possibility of such damage being inflicted through importation of goods subsidized by a foreign country, (a union of foreign countries).

48. The Ministry of Trade of the Russian Federation may demand that a foreign country, (a union of foreign countries) acting through an authorized agency of such a foreign country (a union of foreign countries), or that a producer (exporter) of a foreign country, (of a union of foreign countries) whose undertaking stated in [Item 43](#) of the present Regulations was officially accepted will on regular basis submit information on its implementation. Refusal to provide such information shall be regarded as a violation of such an undertaking.

The Ministry of Trade of the Russian Federation shall be entitled to verify such received information.

VI. Report by the Ministry of Trade of the Russian Federation

49. Based on results of an investigation the Ministry of Trade of the Russian Federation shall submit to the Government of the Russian Federation in the established manner its proposals on application of special protective measures, anti-dumping measures or compensatory measures drafted in the form of report.

50. The report of the Ministry of Trade of the Russian Federation shall contain the following information:

1) description of goods being the subject of the investigation, including the nine digit code of the Commodity Classification for Foreign Economic Activity of the Commonwealth of Independent States;

2) evidence of either increased amount of goods imported to the customs territory of the Russian Federation or dumping import of such goods or import of goods which production or export involved subsidies of a foreign country, (a union of foreign countries);

3) proof of substantial damage or possibility of such damage being inflicted to a branch of the

Russian economy

4) proof of a cause-and-result link between substantial damage or possibility of such damage being inflicted to a branch of the Russian economy and increased amount of goods imported to the customs territory of the Russian Federation, or dumping import of such goods or import of goods which production or export involved subsidies of a foreign country, (a union of foreign countries);

5) description of a measure proposed to protect economic interests of the Russian Federation, including: a special protective measure which can be implemented in the form of an import quota or a special duty, including a special temporary duty;

an anti-dumping measure which can be implemented in the form of an anti-dumping duty, including a temporary one or by accepting undertakings listed in [Item 37](#) of the present Regulations;

a compensatory measure which can be implemented in the form of a compensatory duty, including a temporary one or by accepting undertakings listed in [Item 43](#) of the present Regulations;

6) a planned date of introduction of a proposed measure as well as the draft plan of measures to adapt the branch of the Russian economy to operations in the environment of international competition during the effective period of measures proposed by the applicant of behalf of the branch of the Russian economy or a proposal to refrain from application of such measures if their introduction according to findings of the investigation may cause substantial damage to the branch of the Russian economy, the entire Russian economy or to interests of a significant part of consumers of goods being the subject of the investigation, or which may be not feasible due to other material consideration of national interests.

VII. Concluding Provisions

51. An investigation prior to the introduction of special protective measures shall be conducted for no longer than nine months.

52. An investigation prior to the introduction of anti-dumping or compensatory measures shall be conducted for no longer than twelve months.

53. If based on the results of the investigation, the Commission decides not to introduce special protective measures, anti-dumping measures or compensatory measures a repeated application regarding the same goods may be accepted for examination at least only after one year following such decision of the Commission.

54. If the term of operation of special protective measures exceeds three years, in order to determine whether it is necessary to maintain such measures the Ministry of Trade of the Russian Federation shall conduct a repeated investigation in accordance with the procedure laid down by the present Regulations.

A repeated investigation conducted in order to determine whether it is necessary to maintain compensatory measures shall be conducted on initiative of the Government of the Russian Federation in accordance with the procedure laid down by the present Regulations.

A repeated investigation conducted in order to determine whether it is necessary to maintain anti-dumping measures shall be conducted on initiative of the Government of the Russian Federation, or based on requests filed by interested parties in accordance with the procedure laid down by the present Regulations.

55. A proposal drafted by the Commission on the basis of a report prepared by the Ministry of Trade of the Russian Federation shall constitute the grounds for a decision by the Government of the Russian Federation to conduct a repeated investigation.

Annex 1
to the [Regulations](#)
for Conducting Investigations Prior to
the Introduction of Special Protective
Measures, Anti-Dumping Measures

**List of
Documents (Information) Enclosed to the Application
to Introduce Special Protective Measures**

1. Information about the applicant, about amounts and value of the goods produced in the Russian Federation which are the probable subject of increased importation (hereafter referred to as the goods) over 3 preceding calendar years, on which required statistical data is available. An application filed on behalf of a branch of the Russian economy shall list all known Russian producers of the goods, and if necessary data is available, include share of each producer in the overall domestic production.

2. Description of goods being imported to the customs territory of the Russian Federation, including the nine digit code of the [Commodity Classification](#) for Foreign Economic Activity of the Commonwealth of Independent States, name of the country (countries) of origin or export of the goods, information about known foreign producers and/or exporters of the goods, as well as of known Russian importers of the goods.

3. Information about changes in amounts of the goods imported to the customs territory of the Russian Federation over 3 preceding calendar years, on which required statistical data is available.

4. Information about rates and absolute amounts of growth of import of the goods (in absolute and relative terms) over 3 preceding calendar years.

5. Information about changes in sales volume of goods produced in the Russian Federation, in the domestic market of the Russian Federation over 3 preceding calendar years.

6. Information about share of imported goods in the overall sales volume of similar or directly competing goods in the domestic market of the Russian Federation over 3 preceding calendar years.

7. Information about export price of the goods or resale price to the first independent buyer in the Russian Federation.

8. Price correlation of the goods imported to the Russian Federation and of similar or directly competing goods produced in the Russian Federation.

9. Proof of negative influence of increased import levels of the goods on the status of the specific branch of the Russian economy.

10. Assessment of significant damage or possibility thereof being inflicted on a branch of the Russian economy with due regard to indicators of labor productivity, current utilization ratio of production facilities, profits and losses, production efficiency and amounts of investments, amount of stocks of the goods and employment level in the branch of the Russian economy in question.

11. Proof of the cause-and-result link between an increased importation of the goods and probable significant damage to the branch of the Russian economy.

12. Information on the proposed special protective measure, including its amount and its required duration.

13. Plan of measures to adapt the branch of the Russian economy to operations in the environment of international competition during the effective period of the proposed special protective measure.

Note:

1. In order to ensure comparability the value indicators used should be stated both in rouble and US dollar equivalents (at the rate of the Central Bank of the Russian Federation at the time of their calculation).

2. Information submitted shall be certified by heads of organizations supporting the application and their personnel in charge of accounting records.

**the Introduction of Special Protective
Measures, Anti-Dumping Measures
or Compensatory Measures**

**List of
Documents (Information) Enclosed to the Application
to Introduce Anti-Dumping Measures**

1. Information about the applicant, about amounts and value of the goods produced in the Russian Federation which are the probable subject of an increased importation (hereafter referred to as the goods) for 3 preceding calendar years, on which required statistical data is available. An application filed on behalf of a branch of the Russian economy shall list all known Russian producers of the goods, and if necessary data is available, including the share of each producer in the overall domestic production.

2. Description of goods being imported to the customs territory of the Russian Federation, including the nine digit code of the [Commodity Classification](#) for Foreign Economic Activity of the Commonwealth of Independent States, name of the country (countries) of origin or export of the goods, information about known foreign producers and/or exporters of the goods, as well as of known Russian importers of the goods.

3. Data on regular prices of the goods (information about prices under which the goods are sold in domestic markets of countries of origin or of its export, over the period of the investigation).

4. Information about export price of the goods or resale price to the first independent buyer in the Russian Federation over the period of the investigation.

5. Information about changes in import volume of the goods over 3 preceding calendar years supported by necessary statistical data, including the period of the investigation.

6. Information about rates and absolute amounts of growth of import of the goods (in absolute and relative terms) over 3 preceding calendar years.

7. Information about share of the imported goods in the overall sales volume of similar or directly competing goods in the domestic market of the Russian Federation over 3 preceding calendar years.

8. Information on prices correlation of goods imported to the Russian Federation and of similar or directly competing goods produced in the Russian Federation, over the period of the investigation.

9. Information on how import of goods in question has affected prices of similar or directly competing goods in the domestic market of the Russian Federation and on subsequent influence of such import on the condition of the branch of the Russian economy.

10. Assessment of significant damage or possibility thereof being inflicted on a branch of the Russian economy with due regard to indicators and factors that describe the condition of the branch of the Russian economy, including an actual or possible reduction in production, sales, profits, productivity, investment incomes or reduced utilization of production capacities, other factors involved in domestic prices, an actual or possible negative influence on cash flows, levels of stocks of goods and employment level, wages, possibilities to mobilize capital or investments or possibilities to implement improvements in social sphere and other factors.

11. Proof of the cause-and-result link between increased import of the goods and possibility of significant damage being inflicted to the branch of the Russian economy.

12. Proposals on how to determine dumping margin.

13. Information on the proposed anti-dumping measure, including its amount and its required duration.

14. Plan of measures to adapt the branch of the Russian economy to operations in the environment of international competition during the effective period of the proposed anti-dumping measure.

Note:

1. An investigation shall be conducted during twelve months prior to the date the application was accepted for consideration.

Information per [Items 1, 3-5](#) and [8](#) shall be furnished for each month of the investigation.

2. In order to ensure comparability the value indicators used should be stated both in rouble and US dollar equivalents (at the rate of the Central Bank of the Russian Federation at the time of their calculation).

3. Information submitted shall be certified by heads of organizations supporting the application and their personnel in charge of accounting records.

Annex 3
to the [Regulations](#)
for Conducting Investigations Prior to
the Introduction of Special Protective
Measures, Anti-Dumping Measures
or Compensatory Measures

List of
Documents (Information) Enclosed to the Application
to Introduce Compensatory Measures

1. Information about the applicant, about amounts and value of the goods produced in the Russian Federation which are the probable subject of increased import (hereafter referred to as the goods) for 3 preceding calendar years supported by required statistical data.

An application filed on behalf of a branch of the Russian economy shall list all known Russian producers of the goods and, if supported by necessary data, include data on share held by each producer in the overall domestic production.

2. Description of goods being imported to the customs territory of the Russian Federation, including the nine digit code of the [Commodity Classification](#) for Foreign Economic Activity of the Commonwealth of Independent States, name of the country (countries) of origin or export of the goods, information about known foreign producers and/or exporters of the goods, as well as of known Russian importers of the goods.

3. Proof of a subsidy granted by a foreign country (union of foreign countries) to a foreign exporter and/or foreign producer of the goods and information about its amount, nature and duration.

4. Information about Russian subsidies used in production and/or export of similar or directly competing goods over 3 preceding calendar years.

5. Information about changes in import volume of goods over 3 preceding calendar years supported by required statistical data.

6. Information about rates and absolute amounts of growth in import of goods (in absolute and relative terms) over 3 preceding calendar years.

7. Information on how importation of the goods in question has affected prices of similar or directly competing goods in the domestic market of the Russian Federation and how the importation influenced the branch of the Russian economy over 3 preceding calendar years.

8. Information about share of the imported goods in overall sales volume of similar or directly competing goods in the domestic market of the Russian Federation over 3 preceding calendar years.

9. Assessment of significant damage or possibility thereof being inflicted to a branch of the Russian economy with due regard to indicators and factors that describe the condition of the branch of the Russian economy, including an actual or possible reduction in production, sales, profits, productivity, investment incomes or reduced utilization of production capacities, other factors involved in domestic prices, an actual or possible negative influence on cash flows, levels of stocks of goods and employment level, wages, possibilities to mobilize capital or investments or possibilities to implement improvements in social sphere and other factors.

10. Proof of the cause-and-result link between importation of the goods subsidized by a foreign country (union of foreign countries) and a probable significant damage to the branch of the Russian economy.

11. Information on the proposed compensatory measure, including its amount and its required duration.

12. Plan of concrete measures for adapting the branch of the Russian economy to operations in the environment of international competition during the effective period of the proposed compensatory measure.

Note:

1. In order to ensure comparability the value indicators used should be stated both in rouble and US dollar equivalents (at the rate of the Central Bank of the Russian Federation at the time of their calculation).

2. Information submitted shall be certified by heads of organizations supporting the application and their personnel in charge of accounting records.

3. If information stated in the present List is not freely available or access thereto involves violation of third persons' rights to own or use such information, then nonsubmission of such data per se may not be the ground for refusal to initiate an investigation. In such cases an applicant shall furnish information about his actions undertaken to obtain the data and why such data was not obtained.