

Application form for immunity from or reduction of fines in an illegal concerted action case

Applicant	The name of the enterprise		The uniform invoice number		
	The name of representative or person in charge		National ID Number		
	Registered office address				
	Business or contact address				
	The date of business registration		Paid-in capital (New Taiwan Dollar)		
	The annual revenues for the last three years (New Taiwan Dollar)				
	Contact information	Contact person		Department and Title	
		Phone Number		Fax Number	
	The person with authority to represent the enterprise to file an application	Name		Department and Title	
		Phone Number		Fax Number	
Agent	Name		Occupation		
	Phone Number		Fax Number		
	Address				
Type of application	<input type="checkbox"/> Immunity from fines	<input type="checkbox"/> Application filed under Subparagraph 1, Paragraph 1, Article 35 of the Fair Trade Act <input type="checkbox"/> Application filed under Subparagraph 2, Paragraph 1, Article 35 of the Fair Trade Act			
	<input type="checkbox"/> Reduction of fines	Application filed under Subparagraph 2, Paragraph 1, Article 35 of the Fair Trade Act			
	<input type="checkbox"/> Variation of application type (from immunity to reduction)	When an application for immunity from fines does not meet statutory requirements, upon the applicant's request, the application type can be changed from immunity to reduction of fines and proceed in accordance with the procedure for reduction of fines. (An enterprise applying for immunity from fines should consider whether it may change its application type from immunity to reduction of fines, and tick it if applicable. This item is not applicable for a reduction of fines application.)			

Factual description of the concerted action	※The following fields must be completed.	
	The product or service involved	
	The form of the alleged concerted action	
	Enterprises involved in the alleged concerted action	
	The time and location where the mutual understanding has been established	
	The job titles and names of the person representing the enterprises to participate in the concerted action in question	
	The duration of the alleged concerted action	
	The geographic areas affected by the alleged concerted action	
Other relevant information and evidence		

Other referential materials		
Applications by affiliated enterprises	The type of affiliated enterprises filing joint applications	
	The status of an affiliated enterprise's application when it does not meet requirements of joint applications	
Applicant: _____ (Signature/Stamp)		
Agent : _____ (Signature/Stamp)		
Filing date : _____ (Month)_____ (Date)_____ (Year)		

Note:

1. The application form must be completed in Chinese. If any documents attached to its application are written in a language other than Chinese, Chinese translations of those documents are required.
2. When delegating an agent to file an application, a proof of delegation is required.
3. When the space of any field in this application form is not sufficient, separate sheets of paper can be used and enclosed with this application form.
4. In terms of the field of “the annual revenues for the last three years”, “yearly” and “total sale or operating revenue” generated every year are required in each column.
5. **Please tick the type of application. This is a mandatory field. An enterprise applying for “Immunity” should consider whether it may change its application type and tick “Variation of Application types” if applicable. This item is not applicable for a “reduction of fines” application.** (Article 7 of Regulations on Immunity and Reduction of Fines in Illegal Concerted Action Cases provides that “Under one of the following circumstances, full fine immunity shall be granted: (1)

the enterprise is the first to apply according to Subparagraph 1, Paragraph 1, Article 35 of the Fair Trade Act, agrees to the attached conditions stated in Paragraph 1 of Article 6, and fulfills all the conditions attached; (2) the enterprise is the first to apply in according to Subparagraph 2, Paragraph 1, Article 35 of the Fair Trade Act while the preceding subparagraph is not applicable to any other enterprises, agrees to the attached conditions stated in Paragraph 1 of Article 6, and fulfills all the conditions attached.” The last sentence of Paragraph 2, Article 14 provides that “When an application for fine immunity is rejected, the enterprise in concern may file a written request for permission to take the procedure for fine reduction application and reapply and retain its priority status based on the time of its application for fine immunity.”)

6. The item of “the person with authority to represent the enterprise to file an application” in the “applicant” field refers to an application filed under Article 9 of Regulations on Immunity and Reduction of Fines in Illegal Concerted Action Cases. If an application does not fall within this category, no information is required to be provided in this item.
7. Apart from affiliated enterprises, applications must be filed by individual enterprises, otherwise they will be rejected. When applications are not jointly filed by affiliated enterprises, the field “Applications by affiliated enterprises” can be left blank.
8. If you have any questions about completing this application form, please contact us on (02)2351-0022 or (02)2351-7588 ext380. Fair Trade Commission staff are able to provide further information.
9. **Submission of Application: An application form must be delivered to the Secretariat of the Fair Trade Commission by registered mail or in person. The postal address is 12 F, No. 2-2 Jinan Rd., Sec. 1, Zhongzheng District, Taipei City 10051.**