

Self-Assessment Checklist for Enterprises

1.1. Are environmental sustainability issues relevant to the actions?	<input type="checkbox"/> Yes (Go to question 2)	<input type="checkbox"/> No (Irrelevant to these Guidelines)
2. Relationship with other participating enterprises.		
2.1. Joint Actions	<input type="checkbox"/> Yes (Go to question 2.2)	<input type="checkbox"/> No (Irrelevant to these Guidelines)
2.2. Horizontal competing enterprises	<input type="checkbox"/> Yes (Go to question 3)	<input type="checkbox"/> No (Irrelevant to these Guidelines)
3. Are following matters relevant to the joint actions with horizontal competing enterprises?		
3.1. Agree on the prices, quantities, trading counterparts or territories of goods or services, etc.	<input type="checkbox"/> Yes (Go to question 3.2)	<input type="checkbox"/> No (Go to question 4)
3.2. Affect supply and demand function of goods or services in the market.	<input type="checkbox"/> Yes (Go to questions 5 and 6)	<input type="checkbox"/> No (Go to question 4)
4. Are following matters relevant to the joint actions ?		
<input type="checkbox"/> Share information on environmental sustainability that is unrelated to enterprise operations or competition.		
<input type="checkbox"/> Advocate for sustainable environmental outcomes and jointly train or encourage employees to conserve energy and reduce greenhouse gas emissions.	→ There are no concern of concerted actions	
<input type="checkbox"/> Collect information on environmental sustainability and jointly establish a database of relevant information such as products or services.		
<input type="checkbox"/> Jointly release a statement in support of the government's environmental sustainability policies.		
5. Are following matters relevant to the concerted actions ?		
<input type="checkbox"/> To enhance energy utilization efficiency and improve operational effectiveness, enterprises jointly procure equipment.		
<input type="checkbox"/> To enhance resource recycling rate and reduce cost, enterprises standardize specification of goods or parts.		
<input type="checkbox"/> To increase the recycling of resources and improve the quality of energy-saving products, enterprises jointly research and develop innovative technologies.	→ Such activities are beneficial to environmental sustainability, enterprises may apply for exemptions to concerted actions (Go to question 7)	
<input type="checkbox"/> To reduce environmental pollution, enterprises jointly procure material less harmful to the environment or reduce the use of products made from non-environmentally friendly materials.		
<input type="checkbox"/> Other mutually restrictive business competition activities that are beneficial to environmental sustainability.		
6. Are following matters relevant to the concerted actions ?		
<input type="checkbox"/> Joint Pricing		
<input type="checkbox"/> Allocation of trading counterparts		
<input type="checkbox"/> Joint decision on quantities	→ It is likely to constitute concerted actions, enterprises shall conduct careful assessments.	
<input type="checkbox"/> Joint decision on procurement or sales strategies		
<input type="checkbox"/> Joint boycott on new market entrants		
7. In applying for exemptions to concerted actions, enterprises are advised to provide following information.		
<input type="checkbox"/> The necessity of concerted actions in pursuing environmental sustainability		
<input type="checkbox"/> The contemplated concerted actions are beneficial to matters related to environmental sustainability development	→ Enterprises may assess whether to submit an application to the Fair Trade Commission for exemptions to concerted actions.	
<input type="checkbox"/> The specific expected outcomes for achieving environmental sustainability		
<input type="checkbox"/> The specific benefits and adverse effects of the overall economy and public interest		

The above checklist is to provide a reference for enterprise, and if enterprises have further questions regarding whether their actions may violate relevant provisions of this Act, enterprises may consult with the Commission by sending email to the service mailbox listed in this Commission's Worldwide Information Website (www.ftc.gov.tw).