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# Guidelines for ebm-papst supplier's declaration

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## 1. Introduction

Dear sirs/madams,

the companies forming the ebm-papst Group, namely

- |  |  |
|--|--|
| - ebm-papst Mulfungen GmbH & Co KG<br>Bachmühle 2<br>D-74673 Mulfungen | - Cellcomp Kft,<br>Epitök utja 8<br>HU- 9599 Celldömök       |
| - ATAS elektromotróry Náchod<br>Bratri Capku<br>CZ- 74730 Náchod       | - ebm Hungary Kft<br>Dózsa György út 150<br>HU- 2241 Sülysáp |

require various kinds of information from their suppliers in order to be able to handle and process their international flow of goods in a legally correct way. We ask you, as an ebm-papst supplier, to use the attached form to make this information available to us. In order to assist you in filling in the form and in order to make sure, the data you provide meets our high quality standard, we kindly ask you to carefully read the following explanations and to make sure they observed to. Doing so helps to avoid misunderstanding and time-consuming further enquiries.

Thank you for your active support in this matter!

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### Preferential origin



In order to establish the preferential origin of the products manufactured by us and in accordance with articles 20 and 27 of the Community Customs Code, we need a so-called "supplier's declaration" for all basic materials and semi-finished goods used in manufacturing our products. This declaration needs to comply with Regulation (EG) No. 1207/2001, amended by Regulation (EG) No. 1617/2006.

We request all our suppliers located in a member state of the European Union (EU), to submit a long-term supplier's declaration for all materials supplied to us. This long-term supplier's declaration is issued for regular supplies and deliveries and has a maximum term of validity of one year. The text on our long-term supplier's declaration is in accordance with the stipulated wording and may neither be changed nor complemented, nor may there be references made to subsequent commercial documents such as invoices or delivery notes. Using an attached lists of goods is acceptable and represent standard business procedure.

Further information as to preferential origin can be found at [www.zoll.de](http://www.zoll.de).

Issuing an LLE is done without customs authorities being actively involved. However, please note that you as issuing party of the declaration are fully responsible towards ebm-papst and customs authorities for all statements contained in it to be accurate and correct! In this context, let us refer to the "Notes on consequences of inapplicable information" below. For this reason, you are also legally obliged to inform ebm-papst at once should the declaration you submitted be no longer valid!

### Non-preferential origin of goods

Apart from your declaration pertaining to preferential origin, we also need information about the non-preferential country of origin. The legal basis thereof are articles 23 and 24 of the Community Customs Code. This country of origin forms the base for a number of steps taken in international commerce (e.g. certificates of origin issued by the Chamber of Commerce and Industry "CCI"). This is why we have to insist on you confirming the country of origin for each of your products, even in cases where the product has no preferential origin.

### Number of combined nomenclature (Commodity Code)

In addition to the information on preferential and non-preferential origin, we also need the 8-digit Commodity Code for each of your products. This commodity code is based on the "combined nomenclature" of the EU and is thus consistent throughout the entire EU. Moreover, it matches the first 8 digits of the customs tariff number (code number) of the Common Customs Tariffs.

### Notes on consequences of inapplicable information

As indicated by the explanations above, the information we ask you to provide is highly sensitive data which is legally binding. Bearing this in mind, we would like to ask you to submit this information with all reasonable care after having carefully and conscientiously considered the legal issues involved. Please do not forget that, in legal terms, you are fully responsible towards ebm-papst and customs authorities that the information given is accurate and correct. This responsibility is valid for civil and criminal law, includes fines and may even have consequences under fiscal law. An incorrect and inaccurate supplier's declaration may have

- Result in preferential certificates being withdrawn and thus additional duty having to be paid for the exported goods in the country of importation.
- Constitute claims under civil law against the issuer of the incorrect long-term supplier's declaration, e.g. because additional duty had to be paid in the country of importation.
- Be sued as regulatory offence as per (§ 379 of the German tax code) of the general tax code, aiding and abetting to tax evasion with levity (§ 378 of the German tax code) or even as tax offence on the grounds of aiding and abetting to tax fraud (§ 370 of the German tax code).

In case you are in doubt or need to ask for details when giving your information, please contact your local customs authorities or Chamber of Commerce and Industry.

Thank you for your support in this matter.

ebm-papst Mulfingen GmbH & Co. KG  
Bachmühle 2  
74673 Mulfingen



## 2. Supplier's declaration

Firma  
 ebm-papst Mulfingen GmbH & Co. KG  
 Bachmühle 2  
 74673 Mulfingen



**Long-term Supplier's declaration for products having preferential origin status**  
**COUNCIL REGULATION (EC) No 1617/2006 amending Regulation (EC) No 1207/2001 as regards the consequences of the introduction of the system of pan-Euro-Mediterranean cumulation of origin**

### DECLARATION

I, the undersigned, declare that the goods described below:  
 See enclosed list <sup>1)(2)</sup> (all materials with preferential origin Y)

which are regularly supplied to ebm-papst Mulfingen GmbH & Co. KG, Bachmühle 2, 74673 Mulfingen; Celcomp Kft, Epitök utja 8, 9599 Celldömölk; ebm Hungary Kft, DózsaGyörgy út 150, 2241 Süllysap; ATAS elektromotory Náchod, Bratri Capku, 54730 Náchod <sup>3)</sup>

originate in, - see enclosed list - <sup>4)</sup> and satisfy the rules of origin governing preferential trade with:

Albania (AL), Bosnia and Herzegovina (BA), Switzerland (CH), Chile (CL), Cariforum (CAF; AG, BS, BB, BZ, DM, DO, GD, GY, JM, KN, LC, VC, SR, TT), Algeria (DZ), Egypt (EG), Faroe Islands (FO), Croatia (HR), Israel (IL), Iceland (IS), Jordan (JO), Lebanon (LB), Liechtenstein (LI), Morocco (MA), Montenegro (ME), Macedonia (MK), Mexico (MX), Norway (NO), Palestine (PS), Tunisia (TN), Turkey (TR), Ceuta and Melilla (XC+XL), Serbia (XS), South Africa (ZA) <sup>5)</sup>

I declare that <sup>6)</sup>:

here: fill in whether you apply accumulation for all materials qualified for preferential status or not

- Cumulation applied with \_\_\_\_\_ (name of the country/ countries)
- No cumulation applied

This declaration is valid for all further shipments of these products dispatched from 01.01.20xx to 31.12.20xx <sup>7)</sup>.

I undertake to inform ebm-papst Mulfingen GmbH & Co. KG immediately if this declaration is no longer valid.

I undertake to make available to the customs authorities any further supporting documents they require.

here: fill in date <sup>8)</sup>

here: fill in name and position in the company <sup>9)</sup>

here: Signature & Company stamp <sup>10)</sup>

- 1) Description.
- 2) Commercial designation as used on the invoices, e.g. model No.
- 3) Name of the company to which goods are supplied.
- 4) The Community, country, group of countries or territory, in which the goods originate.
- 5) Country, group of countries or territory concerned.
- 6) To be completed, where necessary, only for goods having preferential origin status in the context of preferential trade relationships with one of the countries referred to in Articles 3 and 4 of the relevant origin Protocol, with pan-Euro-Mediterranean cumulation of origin is applicable.
- 7) Give the dates. The period shall not exceed 12 months.
- 8) Place and date.
- 9) Name and position, name and address of company.



### 3. List of materials

Please check whether the commodity code that may is already printed is actually correct. If this is not the case, please enter the commodity code to the corresponding material.

Case1: Material 01965-4-7612

Material is qualified for preferential status from 1 January 20xx until 31 December 20xx with preferential origin according to articles 20 and 27 Community Customs Code, protocol No.3 = DE (Deutschland/Germany)

Column Country of origin Pref / CCI: DE  
 Column Preferential origin Yes/No: Yes 31.12.20xx

Case2: Material 02092-4-6728

Material is not qualified for preferential status and has country of origin under commercial law according to articles 23 and 24 Community Customs Code = FR (France)

Column Country of origin Pref / CCI: FR  
 Column Preferential origin Yes/No: No

Case3: Material 02093-4-6728

Material is not qualified for preferential status and has country of origin under commercial law according to articles 23 and 24 Community Customs Code = TW (Taiwan)

Column Country of origin Pref / CCI: TW  
 Column Preferential origin Yes/No: No

ebm-papst Mulfingen GmbH & Co. KG  
 Bachmühle 2  
 74673 Mulfingen



Sender: 20xxxxx  
 Recipient:

Our reference:  
 1000017/2010

Material description	Our Material No.	Your Material No.	CTRY of origin: preferential / CCI	Commodity code	Preferential origin Yes/No valid to Export list no.
shaft	02515-2-4405	optional: your material number	DE	84831029	Yes; 31.12.xx n/a
shaft	02553-2-4406		FR	84831029	No
shaft	02612-2-4408		TW	73269098	No
shaft	03147-2-4405			85366910	

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Please tick on the end of the list of materials, whether you apply accumulation for all materials qualified for preferential status or not.

He/she hereby declares:  Cumulation applied with  Cumulation not applied