**FORM FOR THE SUBMISSION OF COMPLAINTS CONCERNING ALLEGED PRACTICES DISTORTING COMPETITION ADOPTED BY A THIRD COUNTRY OR A THIRD-COUNTRY ENTITY**

**The mandatory fields are marked with a star (\*).**

**1. Information regarding the complainant**

First Name:\*

Surname:\*

Address line 1:\*

Address line 2:

Town/City:\*

County/State/Province:

Postcode:\*

Country:\*

Telephone:

Mobile Telephone:

E-mail address:\*

**2. I am submitting the complaint on behalf of somebody (a person or a firm)**

Yes**\*** No**\***

If yes, please also provide the following information

Name of the person(s)/firm(s) you represent\*:

Registration no. of the entity(ies):

Address line 1:\*

Address line 2:

Town/City:\*

County/State/Province:

Postcode:\*

Country:\*

Telephone 1:

Telephone 2:

E-mail address:**\***

Please attach proof that the representative is authorised to act on behalf of this person(s)/firm(s).**\***

**3. Please select one of the following options, describing your identity**\*

a) Member State’s official authority

b) Union air carrier(s) (air carrier(s) holding a valid air operator certificate (AOC) issued by an EU Member State

c) Association of Union air carriers

e) Other, please specify

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**4. Please select one of the following two options\***

Yes, you may reveal my identity



No, you may not reveal my identity



If not, please specify the reasons:

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Confidentiality: If you do not wish your identity or certain documents or information to be disclosed, please indicate this clearly, identify the confidential parts of any documents and give your reasons. In the absence of any indication about confidentiality of your identity or certain documents or information, those elements will be treated as non-confidential and may be shared with other interested parties, including all EU Member States, official authorities of the third country concerned and EU and third-country air carriers or associations thereof. The information contained in **points 5, 6 and 7** cannot be designated as confidential.

**5. Information regarding the third country or third-country entity adopting a practice distorting competition\***

*Please be aware: the information provided under this point is regarded as non-confidential.*

a) Third country:

b) If known, specify which third-country entity adopted the alleged practice distorting competition:

Central government:

Region (please specify):

Civil Aviation Authority:

Air carrier:

Provider of services to air carrier:

Other (please specify):

**6. Information regarding the alleged practice distorting competition \***

*Please be aware: unless otherwise specified, all of the information provided under this point is regarded as non-confidential. In case there are confidential elements in the information provided, please identify them clearly and provide a non-confidential version of the information.*

a) Please provide a detailed description of the alleged practice distorting competition, and indicate in what form it was adopted (e.g. loan, grant, guarantee, tax incentive or exemption in favour of third-country air carrier, discriminatory treatment of Union carrier(s) regarding access to ground-handling services, etc.).

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b) For what purpose was the alleged practice adopted (if known)?

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c) What is the amount of the alleged subsidy or the financial impact of the discriminatory practice on the Union air carrier(s)? If you do not have the exact figure, please provide an estimate and as much justifying evidence as possible.

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d) Who is the beneficiary of the alleged subsidy or the target of the discriminatory treatment? Please give as much information as possible, including a description of the main activities of the beneficiary/firm(s) concerned.

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e) To your knowledge, when was the alleged subsidy granted or the discriminatory practice adopted?

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f) Please explain why, in your view, the alleged practice distorts or threatens to distort competition.

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**7. Information regarding injury or threat to injury to one or more Union air carriers \***

*Please be aware: unless otherwise specified, all of the information provided under this point is regarded as non-confidential. In case there are confidential elements in the information provided, please identify them clearly and provide a non-confidential version of the information.*

a) Please identify the Union air carrier(s) which have suffered an injury or could suffer an injury.

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b) Please explain to what extent the alleged practice has caused an injury or threatens to cause an injury to one or more Union air carriers and quantify as much as possible the negative financial impact of the alleged practice on the Union air carrier(s).

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c) Please explain to what extent the alleged practice provides an economic advantage to the third-country air carrier(s) or the third-country entity(ies) and quantify as much as possible the positive financial impact of the alleged practice on the third-country air carrier(s) or the third-country entity(ies) (if applicable).

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**8. Information regarding existing air transport or air services agreement(s)**

a) Please indicate whether, in your opinion, the alleged practice is contrary to any existing air transport or air services agreement(s) between, on the one hand, an EU Member State or the EU as a whole and, on the other hand, the third country concerned and identify the respective agreement(s).

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b) Please indicate why, in your opinion, it is more appropriate to deal with the alleged practice under Regulation (EU) 2019/712 than under the existing air transport or air services agreement(s) with the third country concerned (e.g. by activating the dispute settlement procedures of the agreement(s) in relation to non-respect of the fair competition provisions).

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c) Have you already approached the representatives of the third country or third-country entity or any other European or third-country institution concerning the same issue?\*

Yes No

If yes, please indicate which authorities and attach copies of correspondence (if any).

**9. Union interest**

*Please note that if, on the basis of your complaint, the Commission would establish an infringement of Regulation (EU) 2019/712, it might only take redressive measures if it concludes that such measures are not against the Union interest.*

a) Please indicate, in your opinion, whether the third country or third-country entity having adopted the alleged practice is likely to respond to potential redressive measures adopted by the Commission.

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b) Please indicate, in your view, which EU stakeholders would be affected by potential redressive measures adopted by the Commission (e.g. EU consumers, transport workers, etc.) and to which extent (e.g. higher air fares, less passenger connectivity, job losses, etc.).

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**10. Supporting documents**

Please list any documents and evidence which are submitted in support of the complaint and add annexes if necessary.

* Whenever possible, a copy of the national law or other measure which provides the legal basis for the alleged practice should be provided.
* Whenever possible, please attach any available evidence that the practice was adopted (e.g. press release, published accounts).
* If the complaint is submitted on behalf of someone else, please attach proof that you as a representative are authorised to act.
* Where applicable, please attach copies of all previous correspondence with representatives of the third country or third-country entity or any other European or third-country institution.

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**I hereby declare that all the information in this form and annexes is provided in good faith.**

Place, date and signature of complainant”