

### List of Companies Subject to Price Undertakings

No.	Name of company
1	Martell & Co
2	Jas Hennessy & Co
3	E. REMY MARTIN & C°
4	H.MOUNIER SA
5	SARL RAGNAUD SABOURIN
6	COMPAGNIE FRANCAISE DES SPIRITUEUX SAS
7	Societe du Maine Drilhon SNC
8	FTD SASU
9	CHATEAU MONTIFAUD SARL
10	DOBBE SARL
11	MAISON BOINAUD SAS
12	SAS DISTILLERIE DES MOISANS
13	Thomas Hine & Co SAS
14	Louis Royer SA
15	Cognac Groperrin SAS
16	Distillerie Merlet & Fils SAS

17	THS BACHE GABRIELSEN SAS
18	SASU COGNAC FERRAND
19	SVE SAS
20	LA MAISON DES PIERRES SARL
21	Camus La Grande Marque SAS
22	COURVOISIER SAS
23	SARL Mauxion Selection
24	GODET FRERES COGNAC SAS
25	ARMAGNAC J. GOUDOULIN SAS
26	Bas Armagnac Francis Darroze SAS
27	Armagnacs du Château de Lacquy SAS
28	TESSERON COGNAC SAS
29	SARL JEAN FILLIOUX
30	DELAMAIN ET CIE SA
31	H.DARTIGALONGUE et FILS SAS
32	LE CLUB DES MARQUES SAS
33	SCEA DU CHATEAU SAINT-AUBIN
34	SAS JOY SELECTION

June 13,2025

Relevant trade associations and enterprises of the European Union

Ministry of Commerce of the People's Republic of China

Submitted to the People's Republic of China

Price Commitments for Exports of Brandy Originating in the EU

## **The General Rule**

In accordance with the provisions of Articles 31 and 33 of the Anti-Dumping Regulations of the People's Republic of China, the Ministry of Commerce of the People's Republic of China (hereinafter referred to as "the Ministry of Commerce") submitted a price commitment (hereinafter referred to as "this Commitment") initiated on January 5, 2024, on imports of distilled wines originating in containers of less than 200 litres (Communication of the Ministry of Commerce [2024] No. 1).

From the date of entry into force of this undertaking, The Company undertakes to sell the products under investigation to China at a price not less than the minimum import limit specified in Articles 3 and Annex I.

## **Article 1 Definition**

**The Associated Companies:** If one of the following conditions is met, it shall be considered as referred to in this Commitment \_\_\_\_\_ Related companies of the company: (1) A company directly or indirectly controls the operation or decision of another company through ownership, holding of shares or contractual arrangements, and \_\_\_\_\_ The company is one of them; (2) The two companies directly or indirectly control the operation or decision-making by a company in the form of ownership, holding shares or contractual arrangements, and \_\_\_\_\_ The company is one of them; The two companies jointly control, directly or indirectly, the operation or decision-making of a company by means of ownership, holding shares or contractual arrangements, and \_\_\_\_\_ The company is one of them.

**Letter of proof:** Export documents prepared in accordance with the standard format of export supporting documents provided in annex II to this commitment, The company shall be provided to the Chinese importer for each of the products under investigation and submitted by the latter to the competent customs authorities of

China. **Date of entry into force:** The date on which this undertaking enters into force as provided for in Article

13. **Annexes:** Any annexes attached to this commitment, all annexes form an integral part of this commitment.

**The Final Decision:** Final decision of the Ministry of Commerce on anti-dumping investigations into brandy related imports originating in the EU.

**The Inquiry:** The Ministry of Commerce launched an anti-dumping investigation of brandy originating in the EU in accordance with the Ministry of Commerce Announcement No.1 of 2024.

**Price of invoice:** The price of the product under investigation is indicated on the invoice for the use of customs declarations submitted to the competent customs authorities of China.

**Minimum Import Limit Price (MIP):** In accordance with Article 3 and Annex I, The company sells products to China at the lowest price under CIF China port conditions at the time of customs declaration.

**Ministry of Commerce:** Ministry of Commerce of the People's Republic of China ("MOFCOM").

**The Preliminary Decision:** The Ministry of Commerce made a preliminary decision on August 29, 2024, on anti-dumping control of brandy related to imports originating in the EU (Ministry of Commerce Bulletin No. 35 of 2024).

**Products investigated:** The origins described in detail in Article 2 The company's related brandy.

**Period of validity:** See also the definition of Article 13.

**The Violations** Any act, including omission, provided for in Article 11 that is inconsistent with this undertaking.

\_\_\_\_\_ **The Company:** \_\_\_\_\_ (Foreign name: \_\_\_\_\_ And one of them is \_\_\_\_\_  
The registered company.

## **Article 2 Investigated Products of This Commitment**

The product under investigation referred to in this Commitment means originating in \_\_\_\_\_ The company

meets the relevant brandy described in the product scope in the initial ruling (Commercial Announcement No.35of2024).

The product under investigation is described as follows:

(1) Name:Spirits made from distilled wines containing containers below200litres (usually called brandy).

(2) Description:Made of grapes, grape juice (pulp), grapes, wine, etc.

The strong wine.

(3) Use of:It is mainly used as a beverage for consumption.

(4) Tax number:The product is subject to the import and export tax of the People's Republic of China:The 22082000. Spirits from distilled winescontaining 200litres or more under this tax number are not covered by this survey and within the scope of this commitment.

### **Article 3 Minimum Import Price**

I. .. \_\_\_\_\_ The company should ensure that exports to China originate The export price of the products under investigation based on CIFChina port prices is not lower than the minimum import limit specified in Annex I and further specified in this Article.

The minimum import price can be found in Annex I.The price of theCIFChina port of the product under investigation shall not be lower than the minimum import limit price in Annex I for the declaration used by the customs authorities of China after the entry into force of this undertaking.

III. ..\_\_\_\_\_ The Company's commitment does not apply to the products under investigation if:

- 1 ... Theproducts under investigation are imported into China through the Processing Trade Manual;
- 2 Productsunder investigation are imported into a bonded area or a bonded warehouse.

If thecompanysells the products under investigation to its affiliates located in China, the affiliated company for the first time resold to a non-affiliated customer in China shall comply with the provisions of

China's tax laws and regulations, and undertake not to make cross-compensation.

#### **Article 4 Price Adjustment**

During the validity period of this price commitment, \_\_\_ company may submit an application to the Ministry of Commerce to adjust its minimum import price, which the Ministry of Commerce may consider upon receipt of the application; The Ministry of Commerce may also submit it when it deems necessary.

Minimum import price adjustment requirements. Once the minimum import limit has entered into force, it will not be adjusted for 12 months.

#### **Article 5 Export documents**

一、 The company ensures that the products under investigation exported to China under this commitment shall be accompanied by \_\_\_\_ Invoices issued by the Company, and \_\_\_\_\_ Certificates required in annex II to be issued by the Company. In addition to the need to provide the necessary customs clearance procedures, \_The company should also provide it to domestic importers of the products under investigation \_\_\_\_\_ Letter of Certification issued by the Company in accordance with Annex II to this Commitment.

二、 \_\_\_\_\_ The Company understands that a necessary condition for exemption from anti-dumping duties on the products under investigation under this Commitment during the validity of this Commitment is to provide the Chinese Customs with a valid invoice and the letter of proof required in Annex II.

#### **Article 6 Monitoring and Reporting**

I. .. \_\_\_\_\_ Commercial invoices for all exports to which the Company agrees to relate to this commitment must include at least the following information:

(1) the quantity of exports (litres);

(2) Product prices, currencies and related international trade terms; And, uh,

(3) Type of product so that the Customs may classify the product in accordance with Annex I.

(2) In order for the Ministry of Commerce to supervise the implementation and compliance with this Commitment, \_\_\_\_\_ The Company agrees to provide the Ministry of Commerce with information on the export of the products under investigation in accordance with the specific requirements of this Article.

From the date of entry into force, The Company shall provide quarterly information to the Ministry of Commerce on the number and price of the products being investigated for exporting to China in the past calendar quarter. The sale price shall be provided to the Ministry of Commerce in the form of a table in Annex III in the form of CD-ROM or other widely used forms reasonably required by the Ministry of Commerce. This information should be submitted within twenty (20) working days after the end of each calendar quarter.

The Ministry of Commerce should review The Company submits all the information to determine whether any imports of products under investigation do not comply with the relevant provisions of this Commitment.

If the Ministry of Commerce reasonably suspects based on objective evidence The Company attempts to circumvent the application of this Commitment by trans-shipping or re-exporting products from third countries by concealing the name of the product or exporter's identity, which should be shipped to the Chinese market, \_\_\_\_\_ The Company shall provide the Ministry of Commerce with information about the sale to that third country. This information should be provided within fifteen (15) working days after the request of the Ministry of Commerce. Should In the case of a company's application, the Ministry of Commerce may agree to defer the submission of such information within a reasonable time. Under the circumstances provided for in the first sentence of this paragraph, the Ministry of Commerce has the right to initiate an investigation, but shall be notified fifteen (15) working days in advance.



\_\_\_\_\_The company.

### **Article 7 Verification**

During the period of validity of this commitment, the Ministry of Commerce may notify \_\_\_\_\_. Within a reasonable period of time after the Company's corresponding intent (but not less than thirty (30) calendar days notice in advance) at any time it deems appropriate \_\_\_\_\_. On-site verification of the sale of the products being investigated by the company to China. \_\_\_\_\_The company should fully cooperate with this type of verification. The Ministry of Commerce shall submit at least fifteen (15) calendar days prior to verification. \_\_\_\_\_The company provides verification questionnaires.

### **Article 8 Confidential information**

Ministry of Commerce responds \_\_\_\_\_ All confidential information submitted by the Company is treated confidentially and cannot be disclosed to any third party.

### **Article 9 Consultations**

\_\_\_\_\_ The company undertakes to take the initiative or at the request of the Ministry of Commerce for the implementation of the commitment to appear in the process of implementation.

Issues such as difficulties or technical issues are consulted with the Ministry of Commerce.

### **Article 10 Anti-circumvention**

I. .. \_\_\_\_\_ The Company and its affiliates undertake not to engage in any activity that sells the product under investigation to a third country by concealing the name of the product or exporter's identity and

subsequently trans-shipping or re-exporting the product to China to avoid anti-dumping measures.

The Ministry of Commerce has the authority to investigate and take the necessary measures to prevent and suppress any conduct described in paragraph 1 of this Article with respect to this Commitment. The Company shall reasonably cooperate with the above investigations to the extent determined by applicable Chinese laws, regulations and rules.

III. ..\_\_\_\_\_ The Company and its affiliates may sell to other countries, but cannot issue a letter of certification in Annex II for sales in other countries other than China.

### **Article 11 Violations of Commitments**

I. The following acts are deemed to be in violation of this undertaking:

1. The export price of the products under investigation based on the CIF China port price is below the minimum import limit, or the price of the first resale by an affiliate company in China to a non-affiliated customer in China does not meet the contents of Article 3 (4) of this price.

2. Failure to submit the information requested by the Ministry of Commerce on time; But if there is a justifiable reason, \_\_\_\_\_ The company may apply for an extension from the Ministry of Commerce. \_\_\_\_\_ The Company shall submit the information within the extended period agreed to by the Ministry of Commerce.

3. Intentionally providing misleading information about the quantity, quality or characteristics of the product under investigation, or the customs classification of the product under investigation or the identity of the origin or exporter.

4. Any act intended to circumvent the margin of dumping decided in the final ruling of the Ministry of Commerce, including intentional change for the sole purpose of circumvention. The behavior of the company's export trade model.

Second, as \_\_\_\_\_ The company has committed violations of this Commitment listed in the first paragraph of Article 11, and China Customs will levy anti-dumping duties in accordance with the anti-dumping rate established by the final or subsequent relevant decisions; The Ministry of Commerce has the right to speedily respond according to the following terms \_\_\_\_\_ Whether the company violates this commitment to investigate.

If the Ministry of Commerce intends to initiate an investigation, the Ministry of Commerce shall notify in advance \_\_\_\_\_ The company. \_\_\_\_\_ The Company may comment within ten (10) working days of receipt of the notification. The company shall cooperate in the investigation process and provide the information reasonably requested by the Ministry of Commerce.

IV. Determination \_\_\_\_\_ Before the company violates this commitment, the Ministry of Commerce shall \_\_\_\_\_ The company informs the investigation's conclusions and factual basis. \_\_\_\_\_ The company may submit comments to the Ministry of Commerce within ten (10) working days after receipt of the notice. The Ministry of Commerce should consider \_\_\_\_\_ Company's comments. At the same time, should \_\_\_\_\_ The company's application, the Ministry of Commerce shall and \_\_\_\_\_ The Company proceeded in good faith consultations on alleged violations of this Commitment.

If the Ministry of Commerce determines that there has been a violation of the commitment, the Ministry of Commerce shall notify such ruling within thirty (30) calendar days of the decision to make a violation of the commitment. \_\_\_\_\_ The company. In exceptional circumstances, the Ministry of Commerce may make a final ruling for breach of the commitment after a reasonable extension.

After investigation and after investigation and consultation provided for in Article 11, paragraph 4, if it

is found\_\_\_\_\_

The Company has not violated this commitment and this commitment continues.If the Commerce Department determines

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he company violates this commitment and the Ministry of Commerce may terminate this commitment.

### **Article 12 Termination of commitments**

I. .. \_\_\_\_\_ The Company may at any time during the validity of this commitment notify the Ministry of Commerce in writing to withdraw this Commitment in order to terminate this Commitment.Upon termination of this commitment, the Ministry of Commerce imposes anti-dumping duties on the basis of the anti-dumping rate established by the final or subsequent relevant decisions.

Second, in When the company withdraws its commitment itself, the notice of withdrawal of the undertaking shall notify the Ministry of Commerce thirty (30) calendar days before the effective date.From the entry into force of the notice of termination until the first day of the anti-dumping duty, The company should remain committed to complying with the minimum import price and ensure to report to the Ministry of Commerce on the volume and price of the products being investigated for export to China.

### **Article 13 Entry into force and duration**

(1) This undertaking shall enter into force from the date of entry into force of the anti-dumping measures specified in the final determination of the case, unless terminated in advance in accordance with the provisions of Article 12. The minimum import limit in Annex I shall be implemented when this commitment enters into force.

If reviewed, the Ministry of Commerce believes that the anti-dumping measures must continue to be extended after the expiration of the anti-dumping measures, this commitment will continue to be valid for the period of the extension of anti-dumping measures.

This commitment, written in Chinese, was signed on June 13, 2025.

(Name of company)

**Signature of:** \_\_\_\_\_

**Authorized Representatives:**

**The position:**

**Annex List:** Annex I. Minimum import price

Annex II. \_\_\_\_\_Standard Format for Company Export Certification Letters to China based on Price Commitment

Annex III. Instrument for Reporting the Implementation of Price Commitments

**Annex I**  
**Minimum Import Price (MIP)**

The Minimum Import Limit Price (MIP) as defined in Article 3 of this Commitment refers to the price per litre of CIF Chinese ports in RMB, as follows.

Type of product	Minimum import price RMB/L



## Annex II. Annex II

### \_\_\_\_\_ Standard Format for Company Export Certification Letters to China based on Price Commitment

*Certificate for Export under Price Undertaking to MOFCOM*

Cargo contents:

The Invoice Date	Invoice No.	The Product Model	The Exchange Rate
The Quantity (liter)	Contract Terms	Price in Contract Terms	Price in CIF Term(RMB/liter)

According to the Price Undertaking by \_\_\_\_\_ (Company name) and accepted by the Ministry of Commerce (MOFCOM) of the People's Republic of China, this is to certify that the above-mentioned cargo was produced by and/or for \_\_\_\_\_ (Company name), and that its export to the People's Republic of China is subject to the terms and conditions of the Price Undertaking.

The Signature

Legal Representative or Export Manager

### **Annex III. Annex III**

#### **Instrument for reporting on the implementation of price commitments**

\_\_\_\_\_ **Company's Export Statistics to China**

During the statistical period: The Year - Month

Name of Client	Date of contract	Date of invoice	The invoice number	Number (L)	Type of product	CIF Price (RMB/litre)	Is CIF price higher than the

Note to: The 1st, When companies export to China through trading companies, they use trading companies to export prices to China.

#### **Resale statistics of Chinese affiliates**

During the statistical period: The Year - Month

The serial number	Type of product	Number (L)	Average resale price (RMB/L)

\_\_\_\_\_ (Name of company)

Legal Representative or Authorized Representative

The Signature  
The Month of the Year