Guide to complete supplier’s declarations of MAN Diesel & Turbo SE

In order to comply with legal requirements regarding the international supply chain, MAN Diesel & Turbo SE requires information from its suppliers.

We ask you as our supplier to provide this information via the attached form. Some background information and explanations in order to complete the form correctly are provided with this guide. Kindly read and take note of the following directions to avoid mistakes and unnecessary complaints.

Thank you for your support!

1. Introduction

a) Preferential Origin

As EU supplier you can document the preferential origin of your products either with a single or a long-term supplier’s declaration according to the customs codex of the union. In general we ask for single declarations. For products which we receive on a regular basis we ask for long-term declarations once a year. Long-term declarations are used to cover a specific time period. The longest possible time span is two years, starting with the issue date of the declaration. In case the long-term declaration is issued retroactively it is only possible to do so for deliveries which took place during the period of one year backwards from the issue date of the declaration. For deliveries which took place more than one year in the past it is only possible to issue single declarations.

The wording of the declaration is dictated by law and may not be altered or added to. Please take note that you are obliged to notify MAN Diesel & Turbo SE immediately about any changes. The creation of the declarations is done without involvement of the customs authorities. You are responsible for the correctness of your statements to MAN Diesel & Turbo SE, customs authorities and the responsible chamber of commerce. Kindly note the advice about consequences of false origin documentation below.

b) Non-preferential origin

As EU supplier you can use our form to document the non-preferential origin of your goods as well. In order for us to be able to accept the origin information as the non-preferential origin, at least one item on the list has to have at least one positive preference statement. If that is not possible we kindly ask you to provide a certificate of origin or a special supplier’s declaration for non-preferential origin. The information on the non-preferential origin according to articles 60 f of the unions customs codex are used for multiple purposes in international trade. Therefore we ask you to provide this information in any case even if no preferential origin can be declared.

c) Number in the combined nomenclature (statistical product number)

The statistical product number is an unequivocal codification of the products that are essential for foreign trade transactions. The statistical product number is based on the “combined nomenclature” of the EU. It is standard throughout EU. It corresponds to the “customs tariff number” (code number) of the Common Customs Tariff. In addition to the information on product origin, please also send us the 8 digit statistical product number for each of your products.

d) Advice on the consequences of providing incorrect details

The details we require form you are highly relevant in legal terms. Incorrect details may trigger consequences under civil law, criminal law and the law of administrative fines. Please therefore ensure that you prepare the documents with the greatest of care and subject them to thorough legal examination. An invalid supplier’s declaration may for example have the following consequences:

- Withdrawal of preferential proofs issued, causing the subsequent levy of customs duty on the exported products in the country of import
- Civil claims against the issuer of the incorrect long-term supplier’s declaration, for example owing to the subsequent levy of customs duty in the country of import
- Punishment as a tax irregularity according to § 379 of the Abgabenordnung (AO) [German Fiscal Code], aiding and abetting tax evasion (§ 378 AO) or as a tax offence through aiding and abetting tax evasion (§ 370 AO).

If you have and doubts or queries about your details, please contact your local tax authority or chamber of trade and industry.
2.1 Single supplier's declaration

MAN Diesel & Turbo SE 86153 Augsburg
CO Herr Meck, GLE-AUG
Stadtbachstrasse 1
Stadtbachstrasse 1
86244 Augsburg
endorpe.wecw@man.eu

Supplier's declaration for products having preferential origin status

I, the undersigned, declare that the goods listed on this document

<table>
<thead>
<tr>
<th>Material Description</th>
<th>MAN Material ID</th>
<th>Supplier Material ID</th>
<th>PO Item</th>
<th>HS Code</th>
<th>Country of Origin</th>
</tr>
</thead>
</table>

originate in the European Community / European Union / EEA or in the country stated in the list of materials and satisfy the rules of origin governing preferential trade with:

EUMED Algeria (DZ), Egypt (EG), Faeroe Islands (FO), Israel (IL), Jordan (JO), Lebanon (LB), Morocco (MA), Tunisia (TN), West Bank and Gaza Strip (PS)
EUROPE Switzerland (CH), Norway (NO), Iceland (IS), Liechtenstein (LI), Turkey (TR) (with the inclusion of Turkey in the Pan-European cumulation)
EUSAP Albania (AL), Bosnia and Herzegovina (BA), Macedonia (MK), Montenegro (ME), Serbia (RS)
EUROPE! Chile (CL), Mexico (MX), South Africa (ZA), Central America (CAM)
EUROPE! CARIFORUM States, Ceuta (XC), Melilla (AL), ESA States (MG, MI, SC, ZW)
EUROPE! WPS States (PO)
EUROPE! South Korea (KR), Peru (PE), Colombia (CO)

I declare that:

1. [ ] Cumulation applied with: .................................. (name of the country/countries).
2. [ ] No cumulation applied.

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

Place: ______________________ Date: ______________________
Name and position in the company: ______________________
Name, address of company and stamp: ______________________

This declaration was created electronically and is valid, according to Article 5 Paragraph 3 YO (EG) No. 1207/2001 without signature. The declarant commits himself to bearing all liabilities for the correctness of this declaration.

You can find both pages of the declaration in the tabs on the bottom of the excel sheet.
## 2.1 List of goods

### List of Goods Single Supplier Declaration

<table>
<thead>
<tr>
<th>Material Description</th>
<th>MAN Material ID</th>
<th>Supplier Material ID</th>
<th>PO Item No.</th>
<th>HS Code</th>
<th>Country of Origin</th>
<th>ALL</th>
<th>EUW2</th>
<th>EUW1</th>
<th>EUW1/2</th>
<th>EUW2</th>
<th>List No.</th>
<th>ECCN/EAR99</th>
<th>US Content Value in EUR</th>
</tr>
</thead>
<tbody>
<tr>
<td>Spurial gasket</td>
<td>11.28587-1095</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

1. **Cumulation applied with** 
   - No cumulation applied.  
   - (name of the country/countries.)

2. **Stamp only**

3. **Insert your material ID**

4. **Verification of HS code.**

5. **Enter country of origin.**
   - Please enter the specific country (entering EU is not sufficient)

6. **Exclude groups of countries in case the goods are not of preferential origin for all countries. For non-preferential goods please exclude all columns.**

7. **Input only necessary if the goods are listed in the dual-use list.**

8. **Input only necessary if goods are of US origin**

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The non-preferential country of origin according to Article 22 of the union’s customs code for all listed materials is stated and stated in the column “Country of Origin”.

This declaration was created electronically and is valid according to Article 6 Par. 3 VO (EG) No. 1201/2001 without signature. The declarant commits himself to taking over all liabilities for the correctness of this declaration.
2.2 Longterm suppliers declaration

Indicate if cumulation has been applied

Indicate the validity period of the longterm declaration

Place, Date, name and position in the company, signature and stamp (not necessary in case you use the excel sheet you received from us)

Long-term supplier’s declaration for products having preferential origin status

I, the undersigned, declare that the goods listed on this document

<table>
<thead>
<tr>
<th>Description of Goods</th>
<th>MAN Material ID</th>
<th>Supplier Material ID</th>
<th>HS Code</th>
<th>Country of Origin</th>
</tr>
</thead>
<tbody>
<tr>
<td>MAN Diesel &amp; Turbo SE 86153 Augsburg</td>
<td>Supplier ID</td>
<td>Request No.</td>
<td>300000587</td>
<td>/2016</td>
</tr>
<tr>
<td>86244 Augsburg</td>
<td>Request Date</td>
<td>Dunning Date</td>
<td>26.10.2016</td>
<td>05.10.2016</td>
</tr>
</tbody>
</table>

I declare that:

1. Cumulation applied with ................. (name of the country/countries).
2. No cumulation applied

This declaration is valid for all further shipments of these products dispatched from 01.01.2016 to 31.12.2016.

I undertake to inform MAN Diesel & Turbo SE immediately if this declaration is no longer valid. I undertake to make available to the customs authorities any further supporting documents they require.

Place

Date

Signature

Stamp

This declaration was created electronically and is valid according to Article 22 of the union customs code for all listed materials and validated and stated.

This declaration was created electronically and is valid according to Article 22 of the union customs code for all listed materials and validated and stated.
### 2.2 List of goods

**List of Good Long Term Supplier Declaration**

<table>
<thead>
<tr>
<th>Supplier</th>
<th>Supplier ID</th>
<th>Country of Origin</th>
<th>HS Code</th>
<th>MAN Material ID</th>
<th>Material ID</th>
<th>List No.</th>
<th>Stamp only</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
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<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Request No.:** 3000005777

**Valid from - to:** 01.01.2016 - 31.12.2016

1. **Enter country of origin**
   - Please enter the specific country of origin! Stating EU is not sufficient
   - If the goods are not of preferential origin for all countries, please exclude groups of countries in case the goods are not of preferential origin for all countries.

2. **Insert your material ID**
   - Input only necessary if the goods are listed in the dual-use list.
   - Input only necessary if the goods are of US origin.

3. **Verification of HS code**
   - (optional)

4. **Exclude groups of countries in case the goods are not of preferential origin for all countries.**
   - For non-preferential goods please exclude all columns.
Explanations for 8 and 9

1) Dual-Use / AL-Number

Using the statistical product number of your products, you can determine, using the correlation list, whether they are relevant for the export list:

► http://www.ausfuhrkontrolle.info/ausfuhrkontrolle/de/gueterlisten/umschluesselungsverzeichnis/index.html

If there are entered, make a detailed check in the export list under list number:

► http://www.ausfuhrkontrolle.info/ausfuhrkontrolle/de/gueterlisten/ausfuhrliste/index.html

If the description there and the specification match your product, please enter the export list number in the corresponding field of our form.

2) ECCN / EAR99

a) Creating the ECCN and classification with respect to EAR99

- The Export Control Classification Number (ECCN) is a five digit alphanumeric code, which identifies products that are listed on the American Commerce Control List, CCL.
- The CCL consists of ten categories (0-9) and five groups (A-E). Their designations correspond to Part I Section C of the German export list or the product list in Annex I of EC Regulation 1334/2008.
- For example: Under ECCN 3A001, the first digit ("3") refers to the relevant category (in this case: General Electronics), the second digit ("A") refers to the group (in this case: systems, equipment and components). The last three digits (001) stand for the reason for checking (in this case: national security).
- The content of the American list does not entirely match the German one. As a result, list items known in a German or European context cannot simply be "translated" into American.
- EAR99 classifies products that are subject to the EAR, but are not listed in the CCL, or are they checked by another US authority. An example involves low technology products, for example simple office materials, perfumes, toys et al. Most US products fall within the EAR99 category.
- A number of different options can be used to help obtain correct ECCNs:
  - Information from the US manufacturer or developer
  - Our own internal classification which uses the alphanumeric lists of the Commerce Control List
  - Formal classification request to the BIS
  - Commodity Classification Website Solicitation of the BIS (connecting site to companies)

a) Manufacturers' websites

- Many American suppliers (such as Microsoft) offer their product classifications online for information purposes. However, this online information is not legally binding. In some cases, it is difficult to determine the classification despite the email assistance offered.
- If a German company uses information from the supplier that subsequently proves to be incorrect, the German company is responsible, even if it based its export calculation on such information in good faith. Nevertheless, a routine inquiry to the supplier at least provides an indication of the possible classification.