

	<p style="text-align: center;">CIVIL AVIATION AUTHORITY OF MALAYSIA AVIATION POLICY & DEVELOPMENT DIVISION ECONOMIC & COMPETITION</p> <p style="text-align: center;">LENIENCY APPLICATION FORM</p>	<p style="text-align: center;">CAAM/CPD/CEC/04</p>
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Section A. General Instructions

1 Form and Supporting Documents

- 1.1 The Civil Aviation Authority of Malaysia (“CAAM”) prescribes this leniency application form for any application for a leniency under section 36Z of the Civil Aviation Authority of Malaysia Act 2017 [Act 788] (“the Act”).
- 1.2 The applicant must provide all required information as required in Section B of this leniency application form. The applicant must also provide all evidence or supporting documents to substantiate the information provided or claim made in the leniency application form.
- 1.3 In preparing the leniency application, the applicant is advised to refer to the Guidelines on Leniency Regime, which are available on the CAAM’s website at <https://www.caam.gov.my/industry/competition/guidelines-and-competition-forms/>.

2 Confidential Information

- 2.1 Any confidential information provided by the applicant in the leniency application form or the supporting documents must be clearly identified by the applicant and accompanied with written justifications as to why the information should be treated as confidential. In general, “confidential information” refers to trade, business or industrial information that belongs to any person, that has economic value and is not generally available to or known by others.

3 Submission of Application

- 3.1 A complete application for a leniency application consists of the following documents:
 - a) Section B of this leniency application form, which has been completed by the applicant;
 - b) Evidence or supporting documents, which are attached to the leniency application form, tagged, and numbered.
- 3.2 Please submit two (2) hard copies and one (1) soft copy of the leniency application to the following address:

Chief Executive Officer
Civil Aviation Authority of Malaysia
No. 27, Persiaran Perdana, Aras 3,
Blok Podium, Presint 4
62618 Wilayah Persekutuan Putrajaya
(Attention: Leniency Officer)

	<p align="center"> CIVIL AVIATION AUTHORITY OF MALAYSIA AVIATION POLICY & DEVELOPMENT DIVISION ECONOMIC & COMPETITION LENIENCY APPLICATION FORM </p>	<p align="center">CAAM/CPD/CEC/04</p>
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The soft copy of the leniency application may also be emailed to competition@caam.gov.my.

- 3.3 The soft copy of the leniency application must be in a Word document format which allows for the cutting and pasting of text.
- 3.4 Any additional copy of the leniency application shall also be made available to CAAM upon CAAM's request.
- 3.5 CAAM may refuse to accept a leniency application if it is —
 - a) incomplete;
 - b) not accompanied by the relevant supporting documents;
 - c) not made in the form prescribed by CAAM; or
 - d) not made in accordance with any provision of the Act, or any applicable regulations, guidelines or application requirements determined by CAAM.
- 3.6 CAAM will only initiate the assessment process upon receipt of a complete leniency application.
- 3.7 Any subsequent material changes to the information provided in the leniency application form or the supporting documents must be notified to CAAM immediately.
- 3.8 CAAM may require additional information or supporting documents from the applicant.
- 3.9 Any delay by the applicant in providing any required information or supporting documents may result in the lengthening of the assessment period and may affect the outcome of the leniency application.



Section B. Information Required

1. Details of the Applicant Making the Leniency Application

1.1 Name:

1.2 Address:

1.3 Contact number:

1.4 Email address:

1.5 Are you representing an enterprise in making this leniency application?

<input type="checkbox"/>
<input type="checkbox"/>

No

Yes – please provide the details of the enterprise on behalf of which the complaint is made, as required in paragraphs 1.5(a)-(d))

(a) Name of the enterprise:

(b) Address of the enterprise:

(c) Contact number of the enterprise:



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(d) Email address of the enterprise:

2. Details of the Cartel Activity

2.1 Nature of the cartel activity:

<input type="checkbox"/>	Horizontal agreement to fix prices or trading conditions
<input type="checkbox"/>	Horizontal agreement to share market or sources of supply
<input type="checkbox"/>	Horizontal agreement to limit or control production, market outlets or market access, technical or technological development, or investment
<input type="checkbox"/>	Horizontal agreement to perform bid rigging

2.2 The services to which the cartel activity relates:

(E.g.: scheduled or non-scheduled air transport services, aerodrome operation, ground handling services such as catering services, baggage handling services, fuel and oil handling services etc.)

2.3 Enterprises involved in the cartel activity:

2.4 Please provide a full description of the cartel activity:



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2.5 When did the cartel activity start?

2.6 Is the cartel activity still continuing?

<input type="checkbox"/>
<input type="checkbox"/>

Yes

No – If no, when the cartel activity end?

2.7 Please provide a full description of your involvement in the cartel activity:

2.8 List all evidence supporting your leniency application and attach all relevant documents to this form:

(E.g. agreements, minutes of meetings, business documents, circulars, correspondences, notes of telephone conversations, etc.)
