

***Example and suggested content of Information Request Form
used under ICN Merger Cooperation Framework for a first contact***

As stated in the [Practical Guide to International Enforcement Cooperation in Mergers](#) (see paragraph 13), agencies may find it useful to make initial contacts through the liaison officers listed in the ICN's Framework for Merger Review Cooperation.

Below an example of potential information to include in the email when first approaching a competition agency.

Please note: additional follow-up contacts among agencies would be needed to assess whether, and to what extent, cooperation is likely to be useful in a particular case and to determine the timing and status of the respective reviews and the impact of the merging parties' timing of notifications on the potential for cooperation. See paragraphs 12-15 of the Practical Guide.

(1) Addressee (Information of the REQUESTED Agency)

a. Name of Jurisdiction & Agency:

b. Name & Title of the Liaison Officer (if known):

- The requesting agency may ask for confirmation of the contact point of the addressee agency.

(2) Information of the REQUESTING Agency

a. Name of Jurisdiction & Agency:

b. Name & Title of the person in charge of this request:

c. Contact information (phone number and/or e-mail address)

(3) Purpose and contents of the request

- Details of the merger under the scrutiny of the requesting agency if relevant (e.g., name of the parities, markets involved, date of notification, timing of the review)
- Brief description of the issue of interest (e.g., simply get in touch, relevant market, stage of the merger review for the addressee agency). Examples:

<EXAMPLE1: specific merger case>

We are interested in cooperating in a merger in the [x] industry [or, identify transaction if that information is public.] We would like to understand (1) the status of your review, (2) current views on market definition and theories of harm, and (3) potential remedies, as appropriate.

<EXAMPLE2: understanding markets or theory>

We are reviewing a transaction involving [x product or y industry or z theory of harm] and would like to understand how you have analyzed these issues in past cases.

(4) Additional information on the REQUESTING Agency

*Following information may promote information exchange in some jurisdictions.

*Please check [✓] if applicable.

[] - Requesting agency has received a waiver for this information exchange with the requested agency from the merging company.
(Details on the waiver and its scope:)

[] - Requesting agency (jurisdiction) and Requested agency (jurisdiction) have Cooperation Agreement or MOU relating to this information exchange.
(Please specify:)

[] - Requesting agency has legal or non-legal rules regarding restriction on the use of the exchanged information including the restriction not to use in criminal procedures.
(Please specify:)

[] - Requesting agency has legal or non-legal rules regarding confidentiality of the exchanged information.
(Please specify:)

[] - Requesting agency is ready to provide its own information it has relating to this request.

[] - Requesting agency has preferred timing to receive information.
(Please specify:)

Thank you for your cooperation!