
STATUTORY INSTRUMENTS

2019 No. 910

**The Trade Remedies (Reconsideration
and Appeals) (EU Exit) Regulations 2019**

PART 2

General provisions and reconsideration by the TRA

CHAPTER 2

Reconsideration by the TRA

Reconsideration by the TRA

- 13.**—(1) This regulation applies where the TRA has accepted an application for reconsideration.
- (2) The TRA may request information from any person when reconsidering an original decision and, where it does so, it may—
- (a) set a time limit for a response to such a request;
 - (b) vary such a time limit.
- (3) The TRA may disregard information supplied in response to such a request but which is outside the relevant time limit or not in conformity with the terms of that request.
- (4) In considering whether to disregard information, the TRA must have regard to—
- (a) the extent of the delay; and
 - (b) the reasons for the delay.
- (5) Where an application for reconsideration relates to a dispute on a point of law, the TRA may refer the matter to the Upper Tribunal for a decision before concluding the reconsideration in accordance with regulation [14\(1\)](#).
- (6) Where the TRA refers a matter to the Upper Tribunal under paragraph (5) and—
- (a) the original decision was published in a notice, the TRA must publish a notice setting out the details of the matter referred to the Upper Tribunal; or
 - (b) the original decision was not published in a notice, the TRA must notify the applicant that it has referred the matter to the Upper Tribunal.
- (7) In reconsidering an original decision, the TRA may, amongst other things, take into account—
- (a) information contained in an application for reconsideration;
 - (b) documents accompanying an application for reconsideration;
 - (c) information supplied to it further to a request made under paragraph (2);
 - (d) information obtained from secondary sources.
- (8) The TRA may conduct a hearing as part of its reconsideration of an original decision.
- (9) Except as otherwise provided by these Regulations, the TRA may reconsider an original decision in whatever way it considers appropriate in the circumstances.