
STATUTORY INSTRUMENTS

2019 No. 450

**The Trade Remedies (Dumping and
Subsidisation) (EU Exit) Regulations 2019**

PART 5

**The level of an estimated anti-dumping or countervailing
amount or anti-dumping or countervailing amount**

Determination of a residual amount

38.—(1) The TRA must determine an anti-dumping amount or a countervailing amount (or in the case of a provisional remedy, estimated anti-dumping amount or estimated countervailing amount) (a “residual amount”) for overseas exporters to which this regulation applies.

(2) This regulation applies to an overseas exporter where—

- (a) the TRA has not determined an individual anti-dumping amount or countervailing amount (or in the case of a provisional remedy, estimated anti-dumping amount or estimated countervailing amount) for that overseas exporter; and
- (b) the exporter is not a non-sampled overseas exporter within the meaning of regulation 37 (determination of the anti-dumping amount or countervailing amount for non-sampled overseas exporters).

(3) The TRA may determine the residual amount using any reasonable means.

(4) When determining the residual amount pursuant to this regulation the TRA may take account of any information available including—

- (a) information contained in the application;
- (b) information received from other interested parties during the investigation including other overseas exporters;
- (c) published price lists;
- (d) official import statistics or customs returns;
- (e) relevant data pertaining to the world market or other representative markets.