
STATUTORY INSTRUMENTS

2019 No. 450

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

PART 7

Initiation and conduct of a review

CHAPTER 1

General provisions and the initiation of a review

Initiation of a review

67.—(1) If the TRA is satisfied that there is sufficient information substantiating the need for a review, the TRA may initiate an interim review, an absorption review, a circumvention review or a scope review—

- (a) where a review application is made by or on behalf of an interested party; or
- (b) on its own initiative.

(2) If there is sufficient evidence substantiating the need for an expiry review, the TRA may initiate an expiry review—

- (a) where a review application is made by or on behalf of UK industry in the goods; or
- (b) on its own initiative in special circumstances.

(3) The TRA must initiate a new exporter review—

- (a) where a review application is made by or on behalf of a new exporter; and
- (b) the TRA is satisfied that the review application contains sufficient information substantiating the need for a review in accordance with regulation 71 (new exporter review).

(4) The TRA may, in particular, reject a review application where—

- (a) it considers the review application is made in relation to a change in circumstances that is not of a lasting nature;
- (b) it has conducted a previous review or rejected a previous review application in respect of the relevant anti-dumping amount or countervailing amount and—
 - (i) the review application relates to matters which are similar to those arising under that previous review or set out in that previous review application; and
 - (ii) there is no change of circumstances since the termination of that previous review or rejection of that previous review application which substantiates the need for a new review;

(c) information on which the review application relies could have been provided to the TRA in the investigation or a previous review; or

- (d) the review applicant has not complied with procedural requirements in accordance with this Part.
- (5) The TRA may reject a review application if it is not made via the TRA's case management system.
- (6) Where the TRA rejects a review application, it must notify the review applicant.
- (7) Where the TRA has made a determination to initiate a review, the TRA must—
 - (a) publish a notice of its decision to initiate a review (for the purpose of this Part a “notice of initiation of a review”); and
 - (b) notify the Secretary of State and interested parties.
- (8) A notice of initiation of a review must contain the information listed in paragraph 1 of Schedule 3.
- (9) Where a review application is made in respect of goods subject to a countervailing amount, the TRA must notify the government of the exporting country or territory and the Secretary of State prior to the initiation of that review.