
STATUTORY INSTRUMENTS

2024 No. 545

The Trade Remedies (Amendment) Regulations 2024

Part 2

Amendment of the Dumping and Subsidisation Regulations

Chapter 6

Amendment of Part 9A (investigation in light of an international dispute decision)

Amendment of regulation 88F (determination to maintain)

25. In regulation 88F—

- (a) in paragraph (1), for “determines” substitute “proposes to determine that”;
- (b) after paragraph (1), insert—

“(1A) The TRA must notify the Secretary of State of its proposed determination.

(1B) Where the Secretary of State has been notified in accordance with paragraph (1A), the Secretary of State may, within the relevant period (and subject to paragraph (1C)), request that the TRA reassess its proposed determination by reference to any matter specified in the request.

(1C) The Secretary of State may only make a request under paragraph (1B) where the Secretary of State considers that—

- (a) there is information that the TRA did not take into account in its investigation that is relevant to the proposed determination;
- (b) the TRA has made an error in relation to its proposed determination; or
- (c) exceptional circumstances make the request appropriate.

(1D) The TRA must comply with a request under paragraph (1B).

(1E) The TRA may not make its proposed determination until—

- (a) the relevant period has ended; or
- (b) if the Secretary of State informs the TRA within the relevant period that the Secretary of State will not make a request under paragraph (1B), the time when the TRA receives that information.

(1F) For the purposes of paragraphs (1B) and (1E), the “relevant period” is the period of 21 days beginning with the day on which the TRA notifies the Secretary of State that it proposes to make the determination in question.”.