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STATUTORY INSTRUMENTS

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**2019 No. 449**

**The Trade Remedies (Increase in Imports Causing Serious Injury to UK Producers) (EU Exit) Regulations 2019**

**PART 10**

Transitional provisions relating to the TRA

**CHAPTER 2**

Further modifications

**Further modifications to Part 9**

**75.** Regulation 50 (determinations of the TRA) has effect as if—

- (a) for “determination” or “determinations”, in each place where these occur, including the heading of that regulation, there were substituted “preliminary decision” or “preliminary decisions”, as the case may be;
- (b) in paragraph (5), after “unvaried” there were inserted “, be varied, or be replaced by a safeguarding amount”; and
- (c) after paragraph (7), there were inserted—

“(8) Where the Secretary of State makes a preliminary decision that the application of a tariff rate quota to goods be varied, that variation must ensure that the pace of liberalisation is maintained or increased.

(9) Any preliminary decision made by the Secretary of State that the application of a tariff rate quota to goods be varied or replaced with a safeguarding amount must be such as the Secretary of State is satisfied facilitates the adjustment of UK producers of the like goods and directly competitive goods to the importation of the goods in increased quantities.

(10) Where the Secretary of State makes a preliminary decision referred to in paragraph (2) or (4)(b) to (d), that decision must include—

- (a) a description of the goods to which the decision relates;
- (b) the reasons for the decision;
- (c) where relevant, the period for which the tariff rate quota (or a safeguarding amount) should now be applicable;
- (d) any other information the Secretary of State considers relevant.”.