
STATUTORY INSTRUMENTS

2019 No. 450

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

[^{F1}PART 12

Transitional provisions

CHAPTER 1

General

[^{F1}Interpretation for Part 12

94.—(1) In this Part—

“appropriate date” means—

- (a) in relation to a transition review under regulation 97(2)(a), the day of replacement of EU trade duty;
- (b) in relation to a transition review under regulation 97(2)(b)—
 - (i) the [^{F2}day after the] day of publication of the notice under regulation 101C(2)(a); or
 - (ii) the day of expiry if the relevant UK trade remedies measure continues to apply under regulation 97C(2);

[^{F3}“circumvention” has the meaning given in regulation 73(2);]

“determination notice” means a notice published by the Secretary of State under regulation 96(1);

“EU anti-dumping duty” means a definitive anti-dumping duty imposed by an EU instrument made under—

- (a) the EU anti-dumping regulation;
- (b) an earlier EU regulation under which an EU instrument imposing a definitive anti-dumping duty could have been made;

“the EU anti-dumping regulation” means Regulation (EU) 2016/1036 of the European Parliament and of the Council of 8 June 2016 on protection against dumped imports from countries not members of the European Union;

“EU countervailing duty” means a definitive countervailing duty imposed [^{F4}by an EU instrument] made under—

- (a) the EU countervailing regulation; or
- (b) an earlier EU regulation under which an EU instrument imposing a definitive countervailing duty could have been made;

Changes to legislation: *The Trade Remedies (Dumping and Subsidisation) (EU Exit) Regulations 2019, Section 94 is up to date with all changes known to be in force on or before 17 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

“the EU countervailing regulation” means Regulation (EU) 2016/1037 of the European Parliament and of the Council of 8 June 2016 on protection against subsidised imports from countries not members of the European Union;

“EU regulation” has the same meaning as in Article 288 of the Treaty on the Functioning of the European Union;

“EU trade remedies measure” means an EU anti-dumping duty or an EU countervailing duty;

“recommendation of revocation” means a recommendation made under regulation 100(1) in accordance with regulation 100B;

“recommendation of variation” means a recommendation made under regulation 100(1) in accordance with regulation 100A;

“replacement of EU trade duty” means the coming into force of paragraph 1 of Schedule 7 to the Act in so far as it relates to any EU anti-dumping duty or EU countervailing duty;

“transition review” means a review under regulation 97(2)(a) or (b);

“UK trade remedies measure” means an anti-dumping amount or a countervailing amount applied by public notice under regulation 96A(1).

(2) For the purposes of this Part, “EU countervailing duty” includes a duty that would apply to goods were it not for acceptance by the European Commission of an undertaking in accordance with Article 13 of the EU countervailing regulation.]

Textual Amendments

- F1** Pt. 12 substituted (23.7.2019) by [The Trade Remedies \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/1076\)](#), regs. 1, **10**
- F2** Words in reg. 94(1) inserted (1.3.2020) by [The Trade Remedies \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/99\)](#), regs. 1, **21(a)**
- F3** Words in reg. 94 inserted (3.5.2022) by [The Trade Remedies \(Miscellaneous Amendments\) Regulations 2022 \(S.I. 2022/414\)](#), regs. 1, **3(3)**
- F4** Words in reg. 94(1) substituted (1.3.2020) by [The Trade Remedies \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/99\)](#), regs. 1, **21(b)**

Changes to legislation:

The Trade Remedies (Dumping and Subsidisation) (EU Exit) Regulations 2019, Section 94 is up to date with all changes known to be in force on or before 17 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 3 para. 1A and cross-heading inserted by [S.I. 2024/545 reg. 36\(3\)\(b\)](#)
- Sch. 5A para. 3 and cross-heading inserted by [S.I. 2024/545 reg. 36\(5\)\(b\)](#)
- reg. 61A inserted by [S.I. 2024/545 reg. 6](#)
- reg. 67(A1)-(E1) inserted by [S.I. 2024/545 reg. 8\(a\)](#)
- reg. 67(6A) inserted by [S.I. 2024/545 reg. 8\(b\)](#)
- reg. 67(7)(za) inserted by [S.I. 2024/545 reg. 8\(c\)\(ii\)](#)
- reg. 67(7A) inserted by [S.I. 2024/545 reg. 8\(d\)](#)
- reg. 68(6A) inserted by [S.I. 2024/545 reg. 9\(a\)](#)
- reg. 68(11)(za) inserted by [S.I. 2024/545 reg. 9\(b\)](#)
- reg. 68A inserted by [S.I. 2024/545 reg. 10](#)
- reg. 69(6A)-(6F) inserted by [S.I. 2024/545 reg. 11\(a\)](#)
- reg. 70(11A)-(11G) inserted by [S.I. 2024/545 reg. 12\(b\)](#)
- reg. 71(6A)-(6F) inserted by [S.I. 2024/545 reg. 13](#)
- reg. 72(8)-(13) inserted by [S.I. 2024/545 reg. 14](#)
- reg. 73(7A)-(7F) inserted by [S.I. 2024/545 reg. 15](#)
- reg. 74(6)-(11) inserted by [S.I. 2024/545 reg. 16](#)
- reg. 75(2A)-(2E) inserted by [S.I. 2024/545 reg. 17\(b\)](#)
- reg. 76(1)(a)(b) substituted for words by [S.I. 2024/545 reg. 18\(b\)](#)
- reg. 76(1A) inserted by [S.I. 2024/545 reg. 18\(c\)](#)
- reg. 76(6)-(9) inserted by [S.I. 2024/545 reg. 18\(f\)](#)
- reg. 76A76B inserted by [S.I. 2024/545 reg. 19](#)
- reg. 85(9)(a)(b) substituted for words by [S.I. 2024/545 reg. 20\(a\)](#)
- reg. 85(11A)-(11C) inserted by [S.I. 2024/545 reg. 20\(b\)](#)
- reg. 85(14)-(16) inserted by [S.I. 2024/545 reg. 20\(d\)](#)
- reg. 86(2A) inserted by [S.I. 2024/545 reg. 21](#)
- reg. 87(7)(a)(b) substituted for words by [S.I. 2024/545 reg. 22\(a\)](#)
- reg. 87(9A)-(9D) inserted by [S.I. 2024/545 reg. 22\(b\)](#)
- reg. 87(11)-(13) inserted by [S.I. 2024/545 reg. 22\(d\)](#)
- reg. 88F(1A)-(1F) inserted by [S.I. 2024/545 reg. 25\(b\)](#)
- reg. 88G(3A)-(3E) inserted by [S.I. 2024/545 reg. 26\(c\)](#)
- reg. 88I(1)(a)(b) substituted for words by [S.I. 2024/545 reg. 27\(b\)](#)
- reg. 88I(1A) inserted by [S.I. 2024/545 reg. 27\(c\)](#)
- reg. 88I(3A) inserted by [S.I. 2024/545 reg. 27\(f\)](#)
- reg. 88I(5)-(8) inserted by [S.I. 2024/545 reg. 27\(h\)](#)
- reg. 88J88K inserted by [S.I. 2024/545 reg. 28](#)
- reg. 88ZA inserted by [S.I. 2024/545 reg. 23](#)
- reg. 90(2A) inserted by [S.I. 2024/545 reg. 29\(b\)](#)
- reg. 90A inserted by [S.I. 2024/545 reg. 30](#)
- reg. 100(1A)-(1E) inserted by [S.I. 2024/545 reg. 31\(a\)](#)
- reg. 101(1A)(1B) inserted by [S.I. 2024/545 reg. 33\(c\)](#)
- reg. 101(2A)-(2C) inserted by [S.I. 2024/545 reg. 33\(e\)](#)
- reg. 101D101E inserted by [S.I. 2024/545 reg. 35](#)