
STATUTORY INSTRUMENTS

2024 No. 545

The Trade Remedies (Amendment) Regulations 2024

Part 2

Amendment of the Dumping and Subsidisation Regulations

Chapter 9

Amendment of the Schedules

Amendment of the Schedules

36.—(1) The Schedules are amended as follows.

(2) In Schedule 2—

(a) in paragraph 4, for sub-paragraph (h) substitute—

“(h) where the Secretary of State rejects the TRA’s recommendation—

(i) and makes a decision under paragraph 15(3B) of Schedule 4 to the Act—

(aa) that such notice is a public notice made under section 13 of the Act;

(bb) the date the notice comes into effect;

(cc) the reasons for the Secretary of State’s rejection and for requiring importers to give a guarantee other than in accordance with the recommendation;

(ii) and does not make a decision under paragraph 15(3B) of Schedule 4 to the Act, the reasons for the Secretary of State’s rejection.”;

(b) omit paragraph 5;

(c) in paragraph 6, for sub-paragraph (f) substitute—

“(f) where the Secretary of State rejects the TRA’s recommendation—

(i) and makes a decision under paragraph 20A(2) of Schedule 4 to the Act—

(aa) that such notice is a public notice made under section 13 of the Act;

(bb) the reasons for the Secretary of State’s rejection and for applying a measure other than in accordance with the recommendation;

(cc) a specified period for which the anti-dumping amount or countervailing amount is applicable;

(dd) where applicable, the relevant date and the relevant period;

(ii) and does not make a decision under paragraph 20A(2) of Schedule 4 to the Act—

(aa) the reasons for the Secretary of State’s rejection;

(bb) the date the notice comes into effect.”.

(3) In Schedule 3—

- (a) in paragraph 1, at the end of the opening words, insert “as follows, except in the case of an early review, in which case only sub-paragraphs (a) to (g) and (j) to (m) apply”;
- (b) after paragraph 1, insert—

“Notice of expiry of anti-dumping amount or countervailing amount

1A. The information to be contained in a notice referred to in regulation 70(11G)(a) is—

- (a) a description of the goods to which the notice relates;
- (b) a summary of the review;
- (c) the TRA’s determination;
- (d) the reasons for the TRA’s determination;
- (e) that the notice is a public notice made under section 13 of the Act;
- (f) the date on which the anti-dumping amount or countervailing amount is treated as having expired.”;

(c) in paragraph 3—

- (i) in the opening words, after “or (5)”, insert “or regulation 76A(5)(a)”;
- (ii) for sub-paragraph (f) substitute—

“(f) where the Secretary of State rejects the TRA’s recommendation—

(i) and makes a decision under regulation 76A(2)—

(aa) that such notice is a public notice made under section 13 of the Act;

(bb) the reasons for the Secretary of State’s rejection and for applying a measure other than in accordance with the recommendation, or revoking it;

(cc) where applicable, the varied anti-dumping amount or countervailing amount;

(dd) where applicable, a specified period during which the varied anti-dumping amount or countervailing amount is applicable;

(ee) where applicable, details of any exemptions from the application of the anti-dumping amount or countervailing amount;

(ii) and does not make a decision under paragraph 76A(2), the reasons for the Secretary of State’s rejection.”.

(4) In Schedule 5—

(a) in paragraph 1—

(i) in the opening words, after “85(10)”, insert “, (11C)”;

(ii) for sub-paragraph (f) substitute—

“(f) where the Secretary of State rejects the TRA’s recommendation and makes a decision under regulation 85(11B)—

(i) that such notice is a public notice made under section 13 of the Act;

(ii) the reasons for suspending the measure other than in accordance with the recommendation;

- (iii) the period of suspension.”;
- (b) in paragraph 3—
 - (i) in the opening words, after “87(8)”, insert “, (9D)”;
 - (ii) for sub-paragraph (f) substitute—
 - “(f) where the Secretary of State rejects the TRA’s recommendation and makes a decision under regulation 87(9B)—
 - (i) that such notice is a public notice made under section 13 of the Act;
 - (ii) the reasons for extending a period of suspension other than in accordance with the recommendation;
 - (iii) the period of suspension.”.
- (5) In Schedule 5A—
 - (a) in paragraph 2—
 - (i) in the heading, at the end insert “to maintain the application of an anti-dumping amount or a countervailing amount”;
 - (ii) in the opening words, omit “and 88G(5)”;
 - (b) after paragraph 2, insert—

“Notice of the Secretary of State accepting or rejecting a recommendation by the TRA relating to an international dispute investigation

- 3.** The information to be contained in a notice referred to in paragraph 22(4)(a) of Schedule 4 to the Act or regulation 88I(4) is—
- (a) the name of the exporting country or territory;
 - (b) a description of the goods to which the notice relates;
 - (c) a description of the anti-dumping amount or the countervailing amount to which the notice relates;
 - (d) a summary of the investigation;
 - (e) a summary of the international dispute decision;
 - (f) the TRA’s determination made in the light of the international dispute decision;
 - (g) the reasons for the TRA’s recommendation;
 - (h) where the Secretary of State accepts the TRA’s recommendation to vary the application of the anti-dumping amount or the countervailing amount—
 - (i) that such notice is a public notice made under section 13 of the Act;
 - (ii) a specified period during which the varied anti-dumping amount or countervailing amount is applicable;
 - (iii) details of any exemptions from the application of the anti-dumping or countervailing amount;
 - (i) where the Secretary of State accepts the TRA’s recommendation to revoke the application of the anti-dumping amount or the countervailing amount—
 - (i) that such notice is a public notice made under section 13 of the Act;
 - (ii) the date that the notice takes effect, which must be the day after the date of publication of the notice; and
 - (j) where the Secretary of State rejects the TRA’s recommendation—

- (i) and makes a decision under regulation 88J(2)—
 - (aa) that such notice is a public notice made under section 13 of the Act;
 - (bb) the reasons for the Secretary of State’s rejection and for varying the application of a measure other than in accordance with the recommendation or revoking it;
 - (cc) a specified period during which the varied anti-dumping amount or countervailing amount is applicable;
 - (dd) details of any exemptions from the application of the anti-dumping or countervailing amount;
 - (ii) and does not make a decision under paragraph 88J(2), the reasons for the Secretary of State’s rejection.”.
- (6) In Schedule 6, for paragraph 1(f) substitute—
- “(f) where the Secretary of State rejects the TRA’s recommendation—
- (i) and makes a decision under regulation 90A(2)—
 - (aa) that such notice is a revised notice under paragraph 15(5)(b) of Schedule 4 to the Act;
 - (bb) the revised period of the provisional remedy;
 - (cc) the date the notice comes into effect;
 - (dd) the reasons for extending the period of a provisional remedy other than in accordance with the extension recommendation;
 - (ii) and does not make a decision under paragraph 90A(2), the reasons for the Secretary of State’s rejection.”.