



Registration Form Tariff Rate Quota Review

Case TQ0052: Category 1 Steel products – HRFC

Period of Investigation:	1 January 2023 – 31 December 2023
Injury Period:	1 January 2021 – 31 December 2023
Deadline for response:	25 February 2024
Case Team Contact:	TQ0052@traderemedies.gov.uk
Completed on behalf of:	Tata Steel UK
Party type (select):	<input type="checkbox"/> Contributor <input type="checkbox"/> Government of relevant foreign country or territory (<i>Interested Party</i>) <input type="checkbox"/> Trade or business association representing overseas exporters or UK importers of the good(s) subject to review (<i>Interested Party</i>) <input type="checkbox"/> Trade or business association representing UK producers of like goods or directly competitive goods (<i>Interested Party</i>) <input checked="" type="checkbox"/> UK Producer <input type="checkbox"/> Importer <input type="checkbox"/> Overseas Exporter

When you have completed this form, indicate the **confidentiality** status of this document by placing an X in the relevant box below and in the header. We strongly recommend this document to be completed on the computer, so this step is easy to complete:

- Confidential
 Non-Confidential – will be made publicly available

Please note that you will have to provide **two copies of your response** – a **Confidential** and a **Non-Confidential version**. Both copies must be returned to the



TRA using the Trade Remedies Service (trade-remedies.service.gov.uk) by 25
February 2024.

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The scope of this review

Goods subject to review

This review covers category 1 steel products as described as:

Product Number	Product Category	Commodity Codes
1	Non-alloy and other alloy hot-rolled sheet and strip	72081000, 72082500, 72082600, 72082700, 72083600, 72083700, 72083800, 72083900, 72084000, 72085210, 72085299, 72085310, 72085390, 72085400, 72111300, 72111400, 72111900, 72126000, 72251910, 72253010, 72253030, 72253090, 72254015, 72254090, 72261910, 72269120, 72269191, 72269199

These steel goods are currently classifiable within the commodity code(s) listed above. These commodity codes are only given for information.

In this document, these goods will be referred to as the goods subject to review. Any reference to goods subject to review in this document refers to the goods described above, regardless of the commodity code under which they are exported.

Please follow the instructions for each question to provide the appropriate information regarding the goods subject to review.

For more information about this case, you may refer to the Notice of Initiation published at: [Trade remedies \(trade-remedies.service.gov.uk\)](https://trade-remedies.service.gov.uk)



Instructions

Who should complete this form?

You should complete this form if you would like to register your interest in this case.

Note about confidentiality

You will need to submit one confidential version and one non-confidential version of this document.

Please ensure that each page of information you provide is clearly marked either “Confidential” or “Non-Confidential” in the header.

It is your responsibility to ensure that the non-confidential version does not contain any confidential information, which includes personal contact information, names and signatures.

Please see the [TRA's public guidance](#) for further information on what can be considered confidential and how to prepare a non-confidential version of this document.

All information provided to the Trade Remedies Authority (TRA) in confidence will be treated accordingly and only used for this review (except in limited circumstances as permitted by regulation 17 of the Trade Remedies (Increase in Imports Causing Serious Injury to UK Producers) (EU Exit) Regulations 2019) and will be stored in protected systems.

The non-confidential version of your submission will be placed on the public file, which is available on: [Trade remedies \(trade-remedies.service.gov.uk\)](https://trade-remedies.service.gov.uk)



Section A – Your organisation’s interest in the case

To register your organisation’s interest in this review, please complete the text boxes below.

Please describe your role with regards to the goods subject to review:

Tata Steel UK (TSUK) is the only active producer of HRFC in the UK and an applicant for the present TRQ review.

Please describe your interest in this review:

The outcome of this review may have a direct impact on TSUK’s downstream facilities, as well as on TSUK’s production of HRFC itself.



Section B – Additional information

If applicable, please provide the total volume of the goods subject to review imported by your company during the POI, in kilograms (kg):

	Quarter 1: 1 January – 31 March	Quarter 2: 1 April – 30 June	Quarter 3: 1 July – 30 September	Quarter 4: 1 October – 31 December
Year 1: 2021	[REDACTED]			
Year 2: 2022				
Year 3: 2023				

If applicable, please provide the total volume of the goods subject to review produced by your company during the POI, in kilograms (kg):

	Quarter 1: 1 January – 31 March	Quarter 2: 1 April – 30 June	Quarter 3: 1 July – 30 September	Quarter 4: 1 October – 31 December
Year 1: 2021	[REDACTED]			
Year 2: 2022				
Year 3: 2023				

If applicable, please provide the total volume of the goods subject to review that your company plans to import, in kilograms (kg):

	Quarter 1: 1 January – 31 March	Quarter 2: 1 April – 30 June	Quarter 3: 1 July – 30 September	Quarter 4: 1 October – 31 December
Year: 2024	[REDACTED]			
Year: 2025				

If applicable, please provide the total volume of the goods subject to review that your company plans to produce, in kilograms (kg):

	Quarter 1: 1 January – 31 March	Quarter 2: 1 April – 30 June	Quarter 3: 1 July – 30 September	Quarter 4: 1 October – 31 December
Year: 2024	[REDACTED]			
Year: 2025				

Please use the box below to provide information about anything else you consider relevant to this review:



TSUK notes that we put forward several options for modifying the TRQ for HRFC in our application for review. Please also take the considerations below into account.

First, as explained in detail in TSUK's application, we propose the creation of a licensing mechanism or a separate quota for HRFC imports destined for downstream processing into another product category, in the framework of the safeguard measures. It is crucial to operate the license or additional quota separately from the main quota, as such imports would not be released to the UK market – they would instead undergo transformation into another steel product.

Second, TSUK emphasizes that the current quota (i.e. not the proposed licensing mechanism/separate quota), which can be utilised by any importer, must maintain its country-specific split. This is crucial not only due to existing market conditions, as explained below, but also to ensure consistency with UK legislation and WTO law.

Indeed, pursuant to Regulation 10(4) of the Trade Remedies (Increase in Imports Causing Serious Injury to UK Producers) (EU Exit) Regulations 2019, when imposing a TRQ and determining the level of a TRQ, the TRA "*must consider the desirability of maintaining, as far as possible, traditional trade flows*". Moreover, Regulation 35B(6)(c)(ii) provides that, in conducting a TRQ review, the TRA may consider "*the desirability of maintaining, as far as possible, traditional trade flows*". These provisions are in line with Article 5.2(a) of the WTO Agreement on Safeguards which states that "*the Member concerned shall allot to Members having a substantial interest in supplying the product shares based upon the proportions [...] of the total quantity or value of imports of the product [...]*". Further, the chapeau to GATT Article XIII:2 sets out the general rule that "*[i]n applying import restrictions to any product, contracting parties shall aim at a distribution of trade in such product approximating as closely as possible to the shares in which the various contracting parties might be expected to obtain in the absence of such restrictions*" (see also WTO Panel Report in *EU – Poultry (China)*, WT/DS492/R, paras. 7.382-7.385).

If the TRA were to remove the country-specific split of the HRFC quota, it would likely disrupt the traditional trade flows which the above provisions were designed to protect (i.e. flows from different supplier countries). Indeed, in the absence of the country-specific split, UK traders would be incentivised to import larger volumes of goods subject to review from the countries that historically did not have substantial interest in supplying the UK market, because such imports would be low-priced. This would be done at the expense of traditional HRFC suppliers that have been present in the UK market over multiple years (including EU suppliers), and their quota volume would be effectively reallocated to and consumed by new market entrants.

Moreover, an increase in low-priced imports from the countries that have not historically been major suppliers to the UK will inevitably have a negative impact on the UK prices for HRFC and will, therefore, bring TSUK's domestic prices down. This will threaten to further aggravate the injury caused to the domestic industry, which was the main reason for the imposition of the safeguard measures in the first place, and remains the main reason for maintaining them.

To be clear, the considerations above are applicable to the current quota which is available to all UK importers whereby the imported HRFC can be traded or re-sold without substantial transformation in the UK. They do not necessarily prevent the TRA from establishing a separate quota without a country-specific split, which could only be accessed on the condition that HRFC imports will be further processed into another steel product, as such imports would not enter the UK market without having been substantially transformed.



Now you have reached the end of this document please ensure that you have prepared a confidential and non-confidential version and indicated the status of each within the header. The non-confidential version should redact personal contact information, names, and signatures. Please return both versions to the TRA using the Trade Remedies Service (trade-remedies.service.gov.uk).