



Trade Remedies
Authority

AMENDED NOTICE OF INITIATION
Safeguard measure on certain steel products
Initiation of a Tariff Rate Quota Review – Review of Developing
Country Exceptions
Review No. TQ0030

The Trade Remedies Authority (the TRA) makes the following amended Notice of Initiation under regulations 13(5) and 35B(5)(a) of The Trade Remedies (Increase in Imports Causing Serious Injury to UK Producers) (EU Exit) Regulations 2019¹ (the Regulations) to initiate a tariff rate quota (TRQ) review into certain steel products with a revised scope.

This review concerns whether the exception status of developing countries needs to be revised across all categories of steel, following the measure imposed as a result of the reconsideration of the transition review TF0006 from 1 July 2022 and the TRQ DCE review SM0016 from 1 July 2022. Details of the measure imposed are set out in:

- [Trade remedies notice 2022/01: safeguard measure: tariff-rate quota on steel goods](#)
- [Trade remedies notice 2022/02: safeguard measure: tariff-rate quota on steel goods](#)

published by the Secretary of State for International Trade (the Secretary of State) on 30 June 2022 and with effect from 1 July 2022.

The date of initiation of the review was **16 January 2023**.

INITIATION OF A TRQ REVIEW

An application to initiate a TRQ review (the Application) was lodged by Celsa Steel (UK) Ltd, Building 58, Castle Works, East Moors Road, Cardiff, CF24 5NN (the Applicant).

The Application contained information which, in accordance with regulation 35B(1), indicated a change in circumstances following the implementation of the measure. The information indicated between January 2022 and June 2022, a rapid change in the level of imports from certain developing countries benefiting from the Developing Country Exception (DCE) (regulation 43 of the Regulations) from the safeguard measure on category 13 steel products (i.e. relevant TRQs and a 25% safeguarding duty). The Application identified exports from India, the United Arab Emirates, Oman, and Egypt to the United Kingdom (UK) may have increased rapidly, to the point they may not currently meet the requirements to benefit from the referred

exception. When the current measure was put in place, India was moved out of the DCE after an assessment of market share, and currently has access to the residual quota allocation.

Having assessed the Application, the TRA considered that the Applicant provided sufficient information to substantiate the need for a TRQ review and the TRQ review was initiated on 16 January 2023.

CONSULTATION TO REVISE THE SCOPE AND EXPAND THE REVIEW

On initiation of the TRQ review, the TRA provided an opportunity for interested parties and contributors to comment on a proposal to:

1. Revise the scope of the review to include all categories of steel subject to the safeguard measure; and
2. Expand the review to include all DCEs.

Following expiry of the consultation period, the TRA considered the comments received and has determined to proceed to revise the scope and expand the review as proposed. In doing so we have concluded that, under Regulation 13(4) of the Regulations:

- It is likely the TRA would have initiated its investigation with a wider scope had the application been made on that basis
- The proposed revision does not cause any prejudice to the interests of any interested party or contributor
- The proposed revision will not prevent the TRA from proceeding with the investigation expeditiously

One submission was received relating to a review of commodity codes under category 7 steel, but it was decided that this request did not fit within the parameters of this TRQ review and including it would not allow us to proceed with the review expeditiously. Non-confidential versions of all the submissions received can be found on the [public file](#).

Accordingly, the TRA has decided to revise the scope of the investigation and expand the matters under consideration to include all countries across all categories of steel. This will allow the TRA to assess whether the exceptions in place are still appropriate, individually or collectively.

ISSUES FOR CONSIDERATION IN A TRQ REVIEW

When conducting this TRQ review, the TRA will refer to available information to determine whether there has been a change in circumstances since the application of the relevant tariff rate quota.



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A change in circumstances may, among other things, be:

- the fact that imports from a developing country member of the WTO, which have been excluded from the application of the TRQ, can no longer be excluded under the developing country exception; and
- the fact that imports from a developing country member of the WTO which have not been excluded from the application of the TRQ should be excluded under the developing country exception.

During the TRQ review the TRA may consider:

- whether the amount or allocation of the TRQ is appropriate for domestic market conditions;
- the desirability of maintaining, as far as possible, traditional trade flows; and
- any other factors that the TRA considers relevant.

HOW TO TAKE PART IN THE REVIEW

Registration period

Anyone interested in taking part in the review can register their interest through the [Trade Remedies Service](#) by **27 February 2023**, if they have not already done so. Please contact TQ0030@traderemedies.gov.uk if you have any difficulties using this service.

Anyone registering their interest after **27 February 2023** may not be able to participate fully in the review process.

Interested parties and contributors

Interested parties may include:

- the government(s) of the relevant foreign country(s) or territory(ies);
- an overseas exporter or importer of the Goods Subject to Review;
- an overseas producer of the Goods Subject to Review
- a trade or business association of producers, overseas exporters or importers of the Goods Subject to Review;
- a producer of like goods and/or directly competitive goods in the UK; and
- a trade or business association of UK producers of like goods and/or directly competitive goods.

Contributors are those, other than interested parties, who have notified the TRA to advise that they would like to participate in the review.

Like goods are goods which are like the Goods Subject to Review in all respects, or if there are no such goods, those which have characteristics closely resembling the Goods Subject to Review.

Directly competitive goods are goods produced in the UK which are directly competitive with the Goods Subject to Review.

THE GOODS SUBJECT TO REVIEW

The Goods Subject to Review are listed in Annex A.
The Developing Country list is found in Annex B.

PERIOD OF INVESTIGATION (POI)

The period of investigation for this review is 1 January 2022 to 31 December 2022. During the review, the TRA will consider data for this period to assess a change in circumstances since the application of the TRQs on the Goods Subject to Review.

SUMMARY OF THE REVIEW PROCESS

The review will involve the following process:

- inviting parties to register their interest in the review;
- analysing information gathered;
- publication of a Statement of Intended Final Determination (SIFD), which will set out a summary of the facts considered during the review and the recommendation which will be put forward for a Final Determination;
- gathering comments on the SIFD - on publication of the SIFD we will set a period of time, which will be no longer than 15 days, during which parties will be able to comment on the SIFD; and
- making a Final Determination on whether to maintain or vary the TRQ.

At the end of the review, a recommendation will be made by the TRA to the Secretary of State for Business and Trade which may include provision for the TRQ measure to be maintained or varied. The Secretary of State will then decide whether to accept or reject that recommendation.

Oral hearings

Interested parties can request a hearing during the review process using the [Trade Remedies Service](#).

For further information about hearings, please see our [Meetings, Hearings and Visits guidance](#).

Confidential information

Information provided during a review may be treated as confidential. Anyone requesting that information be treated as confidential must demonstrate why and provide:

- a non-confidential summary of that information; or
- where that is not possible, a statement of reasons explaining why the information should be treated as confidential, and why it cannot be summarised.



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FURTHER INFORMATION

Our [Trade Remedies Guidance](#) provides more information about the investigations process, including our requirements for [submitting and summarising confidential information](#).

Oliver Griffiths
Chief Executive Officer
Trade Remedies Authority
13 February 2023

ANNEX A: THE GOODS SUBJECT TO REVIEW

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
2	Non-alloy and other alloy cold-rolled sheet	72091500, 72091690, 72091790, 72091891, 72092500, 72092690, 72092790, 72092890, 72099020, 72099080, 72112320, 72112330, 72112380, 72112900, 72119020, 72119080, 72255020, 72255080, 72262000, 72269200
4	Metallic coated sheet	72102000, 72104100, 72104900, 72106100, 7210690020, 7210690080, 72109080, 72122000, 72123000, 72125020, 72125030, 72125040, 72125061, 72125069, 72125090, 72259100, 72259200, 72259900, 72269910, 72269930, 72269970
5	Organic coated sheet	72107080, 72124080
6	Tin mill products	72091899, 72105000, 72121090, 72101100, 72107010, 72124020, 72101220, 72109040, 72101280, 72121010
7	Non-alloy and other alloy quarto plates	72085120, 72089020, 72254040, 72085191, 72089080, 72254060, 72085198, 72109030, 72085291, 72254012
12A	Alloy merchant bars and light sections	72283020, 72283041, 72283061, 72283069, 72283070, 72283089, 72286020, 72287010
12B	Non-alloy merchant bars and light sections	72143000, 72149110, 72149190, 72149931, 72149939, 72149950, 72149971, 72149979, 72149995, 72159000, 72161000, 72162100, 72162200, 72164010, 72164090, 72165010, 72165091, 72165099, 72169900
13	Rebar	72142000, 72149910
16	Non-alloy and other alloy wire rod	72131000, 72139149, 72271000, 72132000, 72139170, 72272000, 72139110, 72139190, 72279010, 72139120, 72139910, 72279050, 72139141, 72139990, 72279095
17	Angles, shapes, and sections of iron or non-alloy steel	72163110, 72163219, 72163310, 72163190, 72163291, 72163390, 72163211, 72163299
19	Railway material	73021022, 73021028, 73021050
20	Gas pipe	73063041, 73063049, 73063072, 73063077
21	Hollow section	73066110, 73066192, 73066199
25A	Large welded tube (1)	73051100, 73051200



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25B	Large welded tube (2)	73051900, 73052000, 73053100, 73053900, 73059000
26	Other welded tube	73061100, 73061900, 73062100, 73062900, 73063012, 73063018, 73063080, 73064020, 73064080, 73065021, 73065029, 73065080, 73066910, 73066990, 73069000

ANNEX B: DEVELOPING COUNTRIES

Afghanistan, Albania, Angola, Antigua and Barbuda, Argentina, Armenia, Bahrain, Bangladesh, Barbados, Belize, Benin, Bolivia, Botswana, Brazil, Brunei Darussalam, Burkina Faso, Burundi, Cabo Verde, Cambodia, Cameroon, Central African Republic, Chad, Chile, China, Colombia, Congo, Costa Rica, Côte d'Ivoire, Cuba, Democratic Republic of the Congo, Djibouti, Dominica, Dominican Republic, Ecuador, Egypt, El Salvador, Eswatini, Fiji, Gabon, Gambia, Georgia, Ghana, Grenada, Guatemala, Guinea, Guinea-Bissau, Guyana, Haiti, Honduras, Hong Kong, India, Indonesia, Jamaica, Jordan, Kazakhstan, Kenya, Kuwait, Kyrgyz Republic, Lao People's Democratic Republic, Lesotho, Liberia, Macao, Madagascar, Malawi, Malaysia, Maldives, Mali, Mauritania, Mauritius, Mexico, Moldova, Mongolia, Montenegro, Morocco, Mozambique, Myanmar, Namibia, Nepal, Nicaragua, Niger, Nigeria, Oman, Pakistan, Panama, Papua New Guinea, Paraguay, Peru, Philippines, Qatar, Rwanda, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Samoa, Saudi Arabia, Senegal, Seychelles, Sierra Leone, Solomon Islands, South Africa, Sri Lanka, Suriname, Tajikistan, Tanzania, Thailand, Republic of North Macedonia, Togo, Tonga, Trinidad and Tobago, Tunisia, Turkey, Uganda, Ukraine, United Arab Emirates, Uruguay, Vanuatu, Venezuela, Vietnam, Yemen, Zambia, Zimbabwe.