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Register as an Interested Party

Reconsideration of an original decision in Transition Review

No. TF0006: Safeguard measures on certain steel products

Period of Investigation:	2013-2017
Most Recent Period (MRP):	1 st January 2018 to 30 th June 2020
Case Team Contact:	David George, Lead Investigator TF0006@traderemedies.gov.uk
Completed on behalf of:	YÜCEL BORU İHRACAT İTHALAT VE PAZARLAMA ANONİM ŞİRKETİ

When you have completed this form, indicate the **confidentiality** of this document by placing an X in the relevant box below:

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Please note that you will have to provide **two copies of your response** – a **confidential** and a **non-confidential version**. Both copies should be returned to the TRA using the Trade Remedies Service (www.trade-remedies.service.gov.uk).



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Instructions

I – Note about confidentiality

You will need to submit one confidential version and one non-confidential version of this document. The content of the non-confidential version should be as similar as possible to the confidential version with only confidential details removed. Where confidential details have been removed from the non-confidential version, you should include a substantive summary that would give the reader an understanding of how the redacted information would have supported any points or arguments being made.

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. Note that ‘confidential information’ in this context includes any personal details that can be attached to a named individual. This includes names, contact details and signatures, none of which should be included in the non-confidential version.

See <https://www.gov.uk/government/publications/the-uk-trade-remedies-investigations-process/an-introduction-to-our-investigations-process#how-we-handle-confidential-information> 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 investigation (except in limited circumstance as permitted by regulation 46 of the Trade Remedies (Dumping and Subsidisation) (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 <https://www.trade-remedies.service.gov.uk/public/case/TF0006/>



Section A – Your organisation’s interest in the case

To register your organisation’s interest in this case, please complete the text boxes below. For a definition of the goods to which this reconsideration relates (“the goods”) see the [Reconsideration’s Notice of Initiation](#).

1. Please describe the role of your organisation with regards to the goods.

Yücel Boru ve Profil Endüstrisi A.Ş. (“**YBPE**”) and Çayırova Boru Sanayi ve Ticaret A.Ş. (“**Çayırova**”) are leading producers, and their subsidiary, Yücel Boru İhracat, İthalat ve Pazarlama A.Ş. (“**YIIP**”), is a leading exporter of the following product categories:

- **Product Category 20** – Gas Pipes,
- **Product Category 21** – Hollow Sections,
- **Product Category 26** – Other Welded Pipes.

As a subsidiary of Yücel Group, which consists of eight companies,¹ YIIP carries out **export activities** on behalf of Yücel Group companies.¹ In simple terms, YIIP exports the products produced by these two producers (i.e., YBPE and Çayırova) into, *inter alia*, the UK. [**LIMITED – Strategic Business Information**].

2. Please describe your interest in this case:

Yücel Boru wishes to participate in the reconsideration procedure of the original decision in Transition Review No. TF0006 (“**the Reconsideration**”) as an interested party, because according to Appendix I to the Notice of Initiation of the Reconsideration, the scope of Reconsideration covers products falling under product categories 21 and 26.

In its final recommendation, the TRA recommended to the Secretary of State to maintain safeguard measures on both product categories 21 and 26. In line with this recommendation, the Secretary of State **maintained** the safeguard measures imposed on both product categories 21 and 26 as of 1 July 2021.

Yücel Boru is directly concerned by the Reconsideration process in view of the fact that Yücel Boru produces and exports into the UK product categories 21 and 26 and considering that TRA may **terminate** the safeguard measures or **re-determine** the applicable tariff-rate quotas for products categories 21 and 26 in order to reflect the current flow of imports. In addition, by registering as an interested party to the reconsideration procedure, Yücel Boru reserves its right to rebut prospective comments from other exporters and domestic manufacturers throughout the Reconsideration process.



Section B – Additional information

Use the box below to provide any other relevant information which you think would be useful to help our reconsideration.

This may include:

- other parties you believe should receive a questionnaire;
- the scope of the reconsideration; and/or
- anything else you consider relevant.

Part 3 of the Trade Remedies (Increase in Imports Causing Serious Injury to UK Producers) (EU Exit) Regulations 2019 ("***the UK Safeguard Regulation***") explains how to establish whether **increased quantities** of the goods are **causing** or have caused **serious injury**. According to the UK Safeguard Regulation the four main conditions for imposing a new safeguard measure are:

- increase in imports of the goods subject to investigation into the UK,
- serious injury being or will be suffered by UK producers,
- a causal link between the increase in imports and the serious injury,
- and the fulfilment of the economic interest test.

As it was explained in Yücel Boru's Exporter Registration Form submitted on 15 October 2020; about **[LIMITED – Strategic Business Information]** of total sales of hollow sections falling under product category 21 and about **[LIMITED – Strategic Business Information]** of total sales of other welded pipes falling under product category 26 are exported into the UK.

Yücel Boru wishes to underline the fact that the amounts of exports at the above-mentioned rates cannot be considered significant and sufficient enough to cause a "**serious injury**" to the UK domestic industry. Yücel Boru considers that the maintenance of safeguard measures on imports of product categories 21 and 26 into the UK would have a detrimental effect on the economic situation of UK users and importers.

Additionally, Yücel Boru wishes to draw the attention of the TRA to the fact that the UK production of products falling into product categories 21 and 26 is insufficient to meet the demand of UK users. Therefore, users must rely on imports from third countries. Therefore, while making a final determination on **economic interest test** as part of the reconsideration process, the TRA must conduct a detailed analysis on the needs and demands of the UK users and importers and should not base its assessments solely on the arguments raised by the UK domestic producers.



Moreover, while Yücel Boru is of the opinion that safeguard measures applicable to product categories 21 and 26 should be terminated as a result of the Reconsideration process, should the TRA decide to maintain safeguard measures against imports of products falling into products categories 21 and 26, Yücel Boru respectfully requests the TRA to **re-determine the applicable tariff-rate quotas** applicable to products categories 21 and 26 in order to reflect the current flow of imports and thus satisfy the needs of UK users.

Yücel Boru reserves the right to file additional comments and observations once all the non-confidential version of the applications for reconsideration filed by the domestic producers will be made available in the public file.