

Partnerships in Anti-dumping Proceedings:  
An Analysis of the Process  
Leading to the Imposition of Anti-dumping Duties

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The government has long been considered as the sole actor in identifying public interest and making determinations most appropriate thereto. Today, in the decentralized world, however, the government does not own every resource to determine what public interest is and should be. In many administrative spaces, there is an emerging tendency for governments to rely on private actors to collect, interpret, and process resources (the most important of which is information) in order to identify public interest and make determinations. This article explores such partnership between the 'public' and the 'private' throughout the antidumping proceeding and its regulation under the WTO Anti-dumping Agreement (AD Agreement). Through the analysis on the information gathering process under the AD Agreement, it shows that private interested parties in the proceeding are emerging not only as defenders of their interests, but as partners with an investigative authority. Special attention is paid to the treatment, in the phase of imposing duties, of importers 'unknown' during an investigation.