



Government of Pakistan  
Directorate General of Trade Organizations  
(Office of Regulator of Trade Organizations)  
Ministry of Commerce,  
State Life Building No. 7, 2<sup>nd</sup> Floor, Blue Area,  
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F. No. 6(123)/2020-TO

Islamabad, the December 24<sup>th</sup>, 2020

ORDER IN ORIGINAL NO 134/2020

Passed by Mr. Riaz Ahmed, Regulator of Trade Organizations

Mr. Tariq Haleem nominee of Pakistan Ships Agents Association

Versus

Election Commission of Federation of Pakistan Chamber of Commerce and Industry  
(FPCCI)

Present in the hearing.

1. **Malik GhulamSabir**, Advocate (on behalf of  
appellant)

.....Appellant/Complainant

1. **Mr. ArshadKhurshid**  
( Member Election Commission of FPCCI)

.....Respondents

2. **Mr. ShahidVaseem**  
(Member Election Commission of FPCCI)

3. **Ms. MahreenRazzak**

4. **Mr. Ali Nawaz Kharral**, Advocate (on behalf  
of Respondents)

Date of Hearing: 23-12-2020

Place of Hearing: OFFICE OF REGULATOR OF TRADE ORGANIZATIONS,  
DIRECTORATE GENERAL OF TRADE ORGANIZATIONS,  
STATE LIFE BUILDING NO.7, 2<sup>ND</sup> FLOOR, BLUE AREA,  
ISLAMABAD.

Date of issuance of Order: 24-12-2020

By this order the undersigned intends to dispose of an appeal filed by Mr. Tariq Haleem candidate of Pakistan Ship Agents Association (PSAA) against the decision of Election Commission of Federation of Pakistan Chambers of Commerce and Industry (FPCCI) regarding inclusion of name of Zhob Chamber of Commerce and Industry in the provisional and final voters list of FPCCI elections 2021. The case was fixed for hearing on 23-12-2020 which was attended by both sides.

2. The background of the case is Zhob Chamber has not nominated any candidate for any post of Office Bearers for FPCCI elections 2021. Therefore, this petition does not fall under the ambit of rule 18(13) of Trade Organizations Rules, 2013 (TORs). The Election Commission FPCCI in its decision has concluded that since no nomination of Zhob Chamber were submitted before issuance of provisional voters list for FPCCI elections 2021, therefore the objection was not entertained.

3. The Counsel for the Petitioner has argued that the Regulator under Section 14 of the Act is empowered to strike off name of Zhob from the voters list at any stage of the election process. Furthermore, they have highlighted various administrative issues of the TO pertaining to the TO's non-compliance including non-renewal of license and submission of corporate compliance certificate, etc.

4. The Counsel for the Respondent has argued that the instant appeal is non-maintainable as the appellant failed to file objection against Zhob Chamber for inclusion in final voters list within the prescribed time-frame before DGTO. Furthermore, as no candidate is contesting elections from Zhob Chamber as an office bearer in FPCCI elections 2021, therefore the appeal does not hold merit.

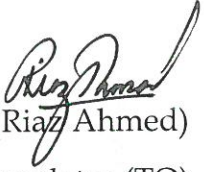
#### **FINDINGS:-**

It is correct that the instant appeal pertains to the voting right in the FPCCI elections that has been provided to PCCI vide FPCCI decision 17-12-2020. The record of DGTO clearly shows that Zhob Chamber has a valid license and hence should be allowed to vote in the FPCCI elections, 2021.

ORDERS:-

Arguments heard, record perused and relevant provisions of law examined in light of the above the following orders are passed:

- i. The instant appeal is dismissed and the decision of Election Commission FPCCI is upheld.
- ii. The matter stands disposed of accordingly.

  
(Riaz Ahmed)  
Regulator (TO)

Announced Dated:24-12-2020.

**RIAZ AHMAD**  
Regulator of Trade Organizations  
Directorate General of Trade Organization  
Ministry of Commerce, Islamabad