



Government of Pakistan
Ministry of Commerce,
Directorate General of Trade Organizations
(Office of Regulator of Trade Organizations)
State Life Building No. 7, 2nd Floor, Blue Area,

By Courier



F. No. 7(1)/2020-TO

Islamabad, the 1st September, 2020

ORDER IN ORIGINAL NO. 45 /2020

Passed by Mr. Riaz Ahmed, Regulator of Trade Organizations

Mr. Saadat Ali, Member of Executive Committee
Mr. Asad Bashir, Member of Executive Committee
Mr. Sulman Islam, Member of Executive Committee

Versus

*Secretary General of Pakistan Sports Goods Manufacturers and
Exporters Association (PSGMEA)*

Present in the hearing.

1. Mr. Khuram Aslam
2. *Mr. Saadat Ali, Member of Executive Committee*
3. *Mr. Asad Bashir, Member of Executive Committee*
4. *Mr. Sulman Islam, Member of Executive Committee*
5. *Mr. Muhammad Ejaz Ghauree, Member of Executive Committee*

**Appellant/
Complainant**

1. Mr. Ibtisam Rashid Mirza (Advocate)
2. Tabinda Zahra Kalwar (Advocate)

..Respondents

Date of Hearing: 28-08-2020

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

Date of issuance of Order: 01-09-2020

Page 1 of 3

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

By this order the undersigned intends to dispose of complaints filed by Mr. Sadaat Ali, Mr. Asad Bashir, Mr. Sulman Islam and Mr. Muhammad Ejaz Ghauree, Members of Executive Committee against Secretary General of Pakistan Sports Goods Manufacturers and Exporters Association. The case was fixed preliminary hearing on 22-07-2020 and for personal hearing on 28-08-2020, which was attended by both sides.

2. The background of the case is that various complaints were received in which allegations were leveled against the Secretary General and Chaudhry Muhammad Arshad for conducting affairs of the association in an improper manner and contended that running of the association was being hampered by ex-chairman of the association and Secretary General. The complaints were addressed in order No. 112 dated 13th December, 2019 operative part of which is reproduced below:-

1. With regard to *validity of the two lists of successful candidates of the Executive Committee published by Secretary General of the Association, this office is constrained to issue any clarification as the matter is sub-judice in the Islamabad High Court vide WP 3187/2019.*
2. *All office bearers of the Association including the Chairman cease to hold office as per Rule 21(12) of the Trade Organizations Rules, 2013.*
3. *Regarding functioning of the Association, the current Executive Committee may run the day-to-day affairs of the Association according to the principle of majority.*
4. *The Secretary General is directed to circulate all information to the members of the Executive Committee. The Secretary General is also directed to ensure that office premises of the Association shall only be used by the Executive Committee to conduct official business of the Association.*

3. The office of DGTO received a complaint by M/s Saadat Sports and three others who alleged that the Order No. 112 was not being implemented and stated that the Secretary General is not circulating important matters to the Executive Committee which is empowered by the Regulator to run day to day affairs of the association. The complainant also alleged that Ex-Chairman Ch. Muhammad Arshad continues to enjoy the post of chairman Pakistan Sports Goods Manufacturers and Exporters Association (PSGMEA) and further said that the Secretary General is performing his auxiliary duties without consulting or seeking approvals of Executive Committee.

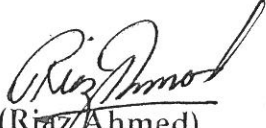
4. The defendant maintained that it is the responsibility of the Executive Committee to requisition meetings under Memorandum and Articles of Association and Trade Organizations Act, and Trade Organizations Rules, 2013 and this task is not the responsibility of the Secretary General who is merely custodian of the Association.

5. The defendant also undertook to submit documents that show no irregularities have been committed in any financial matters and renewal of membership. The complainant submitted copies of emails sent to Secretary General dated 13th December, 2019 in which the complainant called for an Executive Committee meeting to discuss running of association in light of Order No. 112 which appears to indicate that the arguments of the dependents that Executive Committee has not requisitioned any meeting to discuss day to day running to the association as inaccurate..

ORDER

Arguments heard and documentary evidence / record perused. All provisions of Order No. 112 stand in effect. The Secretary General and Executive Committee is directed to immediately convene an Executive Committee meeting in which implementation of Order No. 112 must be an agenda item. The current member of the Executive Committee shall ensure that all contentious matters including finalization of voter's list and election schedule are resolved in conformity with Trade Organization Act, 2013, and Trade Organizations Rules, 2013. The minutes of meeting of the same must be shared with the office of Regulator of Trade Organizations within 7 days of issuance of this order.

Announced Dated:-01-09-2020.


(Riaz Ahmed)
Regulator (TO)
RIAZ AHMAD
Regulator of Trade Organizations
Directorate General of Trade Organization
Ministry of Commerce, Islamabad