

FROM THE OFFICE OF THE ELECTION COMMISSION – FPCCI

Federation House, Main Clifton, Karachi
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November 16, 2018

Through Courier, Fax & E-mail

Mr. Khamas Saeed

Member designated on Executive Committee & General Body from
M/s All Pakistan Paper Merchants Association
Proprietor, M/s Khamis Paper Cutting Centre
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MR. IKHLAQ AHMAD BUTT

Sonex Alloy Casting Private Limited
Plot No. 208-A
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SECRETARY GENERAL

Federation of Pakistan Chambers of Commerce & Industry
Federation House Main Clifton
Abdullah Shah Ghazi Road
Karachi

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SUBJECT: APPEAL TO THE ELECTION COMMISSION OF THE FPCCI BY MR. KHAMAS SAEED, MEMBER DESIGNATED ON EC & GB FROM M/S ALL PAKISTAN PAPER MERCHANTS ASSOCIATION AGAINST THE DECISION OF SECRETARY GENERAL OF THE FPCCI AGAINST INCLUSION OF THE NOMINEE OF M/S ALL PAKISTAN ALUMINIUM UTENSILS MANUFACTURERS ASSOCIATION IN THE PROVISIONAL LIST OF VOTERS FOR THE FPCCI ELECTIONS FOR THE YEAR 2019

The appellant aggrieved with the decision of the Secretary General of the FPCCI, under Rule 18(6) of the TOR 2013 made written representation to the Election Commission of the FPCCI vide letter No. Nil dated November 12, 2018.

Written Statement by the Appellant

The Appellant, vide his letter dated November 12, 2018, aggrieved with the decision of the Secretary General on the acceptance of the nominations of Mr. Ikhlaq Ahmed Butt, EC & GB Nominee representing All Pakistan Aluminum Utensils Manufacturers Association, made appeal to the Election Commission on the following grounds:

1. That the Secretary General's decision is bad on rules and facts.
2. That the Secretary General's decision is totally unjustified and incorrect.
3. That the Secretary General's decision is an illegal decision based on prejudices and is inconsistent, incoherent, and contradictory and is liable to be cancelled.
4. That rejection of my Objection is totally unwarranted, unjustified, illegal, unprecedented and a proof of incompetence/ partiality of the Secretary General.
5. That Secretary General willfully and deliberately ignored the facts and rules.

6. That MR. IKHLAQ AHMAD BUTT, EC & GB Nominee was nominated in Provisional Voters List 2018 and as per Article-13 of Articles & Memorandum of Association of FPCCI (reproduced below), the Member cannot be nominated to the EC of FPCCI for 2019

Article-13

“Any office-bearer or member of executive committee, on completion of the term or early retirement for any reason, shall not be eligible to contest election or co-option on any representative capacity for the next one year.”

Since as per Article 13 of Articles & Memorandum of Association of FPCCI, MR. IKHLAQ AHMAD BUTT is NOT eligible to be member of the EC of FPCCI for 2019, hence his name must be rejected/removed.

Decision of the Secretary General of FPCCI:

The Secretary General rejected the initial representation made by the appellant on the following reasoning:-

“The objections raised are without any credible evidence. Mr. IkhlAQ Ahmed Butt was not notified as the Executive Committee & General Body member in the final list of voters of the FPCCI issued on December 7, 2017.

It is further observed that complainant signatures on the objection letter differ from the specimen signatures sent by concerned Association for our record and also from the copy of CNIC.

However, even otherwise, as per the relevant fact, his objection is not maintainable”

Decision of the Members of the Election Commission of FPCCI:

While concluding the matter the Members of the Election Commission of FPCCI decided as under:

That, the appellant had leveled certain allegations on the nominees of the association, but had failed in furnishing any cogent evidences in order to substantiate the leveled allegations. Moreover, it is also confirmed that Mr. IkhlAQ Ahmed Butt was not notified as the Executive Committee & General Body member in the final list of voters of the FPCCI issued on December 7, 2017.

Thus, in the light of the above the said representation is hereby declined, and the decision of the Secretary General is hereby upheld.

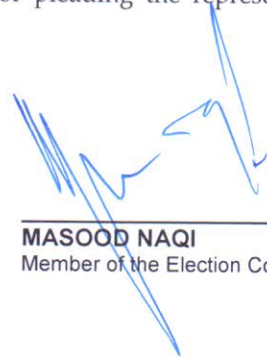
The Election Commission did not consider it necessary to summon the party for pleading the representation in person.



MUHAMMAD ZUBAIR CHHAYA
Member of the Election Commission



CAPT. ABDUL RASHID ABRO
Member of the Election Commission



MASOOD NAQI
Member of the Election Commission

Dated: 16th November 2018

Copy to: Regulator, Trade Organizations, Islamabad
Secretary General FPCCI