

**FROM THE OFFICE OF
THE ELECTION COMMISSION - FPCCI**

Federation House, Main Clifton, Karachi
T. 021-35873691, 93-94, Fax. 021-35874332

23rd November, 2020

Through Courier, Fax & E-mail

SYED MINHAJ UD DIN SHAH

Representative,
All Pakistan Commercial Exporters
Association of Rough & Un-Polished
Precious & Semi Precious Stones
Suite # 1, 2nd Floor
Al-Jalil Market, Namak Mandi
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----- Appellant

MR. ZAFAR IQBAL,

Nominee,
Faisalabad Chamber of Small Traders &
Small Industry
P-3058, FCSTI Complex, West Canal Road,
Faisalabad
C. 0303-6662804
T. 041-9220547-48
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----- Respondent

**SUBJECT: APPEAL TO THE ELECTION COMMISSION OF THE FPCCI BY SYED
MINHAJ UD DIN SHAH, ALL PAKISTAN COMMERCIAL EXPORTERS
ASSOCIATION AGAINST THE NOMINATION OF MR. ZAFAR IQBAL,
FAISALABAD CHAMBER OF SMALL TRADERS AND SMALL INDUSTRY**

Written Statement by the Appellant (Syed Minhaj Ud Din Shah)

Objection against nomination of Mr. Zafar Iqbal, nominee of Faisalabad Chamber of Small Traders and
Small Industry

Decision of the Secretary General of FPCCI

On identification the objection, the relevant trade body has been asked to provide the requisite documents and the same will be referred to the Election Commission of FPCCI for consideration.

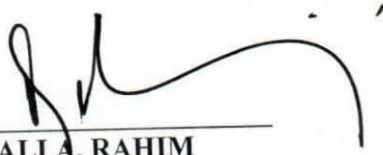
Appeal to EC

Syed Minhaj Ud Din filed an objection that Mr. Zafar Iqbal is nominated by Chamber of Small Traders & Industry while the Scope of his business is of large scale which does not fall under the scope of small traders and industrialist under TO Act.

Mr. Zafar Iqbal responded that Syed Minhaj Ud Din is representing all Pakistan Commercial Exporter Association who does not have any clue or understanding about working parameters of Chamber of Small traders & Small Industry. The objection is ridiculously unsound and lacking congruity to the referred clause of TO Act 2013.

Decision of the Members of the Election Commission of FPCCI:

The reply given by member Association on the query of the SG-FPCCI has not been answered with any documentary evidence, hence it is not proved that he is eligible to be termed in the category of Small Traders/Industry, therefore his nomination is excluded from the Voter list of FPCCI Election for the year 2021. He may appeal to the DGTO with his tax return to prove his eligibility



ALI A. RAHIM
Member of the Election Commission 2021



SHAHID VASEEM
Member of the Election Commission 2021



ARSHAD KHURSHID
Member of the Election Commission 2021

Copy to **ALI A. RAHIM** Member Regulator, Trade Organizations Islamabad
SHAHID VASEEM Member
Election Commission
FPCCI 2021
Secretary General, FPCCI
Election Commission
FPCCI 2021

ARSHAD KHURSHID
Member
Election Commission
FPCCI - 2021

19th November 2020

To,
Election Commission
Federal of Pakistan Chamber of Commerce and Industry
Karachi

SUBJECT: APPEAL UNDER RULE 18(6) OF TRADE ORGANIZATION RULES 2013 AGAINST FPCCI SECRETARY GENERAL DECISION DATED 16TH NOVEMBER 2020, ON FAILING TO MAKE ANY DECISION IN OBJECTION AGAINST MR. ZAFAR IQBAL

Dear Sirs,

1. The undersigned filed an objection against nomination of aforementioned individual on aforementioned grounds:-
 - a. The aforementioned individual is nominated by a chamber of small trades and industry and the scope of his business concern M/s Mian Zafar & Co is large scale which does not fall within the scope of small traders as defined under Section 3(2)(f) of Trade Organization Act 2013, making him ineligible to be member of small traders chambers at outset
2. Whilst considering the complaint of the undersigned to carry weight, the Secretary General has sought comments from aforementioned individual, however, has failed to make any decision upon the objection submitted by the undersigned
3. Rule 18(5) of Trade Organization Rules 2013 requires the Secretary General to decide within five days from the receipt of the complaint and accordingly, the Secretary General is duty bound to make a decision within five days. In case, the respondent to the objection fails to submit any comments, the Secretary General shall decide the objection *ex-parte* on the basis of the objection of the undersigned or by according to the undersigned hearing to further substantiate the objections. However, the Secretary General has failed to decide within time stipulated by the law.
4. Considering the fact that the undersigned made a prima-facie case which compelled the Secretary General to seek comments from the respondent to the objection, who has failed to provide any comments to the satisfaction of the Secretary General. Accordingly, the nomination of the aforementioned individual shall be rejected on this ground
5. Appellant reserve right to argue further grounds at appeal stage if needed. Appellant further reserve right to add supplementary grounds if ever the matter is decided by the Secretary General



In the light of foregoing, it is requested that the nomination of the aforementioned individual may be rejected and decision of the Secretary General to not decide the complaint within stipulated time shall be set aside.

Regards,



SYED MINHAJ UD DIN SHAH

Proprietor

M/s. Pak Business International,
Office No. 501, Pak Medical Centre,
Khyber Bazar,
Peshawar

NIC: 37405-0608172-9

M: 0333-5963138, 0310-6669993

E: pbiei@yahoo.com



THE FEDERATION OF PAKISTAN
CHAMBERS OF COMMERCE & INDUSTRY
وفاق ایوان ہائے تجارت و صنعت - پاکستان

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FPCCI.Elections.2021/2020 -
November 16, 2020

Syed Minhaj ud Din Shah
Member nominated on EC by Pak. Commercial Exporters Ass.
M/s Pak Business International
Office No. 501, Pak Medical Centre,
Khyber Bazar, Peshawar, Cell: 0333-5963138/0310-6669993
Email: pbiei@yahoo.com

Subject:

1. Objection against nomination by Mirpurkhas Chamber of Commerce and Industry
2. Objection against nomination of Mr. Muhammad Amjad Chaudhry, by All Pakistan Custom Agents Association
3. Objection against nomination of Mr. Zafar Iqbal, nominee of Faisalabad Chamber of Small Traders and Small Industry

Please refer to your letters No; Nil dated 10th November 2020 received in FPCCI Head Office on 10th November 2020 on the above subjects.

On identification the objections, the relevant trade bodies have been asked to provide the requisite documents and the same will be referred to the Election Commission of FPCCI for consideration.

(MUHAMMAD IQBAL TABISH)
Secretary General

- Copy to:
- Regulator, TOs, Islamabad
 - Members Election Commission FPCCI
 - Secretary General & the Nominees of the Mirpurkhas Chamber of Commerce & Industry (Please submit relevant documents)
 - Secretary General & the Nominees of the All Pakistan Custom Agents Association (Please submit relevant documents)
 - Secretary General & the Nominees of the Faisalabad Chamber of Small Traders and Small Industry. (Please submit relevant documents)

FPCCI Head Office, Karachi, Pakistan

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