



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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**Most Immediate**  
**Email / Courier**



F. No. 6(30)/2023-TO

Islamabad, the December 6<sup>th</sup>, 2023

**ORDER IN ORIGINAL NO 42/2023**

**Passed by Mr. Umar Dad Afridi, Regulator of Trade Organizations**

Mr. Kamran Riaz nominee of Pakistan Chemical & Dyes Merchants Association

Versus

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

**Present in the hearing.**

1. Mr. Ali Nawaz Kharral, Advocate (on behalf of appellant)

.....Appellant/Complainant

1. Ms. Mahreen Razzak (on behalf of Secretary General FPCCI)

.....Respondents

2. Mr. Arshad Khurshid  
(Member Election Commission of FPCCI)

3. Mr. Anjum Rasheed Bawa  
(Member Election Commission of FPCCI)

4. Malik Ghulam Sabir, Advocate (on behalf of Respondent)

Date of Hearing: 01-12-2023

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: 06-12-2023

**UMAR DAD AFRIDI**  
Regulator of Trade Organizations  
Directorate General of Trade Organization  
Ministry of Commerce, Islamabad

By this order the undersigned intends to dispose of an appeal filed by Mr. Kamran Riaz nominee of Pakistan Chemical & Dyes Merchants Association against decision of Election Commission of Federation of Pakistan Chambers of Commerce and Industry (FPCCI) regarding inclusion of name of Mr. Moazzam Ali nominee of Pak-China Joint Chamber of Commerce and Industry. The case was fixed for hearing on 30-11-2023 which was attended by both sides.

2. The background of the case is that the Election Commission FPCCI decision No. 30, dated 23-11-2023, in light of explanation on the status of Joint Chambers by the Secretary General of FPCCI, as well as the documents provided by the Pak-China Joint CCI, included the nominations received from the Joint Chamber. Accordingly the appeal was dismissed.

3. Secretary General, FPCCI vide order, stated that the objector raised the objections that as the status of the Joint Chamber in PFCI is only restricted to the extent that they are member of FPCCI, whereas, they do not have the right to vote in the election of FPCCI. In this regard, he has submitted few documents, whereas, the FPCCI has received clarification Ref. No. 17(31)/2008-TO, dated 20<sup>th</sup> May, 2015, issued by the office of the DGTO, Ministry of Commerce, whereby the status of the Joint Chamber is that of Association and has the right to vote.

4. The counsel of the appellant stated that Mr. Moazzam Ali Ghurki is not an active taxpayer, and hence not eligible to become valid member under Rule 11 and valid voter Rule 15 of ToRs 2013. Moreover, the respondent has not provided any proof of 50 Million turn-over as per Rule 2(1)(g). The License of Pakistan China Joint Chamber is also expired.

5. The counsel of the respondent submitted that Pak China Joint Chamber of Commerce and Industry is a valid licensed TO and both its nominees fulfill the criteria of membership to become valid voters of FPCCI. Therefore, it is requested the instant appeal may be dismissed.

#### **FINDINGS:-**

Pak China Joint Chamber of Commerce and Industry granted license under Section 3 of Trade Organizations Act, 2013 and is a valid licensed TO and both its nominees fulfilled the criteria of membership with PCJCCI to become valid voters of FPCCI. Therefore, the appeal is liable to be dismissed.

**ORDERS: -**

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

- i) The appeal is hereby dismissed and the decision of the Election Commission is upheld. The Secretary General FPCCI is directed to include the nominees of PCJCCI in the voters list of FPCCI for the year 2024-25.
- ii) The matter stands disposed of accordingly.



**(Umar Dad Afridi)**  
Regulator (TO)

Announced Dated: 06-12-2023.

**UMAR DAD AFRIDI**  
Regulator of Trade Organizations  
Directorate General of Trade Organization  
Ministry of Commerce, Islamabad