



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



Most Immediate
Email / Courier

Islamabad, the December 6th, 2023

F. No. 6(52)/2023-TO

ORDER IN ORIGINAL NO 79/2023

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

Syed Ali Hamad Kazmi nominee of Live Stock Exporters Association of Pakistan

Versus

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

Present in the hearing.

1. Mr. Ghulam Sabir, Advocate
2. Mr. Syed Ali Hamad Kazmi

.....Appellant/Complainant

1. Ms. Mahreen Razzak (on behalf of Secretary General FPCCI)
2. Mr. Arshad Khurshid
(Member Election Commission of FPCCI)
3. Mr. Anjum Rasheed Bawa
(Member Election Commission of FPCCI)
4. Mr. Ali Nawaz Kharral, Advocate (on behalf of Respondents)

.....Respondents

Date of Hearing: 01-12-2023

Place of Hearing: OFFICE OF REGULATOR OF TRADE ORGANIZATIONS,
DIRECTORATE GENERAL OF TRADE ORGANIZATIONS,

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

STATE LIFE BUILDING NO.7, 2ND FLOOR, BLUE AREA,
ISLAMABAD.

Date of issuance of Order: 06-12-2023

By this order the undersigned intends to dispose of an appeal filed by Syed Ali Hamad Kazmi nominee of Live Stock Exporter Association of Pakistan against decision of Election Commission of Federation of Pakistan Chambers of Commerce and Industry (FPCCI) regarding exclusion of his nominee of Live Stock Exporter Association of Pakistan. The case was fixed for hearing on 01-12-2023 which was attended by both sides.

2. The background of the case is that the Election Commission FPCCI vide decision No. 33 dated 23-11-2023 excluded Mr. Ali Hamad Kazmi M/s Capital Ways Services International nominee of Live Stock Exporters Association of Pakistan (LEAP) from the provisional voters list of FPCCI elections 2024-25.

3. The counsel for the appellant has stated that Syed Ali Hamad Kazmi, is a bonafide member of LEAP and fulfills the criteria of membership of the Association as per Section 3(2)(d) of ToA 2013, and Rule 3(2)(d)(iii), 11, and 15 of ToRs 2013. Therefore, he is eligible to become the nominee of LEAP for FPCCI election 2024-25. He has prayed to be included in the voter list of FPCCI election 204-25.

4. The counsel for the respondent has stated that as per NTN profile of the nominee of LEAP Mr. Ali Hamad Kazmi, shows that he is duly registered by income tax authorities, but neither of his two businesses as mentioned in his tax profile are related to Livestock. Therefore, his name was excluded from the voter list.

FINDINGS:-

i. As per record with this office, the license of LEAP has expired on 14-04-2018. The Association has failed to complete the codal formalities under Section 06 of the ToA 2013 for renewal of its license even after more than 05 years. Hypothetically speaking, even if the license of LEAP is renewed, it will still stand expired on 14-04-2023.

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ii. Furthermore, there is a ban on export of livestock by the Federal Government under the prevailing Export Policy Order 2016. As of this date, LEAP is dysfunctional for all practical purposes. Hence, nominee Mr. Ali Hamad Kazmi M/s Capital Ways Services International of LEAP for FPCCI election 2024-25 is liable to be excluded from the voter list.

ORDERS:-

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

- i) The Secretary General FPCCI is directed to exclude the nominee Mr. Ali Hamad Kazmi M/s Capital Ways Services International of LEAP for FPCCI election 2024-25 on the grounds that the Association is practically dysfunctional.
- ii) The matter stands disposed of accordingly.



(U mar Dad Afridi)
Regulator (TO)

Announced Dated: 06-12-2023.

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