



Government of Pakistan  
Ministry of Commerce  
Directorate General of Trade Organizations  
(Office of Regulator of Trade Organizations)  
State Life Building No. 7, 2<sup>nd</sup> Floor,  
Jinnah Avenue, Blue Area,  
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Email / Courier



F. No. 6(26)/2023-TO

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

ORDER IN ORIGINAL NO. 87/2023

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

Musa Khel Chamber of Commerce & Industry & Others  
(07 TOs)

Versus

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

Present in the hearing.

1. Mr. Ali Nawaz Kharral, Advocate .....Appellant/Complainant  
(on behalf of Appellant)
2. Mr. Wali Muhammad

1. Malik Ghulam Sabir, Advocate .....Respondents  
(on behalf of Respondent)
2. Malik Sohail

Date of Hearing: 04-12-2023

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 seven (07) appeals filed by Musa Khel Chamber of Commerce & Industry, Qilla Saifullah Chamber of Commerce & Industry, Chaghi Chamber of Commerce & Industry, Pak-Iran Joint Chamber of Commerce & Industry, All Pakistan Carbon Solvent Importers Association, Submersible Pump Importers Association of Pakistan and All Pakistan Alloy Rim Manufacturers Association against decisions of Election Commission of Federation of Pakistan Chambers of Commerce and Industry (FPCCI) regarding exclusion of their nominees from the provisional votes list. The case was fixed for hearing on 04-12-2023, which was attended by relevant parties.

2. The background of the case is that the Election Commission FPCCI, decisions Nos. 48,53,54, 57-A, 61,62,63, dated 23-11-2023, excluded the nominees of Musa Khel Chamber of Commerce & Industry, Qilla Saifullah Chamber of Commerce & Industry, Ghagi Chamber of Commerce & Industry, Pak-Iran Joint Chamber of Commerce & Industry, All Pakistan Carbon Solvent Importers Association, Submersible Pump Importers Association of Pakistan and All Pakistan Alloy Rim Manufacturers Association, from the provisional voters list, setting the aside the decision of the Secretary General, FPCCI.

3. Election Commission, FPCCI, disposed of the objections, with the remarks that since the licenses of these trade bodies were cancelled by the Regulator (Director General Trade Organizations), and the cancellation orders were upheld by the Secretary Commerce. Subsequently, the Baluchistan High Court passed Order setting aside the orders, restoring the licenses of the appellants, and remanding the matter to the Regulator for decision as per law. However, the Respondents have failed to provide any proof of submitting application/compliance to the DGTO or renewal/re-issuance of their licenses. These organizations are treated as unlicensed, so they are not entitled to be members of FPCCI and not allowed to participate in FPCCI elections.

4. The counsel of the appellants submitted that following TOs, were cancelled by the Directorate General of Trade Organizations:-

1. Musa Khel Chamber of Commerce & Industry,
2. Qilla Saifullah Chamber of Commerce & Industry,
3. Ghagi Chamber of Commerce & Industry,

  
**UMAR DAD AFRIDI**  
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Ministry of Commerce, Islamabad

4. Pak-Iran Joint Chamber of Commerce & Industry,
5. All Pakistan Carbon Solvent Importers Association,
6. Submersible Pump Importers Association of Pakistan
7. All Pakistan Alloy Rim Manufacturers Association

He stated that the matter of cancellation of the license of the subject TOs is pending before the Honorable High Court of Baluchistan Quetta, as well as, before the Federal Government and Regulator (TOs), therefore, till the final outcome of the pendency of appeals, the nominees of the subject TOs cannot be deprived their voting rights of FPCCI.

5. The counsel of the Respondent submitted that, as the license of the subject TOs have been cancelled / expired, therefore, they are not eligible to be enrolled / admitted as member of FPCCI or participate in elections of FPCCI, 2024-25, Moreover, the nominees do not have valid business concerns / NTN business profile in the relevant sector/district under which the Trade Organizations were registered.

#### FINDINGS:-

- i. License of the subject TOs have expired and they are non-compliant of Rule ,06, rule, 22 and rule 23 of ToRs 2013. Furthermore, they have not applied under Section 06 for renewal at DGTO office. The matter is subjudice at appellate fora.
- ii. Since the licenses of subject TOs are expired and cancelled, hence, nominees of these TOs are liable to be excluded from the voter list of FPCCI election 2024-25.

#### ORDERS:-

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

- i) The subject seven (07) appeals are dismissed. The decision of the Election Commission of FPCCI is hereby upheld. The Secretary General FPCCI is directed to exclude the nominees of all seven (07) TOs from the voter list of the FPCCI election 2024-25.
- ii) The matter stands disposed of accordingly.

(Umar Dad Afridi)  
Regulator (TOs)

Announced Dated: 06-12-2023.

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