Dated: 22 September 2023

Media Coverage

"SUPREME COURT UPHOLDS CCP'S ENQUIRY & INFORMATION GATHERING POWERS"

Business Recorder

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Gathering of info from oil & ghee cos

SC upholds statutory powers of CCP

RECORDER REPORT

no restriction on the restriction on CCP's gener- inquired cooking oil and Competition Commission al regulatory powers to call ghee companies for inforof Pakistan's general regu- for information under mation about ghee and latory powers to call for Section 36 of the cooking oil prices. Dalda information from cooking Competition Act, 2010. It Foods was the sole entity to oil and ghee companies.

the Supreme Court of to fully comply with CCP's that CCP did not possess Pakistan has unanimously directives for the provision sufficient grounds to justify upheld the statutory powers of information. Competition Commission of Pakistan ther declared that CCP is High Court had set aside (CCP). The powers relate to not obligated to provide CCP's call for information gathering of information detailed reasoning before letters and the initiation of enquiries. A three-member The court stated that initia- imposed extraordinary bench comprising former tion of an enquiry under requirements on the exercise Chief Justice Umar Ata Section 37 of the Act is not of CCP's regulatory and Bandial, Justice Mansoor an adverse action. It is enquiry powers. The CCP Ali Shah, and Justice merely a fact-finding exer- had challenged the decision Ayesha A. Malik passed cise distinct from show of the High Court before the the judgement.

The Supreme Court Section 30 of the Act. ISLAMABAD: There is declared that there is no has also stated a clear challenge in the Islamabad In a historic judgment, obligation on undertakings High Court. Dalda asserted

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In 2020, the CCP had the enquiry or the call for The apex court has fur- information. The Islamabad cause proceedings under Supreme Court of Pakistan.

Express Tribune

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CORPORATE CORNER

CCP gets back enquiry powers

ISLAMABAD. In a historic judgement, the Supreme Court of Pakistan has unanimously upheld the statutory powers of the Competition Commission of Pakistan (CCP). The powers relate to gathering information and conducting enquiries. A three-member bench comprising former Chief Justice Umar Ata Bandial, Justice Mansoor Ali Shah and Justice Ayesha A Malik passed the judgement. The Supreme Court declared that there is no restriction on CCP's general regulatory powers to call for information under Section 36 of the Competition Act, 2010. It has also stated a clear obligation on undertakings to fully comply with CCP's directives for the provision of information. The apex court further declared that CCP is not obligated to provide detailed reasoning before commencing an enquiry. The court stated that initiation of an enquiry under Section 37 of the Act is not an adverse action. It is merely a fact-finding exercise distinct from show cause proceedings under Section 30 of the Act. PRESS RELEASE

The Nation

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Supreme court upholds CCP's enquiry, information gathering powers

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Pakistan Observer

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SC upholds CCP's enquiry & information gathering powers

STAFF REPORTER

ISLAMABAD

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SC upholds CCP's enquiry...

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In 2020, CCP had inquired cooking oil and ghee companies for information about ghee and cooking oil prices. Dalda Foods was the sole entity to challenge in the Islamabad High Court. Dalda asserted that CCP did not possess sufficient grounds to justify the enquiry or the call for information. The Islamabad High Court had set aside CCP's call for information letters and the initiation of enquiry. The high court had imposed extraordinary requirements on the exercise of CCP's regulatory and enquiry powers.

CCP had Challenged the decision of the High Court before the Supreme Court of Pakistan.

While allowing the CCP's appeal the Supreme Court has set aside these requirements, which included the requirement to provide detailed reasoning to an undertaking when initiating an enquiry and to pass a reasoned order in this regard. Hence the stance and actions of the CCP were upheld in the historic and landmark judgement of the Supreme Court.

Islamabad Post

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Supreme Court upholds CCP enquiry

DNA

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Daily Spokesman

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Supreme Court upholds CCP's Enquiry & Information Gathering Powers

Commerce Desk

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While allowing the CCP's appeal the Supreme Court has set aside these requirements, which included the requirement to provide detailed reasoning to an undertaking when initiating an enquiry and to pass a reasoned order in this regard. Hence the stance and actions of the CCP were upheld in the historic and landmark judgement of the Supreme Court.

Daily Express

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کمپیٹیشن کمپیٹیشن کے انگوائر برز کے قانونی اختیارات برقر ار معلومات طلب کرنے کیلئے بمیشن کے اختیارات پر پابندی نہیں: سپریم کورٹ کا فیصلہ جسٹس منصورعلی شاہ اورجسٹس عائشرا سے ملک پرششمال تین رکنی بیچ نے فیصلہ سنایا اسلام آباد (خصوصی رپورٹر) ممپیٹیفن کمیشن آف پاکتان نے کہا ہے کہ سپریم کورٹ نے ایک تاریخی فیصلے میں کمیشن کے (باق صفح 5 نبر 29)

معلومات اکشا کرنے اور انگوائریز کے قانونی
افتیارات کو متفقہ طور پر برقر اردکھا ہے۔ ک ک پی ک
طرف سے جاری کردہ اعلامیہ ش بتایا گیا ہے کہ یہ
فیملہ سابق چیف جسٹس عرعطا بندیال جسٹس منصور
علی شاہ اور جسٹس عائشا ہے ملک پر مشتل تین رئی نگ
نے نئایا جس کے مطابق کو بیش ن ایک نی وفعہ 36
کے تخت معلومات طلب کرنے کے لئے کیشن کے
جزل ریکو لیٹری افتیارات پر کوئی پابندی نہیں ہے۔
جزل ریکو لیٹری افتیارات پر کوئی پابندی نہیں ہے۔
جزل ریکو لیٹری افتیارات پر کوئی پابندی نہیں ہے۔
اس فیصلے نے کارد باری اداروں پرداخی ذمدداری نہی عائد کردی ہے کہ وہ معلومات کی فراہمی کے لئے تی تک
عائد کردی ہے کہ وہ معلومات کی فراہمی کے لئے تی تک

Daily Ausaf

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اسلام آباد (سٹاف رپورٹر) سپریم کورٹ آف یا کتال کے تین رکنی نے نے ایک تاریخی فیلے میں انعقاد ہے متعلق ہیں۔ یہ فیصلہ سابق چیف جسٹس عمر کیٹیشن کیشن آف یا کتان (ی می پی) کے عطا بندیال،جسٹس منصور علی شاہ اور جسٹس عائشہ قانونی اختیارات کومتفقہ طور پر برقر اررکھا ہے۔ یہ اے ملک پرمشمتل تین (باتی صفحہ 6 بقیہ نمبر 38)

نی نے نے سایا۔ سریم کورٹ کے علم کے مطابق پیشیشن ایک کی وفعہ 36 کے تحت معلومات طلب کرنے کے لئے کمیشن کے جزل ریکولیٹری اختیارات پر کوئی یابندی نہیں ہے۔اس فصلے نے كاروباري ادارول يرواضح زمه داري بهي عائد كردي ے کہ وہ معلومات کی فراہمی کے لئے ی کی لیا کے احكامات برمن وعن عمل كرين عدالت عظمي نے ندید قرار دیا کہ کمیشن کوا یکٹ کے سیکشن 37کے تحت انکوائری شروع کرنے سے پہلے کوئی تفصیلی وجوہات یا استدلال فراہم کرنا ضروری نہیں ہے عدالت نے رنوٹ کیا کہ ایکٹ کے سیشن 37 كِتحت الكوائري شروع كرنا كوئي منفي ثمل نہيں ے بلکہ تقائق تاش کرنے کی کوشش ہے اور بیہ سيکشن 30 کے تحت حاری شوکاز نوٹس کی کاروائی ے مخلف ہے سال 2020 میں کا کی لی نے کو کنگ آئل اور تھی بنانے والی کمپنیوں سے تھی اور کو کنگ آئل کی قیمتوں ہے متعلق معلومات طلب کی تھیں۔صرف ڈالڈا فوڈ نے اسلام آیا دہائی کورٹ میں چیلنج کیا کہ ی تی لی کے پاس معلومات طلب كرنے اور الكوائرى كے جواز كے لئے معقول وجوہات نہیں ہیں۔اسلام آباد ہائی کورٹ نے ی نی کے کال فار انفار میشن کے لئے لکھے گئے خطوط ۔ اورانکوائزی شروع کرنے کے مطالبہ کومستر وکر دیا تھا اوری می پی کے ریگولیو می وانگوائری اختیارات کے استعال برغيرمعمولي ثرائط عائد كردي تعين-

Daily Assas

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کھیٹی الیک کی دفعہ 36 کے تت معلومات طلب کرنے کے لئے کمیشن الیک کی دفعہ 36 کے تت معلومات طلب کرنے کے لئے کمیشن کے جزل ریگولیٹری افتیارات پر کوئی پابندی نہیں ہے۔ اس فیصلے نے کاروباری اداروں پر واضح زمہ داری بھی عائد کر دی ہے کہ وہ معلومات کی فراہمی کے لئے ہی ہی پی کے احکامات پر من وعن عمل فراہمی کے لئے ہی ہی پی کے احکامات پر من وعن عمل کریں۔ عدالت عظمی نے مذید قرار دیا کہ میشن کوا بکٹ کریں۔ عدالت عظمی نے مذید قرار دیا کہ میشن کوا بکٹ کے سے پہلے کریں۔ عدالت عظمی نے مذید قرار دیا کہ میشن کوا بیٹ کوائری شروع کرنے ہے پہلے کوئی تفصیلی وجو ہات یا استدلال فراہم کرنا ضروری نہیں کوئی تفصیلی وجو ہات یا استدلال فراہم کرنا ضروری نہیں

Daily Nai Baat

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سی بی انگوائری معلومات اکشها کرنے کاختیارات کافیصلہ برقرار نیسلہ برائی بی انگوائری معلومات اکشها کرنے کے اختیارات کافیصلہ برقرار نیسلہ برائی بیٹے نے سال اسلام آباد (نئی بات رپورٹ) ہریم کورٹ ملک پرشمنل تین رکنی نی نے نیا ہے ہریم کورٹ کے آف پاکستان کے تین رکنی نی نے نیا ایک نارٹی نی نے نیا کہ تاریخی فیصلے تم کے مطابق میٹیشن ایک کی دفعہ 36 کے تحت میں کپیشن کمشن آف پاکستان (سی بی پی) کے معلومات طلب کرنے کیلئے کمیشن کے جزل قانونی اختیارات کو متفقہ طور پر برقرار رکھا ہے ۔ یہ ریگولیٹری اختیارات پر کوئی پابندی نہیں ہے۔ اس اختیارات معلومات اکشا کرنے اور انگوائریز کے فیصلے نے کاروباری اداروں پر واضح زمدداری بھی انعقاد سے متعلق ہیں۔ یہ فیصلہ برائی چیف جسٹس عمر عائد کردی ہے کہ وہ معلومات کی فراہمی کے لئے تی عطابندیال جسٹس منصورعلی شاہ اورجسٹس عائشراے سی پی کے احکامات پرمن وئ مل کریں۔

Jahan Pakistan

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میفن آف یا کتان (سیسی بی) کے معلو احکامات کومعطل کرتے ہوئے اکٹھا کرنے اور انگوائریز کے انعقاد کے اختیار کو کمیشن کے قانونی اختیارات کو برقر اررکھا ہے۔ ی برقر اررکھا ہی۔ سپریم کورٹ کے حکم کے مطابق سی فی کے مطابق سی پی کے مطابق سی بی کے مطابق سی کے کہ کے مطابق سی کے کہ کے کے کہ کے کرانے کے کہ کے کہ

سے روکنے کے حوالے

اور الكوائري كے جواز ملياء معقول وجوہات نيس کے مطالبہ کومسر و کر دیا تھا اوری ی لی کے ریکولیٹری و ار دی میں جس کے بعدی کی نے مائیکورٹ کے نصلے کو اكوائرى شروع كرت دقت كى كاروبارى ادار كالفصيل استدلال فرائم كرف اوراس السلطين معقول عمدي جيس

روزنامہ آئین پشاور

المروز تامد المركب الم

سی پی کے انکوائری اور معلومات اکٹھا کرنے کے اختیارات برقرار

فيعله سابق چيف جسنس جسنس منصور على شاه اورجسنس عائشا السطك يرمشمنل فأنف ناياتها

اسلام آباد (آئمن نیوز) سریم کورث آف پاکستان تکومتفقه طور پر برقر اردکھا ہے۔ بیافتیارات معلوما کے تمن رکن بخ نے ایک تاریخی فیصلے میں کپٹیشن تاکشا کرنے اورانکوائریز کے انعقاد مے متعلق ہیں کمیمٹن آف پاکستان (ک کی لی) کے قانونی افتیارا فیصلہ سابق چیف جسٹس (باقی صفحہ 7 بقیہ نمبر 5)

Associated Press of Pakistan

22 September 2023 | Online

Supreme court upholds CCP's enquiry, information gathering powers

Supreme Court

ISLAMABAD, Sep 21 (APP): In a historic judgment, the Supreme Court of Pakistan has unanimously upheld the statutory powers of the Competition Commission of Pakistan (CCP). The powers relate to gathering of information and conducting of enquiries. A three-member bench comprising former Chief Justice Umar Ata Bandial, Justice Mansoor Ali Shah, and Justice Ayesha A. Malik passed the judgement, said a press release issued here. The Supreme Court declared that there is no restriction on CCP's general regulatory powers to call for information under Section 36 of the Competition Act, 2010. It has also stated a clear obligation on undertakings to fully comply with CCP's directives for the provision of information.

The apex court has further declared that CCP is not obligated to provide detailed reasoning before commencing an enquiry.

The court stated that initiation of an enquiry under Section 37 of the Act is not an adverse action. It is merely a fact-finding exercise distinct from show cause proceedings under Section 30 of the Act. In 2020, CCP inquired about cooking oil and ghee companies for information about ghee and cooking oil prices. Dalda Foods was the sole entity to challenge in the Islamabad High Court. Dalda asserted that CCP did not possess sufficient grounds to justify the enquiry or the call for information. The Islamabad High Court had set aside CCP's call for information letters and the initiation of enquiry. The high court had imposed extraordinary requirements on the exercise of CCP's regulatory and enquiry powers. CCP had Challenged the decision of the High Court before the Supreme Court of Pakistan. While allowing the CCP's appeal the Supreme Court has set aside these requirements, which included the requirement to provide detailed reasoning to an undertaking when initiating an enquiry and to pass a reasoned order in this regard. Hence the stance and actions of the CCP were upheld in the historic and landmark judgement of the Supreme Court.

https://www.app.com.pk/business/supreme-court-upholds-ccps-enquiry-information-gathering-powers/

Pro Pakistani

22 September 2023 | Online

Apex Court Upholds Statuary Powers of Competition Commission of Pakistan

By ProPK Staff |

The Supreme Court of Pakistan has unanimously upheld the statutory powers of the Competition Commission of Pakistan (CCP). The powers relate to gathering information and conducting inquiries. A three-member bench comprising former Chief Justice Umar Ata Bandial, Justice Mansoor Ali Shah, and Justice Ayesha A. Malik passed the judgement.

The Supreme Court declared that there is no restriction on CCP's general regulatory powers to call for information under Section 36 of the Competition Act, 2010. It has also stated a clear obligation on undertakings to fully comply with CCP's directives for the provision of information.

The apex court has further declared that CCP is not obligated to provide detailed reasoning before commencing an inquiry. The court stated that initiation of an inquiry under Section 37 of the Act is not an adverse action. It is merely a fact-finding exercise distinct from show cause proceedings under Section 30 of the Act.

In 2020, CCP inquired cooking oil and ghee companies for information about ghee and cooking oil prices. Dalda Foods was the sole entity to challenge in the Islamabad High Court. Dalda asserted that CCP did not possess sufficient grounds to justify the inquiry or the call for information. The Islamabad High Court had set aside CCP's call for information letters and the initiation of inquiry. The High Court had imposed extraordinary requirements on the exercise of CCP's regulatory and inquiry powers. CCP had challenged the decision of the High Court before the Supreme Court of Pakistan.

While allowing the CCP's appeal the Supreme Court has set aside these requirements, which included the requirement to provide detailed reasoning to an undertaking when initiating an inquiry and to pass a reasoned order in this regard. Hence the stance and actions of the CCP were upheld in the judgement of the Supreme Court.

https://propakistani.pk/2023/09/21/apex-court-upholds-statuary-powers-of-competition-commission-of-pakistan/

News Guru

22 September 2023 | Online

Apex Court Upholds Competition Commission's Powers in Pakistan

Web Desk

The Supreme Court of Pakistan has unanimously affirmed the statutory powers of the Competition Commission of Pakistan (CCP) in gathering information and conducting inquiries. The three-member bench, including former Chief Justice Umar Ata Bandial, Justice Mansoor Ali Shah, and Justice Ayesha A. Malik, issued this ruling.

The Supreme Court has clarified that there are no restrictions on CCP's general regulatory authority to request information under Section 36 of the Competition Act, 2010. Undertakings are obliged to fully comply with CCP's directives for providing information.

Furthermore, the court has determined that CCP is not obligated to provide detailed reasoning before initiating an inquiry. The court emphasized that initiating an inquiry under Section 37 of the Act is not considered an adverse action but rather a fact-finding process separate from show cause proceedings under Section 30 of the Act.

In 2020, CCP initiated an inquiry into cooking oil and ghee companies regarding ghee and cooking oil prices. Dalda Foods was the sole entity that challenged CCP's actions in the Islamabad High Court. Dalda argued that CCP did not have sufficient grounds for the inquiry or the request for information. The Islamabad High Court had set aside CCP's requests for information and the initiation of the inquiry, imposing exceptional requirements on CCP's regulatory and inquiry powers. CCP subsequently challenged the High Court's decision in the Supreme Court of Pakistan.

The Supreme Court, in upholding CCP's appeal, has overturned these requirements, including the need to provide detailed reasoning to an undertaking when initiating an inquiry and to issue a reasoned order in this regard. Consequently, CCP's stance and actions were affirmed in the Supreme Court's judgment.

https://newsguru.pk/apex-court-upholds-competition-commissions-powers-in-pakistan/