## THE NEWS 08 March 2013

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## CCP imposes Rs25m fine on 5 universities

### By Mehtab Haider

ISLAMABAD: The Competition Commission of Pakistan (CCP) has imposed a penalty of Rs25 million on five universities, which were advertising unaccredited engineering programmes in violation of Section 10 of the Competition Act, 2010, a statement said on Thursday.

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The CCP imposed Rs5 million penalty on each university, including University of Faisalabad, University of South Asia, Wah Engineering College, SFDAC and IBM.

A CCP bench, comprising Chairperson Rahat Kaunain Hassan and Members, Abdul Ghaffar and Dr Shahzad Ansar passed an order regarding show-cause notices issued to 27 institutions / universities, offering engineering programmes and claiming to be either accredited or approved / recognised by the Pakistan Engineering Council (PEC) for, prima facie, in violation of Section 10 of the Competition Act, it said.

The order said that it is clear that the term "Accredited by PEC" implies that an engineering programme has effectively met the norms and procedures prescribed by the PEC and only those students that obtain an accredited engineering programme degree are able to regThe universities were advertising unaccredited engineering programmes

ister with the PEC as qualified engineers.

The bench held that as accredited status holds value for both, the engineering institutions and students; therefore, claims to this effect cannot be made in a casual manner. As none of the 27 universities had been accredited by the PEC for intake of students in 2011, the bench concluded that they had violated the provisions of Section 10 (1) of the Competition Act. The CCP bench in view of its findings established that the 27 universities that had been issued show-cause notices could not be treated in the same manner, the statement said.

The 27 universities have been divided by the bench in to

Continued on page 18

## CCP imposes Rs25m...

**Continued from page 15** three distinct categories: those claiming to have been approved / recognised / permitted by the PEC in respect of introduction of new programmes, those claiming to have been accredited by the PEC but ensuring that no students graduate without an accredited engineering programme degree and those claiming to be accredited by the PEC but whose graduates have obtained unaccredited engineering programme degrees.

The order highlights that the proceeds generated by the 27 universities from students graduating in a year are approximately over Rs500 million for a four-year engineering programme.

As the financial impact on students and their parents of such practices of engineering universities is substantial, due disclosures must be ensured by the universities to enable students to make informed decisions.

The CCP bench reprimanded all the 27 universities and directed all of them offering engineering programmes to make due disclosures in the future.

The bench was of the view

that the minimum mandatory disclosures must include information in respect of each engineering programme relating to last batch that was accredited by the PEC, status of application of re-accreditation and / or grant of green signal by the PEC

The bench also observed that the PEC being the only accrediting body in Pakistan for the engineering institutions has to remain conscious that its monopoly in the market of granting accreditation has to be transparent and above board.

The PEC was also directed to issue clear and concise guidelines in respect of the accreditation procedure and a code of conduct in order to facilitate engineering institutions in complying with the due process of accreditation in an efficient manner.

The commission has taken a lenient view in respect of the universities falling in the first two categories.

In respect of the third category where graduates have come in the market and are unable to register with the PEC, the bench finds that this is too serious a violation to be con-

doned without penalty.

The fee of the five universities falling in this category ranges between Rs400,000 to Rs800,000. The students that have obtained degrees in respect of unaccredited engineering programmes not only suffer financially but also loss of employment opportunities within and outside Pakistan.

In order to create deterrence, a penalty of Rs5 million is imposed on each of the five universities falling in the third category.

The subject universities have been directed to file written commitments with the registrar of the commission, reporting compliance with the order within 30 days of the issuance of the order.

If the violation of the order is a continuing process, such university would be liable to pay a penalty of Rs100,000 everyday in terms of Section 38 of the Competition Act.

The CCP bench also observed that for the financial loss or missed career opportunities, the students or their parents may claim compensation before the courts of the competent jurisdiction.



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## **CCP** imposes Rs25m penalty on five universities

#### RECORDER REPORT

Commission of Pakistan (CCP) has IBM imposed a total penalty of Rs 25 mil-10 of the Competition Act, 2010.

of the Competition Act.

ings, i.e. University of Faisalabad; versities have been divided by the grams make due disclosures in the where graduates have come in the for financial loss or missed career

dures prescribed by PEC and only accredited engineering program signal by PEC. Abdul Ghaffar and Dr Shahzad fied engineers. The bench held that as neering program degrees. Competition Act.

According to the CCP order, in the The CCP bench established that 27 to make informed decisions. given circumstances, the CCP is universities that had been issued show The CCP bench reprimanded all lenient view in respect of the univer- 100,000 everyday in terms of Section (if applicable) and in case of a new duct by which these engineering restricting the penalty to a sum of Rs cause notices could not be treated in the 27 universities and directed all sities falling in the first two cate- 38 of the Competition Act. 5 million for each of the undertak- the same manner. The subject 27 uni- universities offering engineering pro- gories. In respect of the third category The CCP bench also observed that the green signal was granted.

University of South Asia: Wah Bench into 3 distinct categories (a) future. The Bench is of the view that market and are unable to register with opportunities, the students or their may consider further disclosure

by the universities to enable students cient manner.

ISLAMABAD: The Competition Engineering College: SFDAC and those claiming to have been minimum mandatory disclosures PEC, the bench finds that this is too parents may claim compensation requirements for all engineering instiapproved/recognised/permitted by must include information in respect serious a violation to be condoned before the courts of competent juris- tutions, in addition to the minimum The order stated that it is clear that PEC in respect of introduction of new of each engineering program relating without penalty. The fee of the 5 uni-diction. lion on five universities which were the term 'accredited by PEC' implies programs (b) those claiming to have to last batch that was accredited by versities falling in this category. In so far as compliance with the in this order. PEC is further directed advertising un-accredited engineering that an engineering programme has been accredited by PEC but ensuring PEC, status of application of re-ranges between Rs 400,000 to Rs provisions of the Act is covered, the to issue clear and simplified guide-

programmes in violation of Section effectively met the norms and proce- that no students graduate without an accreditation and/or grant of green 800,000. The students that have CCP has specified a minimum stan-

prising Chairperson Ms Rahat ed engineering programme degree accredited by PEC but whose gradu- being the only accrediting body in only suffer financial loss but also loss newspapers or any other document as lines should be widely disseminated Kaunain Hassan and Members, are able to register with PEC as quali- ates have obtained un-accredited engi- Pakistan for the engineering institu- of employment opportunities within well as all electronic communica- and should include all relevant infortions has to remain conscious that its and outside Pakistan. In order to cre- tion/advertisement made available on mation provided in the PEC Act and Ansar passed an order here on accredited status holds value for both, The order highlighted that the pro- monopoly in the market of granting ate deterrence a penalty of Rs 5 mil- the website of all undertakings offer- the PEC Manual and should also Thursday. The order was issued per- the engineering institutions and stu- ceeds generated by the 27 universities accreditation has to be transparent lion is imposed on each of the 5 uni- ing engineering programs. Such distaining to show cause notices issued dents; therefore, claims to this effect from students graduating in a year are and above board. PEC was also versities falling in the third category, closure must be conspicuously print-result of the practice of PEC. In this to 27 institutions/universities offering cannot be made in a casual manner, approximately over 500 million for a directed to issue clear and concise. The subject universities have been ed and displayed and as the case may regard, the PEC being the only engineering programs and claiming As none of the 27 universities had four year engineering program. As guidelines in respect of the accredita- directed to file written commitments be, include express and unambiguous accrediting body in Pakistan for the to be either accredited or been accredited by PEC for intake of the financial impact on students and tion procedure and a code of conduct with the Registrar of the Commission information in relation to the intake engineering institutions has to remain approved/recognised by Pakistan students in 2011, the Bench conclud- their parents of such practices of in order to facilitate engineering insti- reporting compliance with the order of batches up to the year for which conscious that its monopoly in the Engineering Council (PEC) for, ed that they had violated the provi- engineering universities is substan- tutions in complying with due within 30 days of the issuance of the accreditation has been granted by market of granting accreditation has prima facie, violation of Section 10 (1) of the tial, due disclosures must be ensured process of accreditation in an effi- order. If violation of the order is a PEC in respect of each of the pro- to be transparent and above board. To

standards set out by this Commission

obtained degrees in respect of un- dard for mandatory disclosure for the neering programs in respect of the In this regard, a CCP bench com- those students that obtain an accredit- degree and (c) those claiming to be The bench also observed that PEC accredited engineering programs not advertisements published in the accreditation procedure. These guidecontinuing one, such university shall grams; status of application for re- prevent any likely abuse of this posi-The Commission has taken a be liable to pay a penalty of Rs accreditation of the existing programs tion there has to be a "code of conprograms, its status and as to when institutions are facilitated in complying with due process of accreditation

The PEC being the regulatory body in an efficient manner.



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### Deceptive marketing of engineering programmes

# **CCP** imposes Rs 25 million fine on 5 universities

### Staff Report

**ISLAMABAD:** The Competition Commission of Pakistan (CCP) has imposed a total penalty of Rs 25 million on five universities that were advertising unaccredited engineering programmes in violation of Section 10 of the Competition Act, 2010.

À CCP bench comprising chairperson Rahat Kaunain Hassan and members Abdul Ghaffar and Dr Shahzad Ansar passed an order in respect of show-cause notices issued to 27 institutions or universities offering engineering programmes and claiming to be either accredited or approved by Pakistan Engineering Council (PEC) for, prima facie, violation of Section 10 of the Competition Act. The order states that it is clear

that the term 'accredited by PEC' implies that an engineering programme has effectively met the norms and procedures prescribed by PEC and only those students that obtain an accredited engineering programme degree are able to register with PEC as qualified engineers. The bench held that as accredited status holds value for both, the engineering institutions and students; therefore, claims to this effect cannot be made in a casual manner. As none of the 27 universities had been accredited by PEC for intake of students in 2011. the bench concluded that they had violated the provisions of Section 10 (1) of the Competition Act.

The CCP bench in view of its findings established that the 27 universities that had been issued showcause notices could not be treated in the same manner. The subject 27 universities have been divided by the bench into three distinct categories (a) those claiming to have been approved or permitted by PEC in respect of introduction of new programmes (b) those claiming to have been accredited by PEC but ensuring that no students graduate without an accredited engineering programme degree and (c) those claiming to be accredited by PEC but whose graduates have obtained unaccredited engineering programme degrees.

The order highlights that the proceeds generated by the 27 universities from students graduating in a year are approximately over 500 million for a four-year engineering programme. As the financial impact on students and their parents of such practices of engineering universifies is substantial, due disclosures must be ensured by the universities to enable students to make informed decisions.

The CCP bench reprimanded all the 27 universities and directed all universities offering engineering programmes make due disclosures in the future. The bench is of the view that minimum mandatory disclosures must include information in respect of each engineering programme relating to last batch that was accredited by PEC, status of application of reaccreditation and/or grant of green signal by PEC. The bench also observed that PEC being the only accrediting body in Pakistan for the engineering institutions has to remain conscious that its monopoly in the market of granting accreditation has to be transparent

and above the board. PEC was also directed to issue clear and concise guidelines in respect of the accreditation procedure and a code of conduct in order to facilitate engineering institutions in complying with due process of accreditation in an efficient manner.

The commission has taken a lenient view in respect of the universities falling in the first two categories. In respect of the third category where graduates have come in the market and are unable to register with PEC, the bench finds that this is too serious a violation to be condoned without penalty. The fee of the five universities falling in this category ranges between Rs 400,000 to Rs 800,000. The students that have obtained degrees in respect of unaccredited engineering programmes not only suffer

financial loss but also loss of employment opportunities within and outside Pakistan. In order to create deterrence a penalty of Rs 5 million is imposed on each of the five universities falling in the third category. The subject universities have been directed to file written commitments with the registrar of the commission reporting compliance with the order within 30 days of the issuance of the order. If violation of the order is a continuing one, such university shall be liable to pay a penalty of Rs 100,000 everyday in terms of Section 38 of the Competition Act. The CCP bench also observed that for financial loss or missed career opportunities the students or their parents may claim compensation before the courts of competent jurisdiction.



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## Five varsities penalised over un-accredited programmes

### By Kalbe Ali

ISLAMABAD, March 7: The Competition Commission of Pakistan (CCP) has imposed a penalty of Rs25 million on five institutions for advertising un-accredited engineering programmes.

In its order, a CCP bench comprising chairperson Rahat Kaunain Hassan and members Abdul Ghaffar and Dr Shahzad Ansar said the terms "accredited by PEC" implied that an engineering programme had effectively met the norms and procedures prescribed by the Pakistan Engineering Council and that only the students possessing degrees of accredited programmes could get registered with the PEC as engineers.

The order has been passed

against the University of Faisalabad, University of South Asia (USA), Wah Engineering College (Wah Cantt), Synthetic Fibre Development and Application Centre, and Institute of Business Management.

The bench said the "accredited status" held value for both the engineering institution and the student. Therefore, claims to the effect should not be made in a casual manner.

Show-cause notices on the matter had been issued to 27 institutions, but the CCP said the institutions could not be treated equally. Therefore, it divided the institutions into three categories.

Those claiming to have been approved/recognised/ permitted by the PEC in respect of introduction of new programmes were put in the first category. In the second category were the universities that claimed to have been accredited by the PEC and ensured that all its graduates had an accredited engineering programme degree. In the third category were institutions that claimed to be accredited by the PEC but whose graduates had obtained degrees of un-accredited programmes.

The CCP took a lenient view in respect of the institutions falling in the first two categories. However, it said the institutions falling in the third category (whose students are often unable to get themselves registered with the PEC) had violated the rules and could not be let off without penalty. The Nation Page # 17 08 March 2013

### On unaccredited engineering programmes

# **CCP imposes Rs25m fine on five varsities**

### OUR STAFF REPORTER

ISLAMABAD - The Competition Commission of Pakistan (CCP) has imposed a total penalty of Rs 25 million on 5 universities which were advertising un-accredited engineering programmes in violation of Section 10 of the Competition Act, 2010.

A CCP Bench comprising of Chairperson Ms Rahat Kaunain Hassan and members, Abdul Ghaffar and Dr Shahzad Ansar passed an order in respect of show cause notices issued to 27 institutions/universities offering engineering programmes and claiming to be either accredited or approved/ recognised by Pakistan Engineering Council (PEC) for, prima facie, violation of Section 10 of the Competition Act.

The order states that it is clear that the term 'accredited by PEC' implies that an engineering programme has effectively met the norms and procedures prescribed by PEC and only those students that obtain an accredited engineering programme degree are able to register with PEC as qualified engineers. The Bench held that as accredited status holds value for both, the engineering institutions and students; therefore, claims to this effect cannot be made in a casual manner. As none of the 27 universities had been accredited by PEC for intake of students in 2011, the Bench concluded that they had violated the provisions of Section 10 (1) of the Competition Act.

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findings established that the 27 universities that had been issued show cause notices could not be treated in the same manner. The subject 27 universities have been divided by the Bench into 3 distinct categories (a) those claiming to have been approved/ recognized/permitted by PEC in respect of introduction of new programmes (b) those claiming to have been accredited by PEC but ensuring that no students graduate without an accredited engineering pro-gramme degree and (c) those claiming to be accredited by PEC but whose graduates have obtained un-accredited engineering programme degrees.

As the financial impact on students and their parents of such practices of engineering universities is substantial, due disclosures must be ensured by the universities to enable students to make informed decisions. The CCP Bench reprimanded all the 27 universities and directed all universities offering engineering programmes make due disclosures in the future. The Bench is of the view that minimum mandatory disclosures must include information in respect of each engineering programme relating to last batch that was accredited by PEC, status of application of reaccreditation and/or grant of green signal by PEC. The bench also observed that PEC being the only accrediting body in Pakistan for the engineering institutions has to remain conscious that its monopoly in the market of granting accreditation has to be transparent and above board.

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جهان ياكستان

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في غير مجازكور من 5 جامعات كودهاني كردر جوانه بیہ جامعات طلبہ کوغیر مجاز پر وگرام میں شامل کر کے مستقبل کونقصان پہنچانے کی مرتکب ہوئیں ، چیئریر س مسابقتی کمیشن 27 جامعات کواظہار وجوہ کے نوٹس جاری کئے گئے، 5 یو نیورسٹیوں کے اقدامات کوتوانین کی خلاف درزی کا مرتکب پایا گیا اسلام آباد (نیوز رپورٹر) سابقتی کمیشن نے غیرمجاز الجنیر نگ کورمز کے اجرا پر کے قوانین کی خلاف دراز کی کا مرکب قرار دیا گیا ہے۔ کمیشن نے اپنے فیصلے میں کہا ہے یا پنج ٹھی جامعات پر ڈھائی کروڑ روپیہ کا جرمانہ کیا ہے کمیشن کے سیکشن 10 کی خلاف کہ میدجامعات اپنے طالبعلموں کوغیرمجاز پروگرام میں شامل کرکے آئیں مالی اور مستقبل ورزی کرنے اور غیر مجاز پروگرام کی طابعلموں کو پیشکش پرجن جامعات پرجرمانے کئے کے کیر پر کو فقصان پہنچانے کی مرتکب ہوئی ہیں وہ ان طلبا کوریلیف کیلئے اقدامات کریں

ورزی کرنے اور غیر مجاز پر دگرام کی طابطوں کو پیکھنٹ پر جن جامعات پر جرائے کے کی تر کو تعسان تی بچانے کی مرتقب ہوئی میں دوان طابل کور بلیف کیلئے اقدامات کر یں گئے ہیں ان میں بو نیور کی اف فیصل آباد، یو نیور کی اف سادتھ ایشیا، دواہ انجنیز مگ ۔ دواضح رہے کہ مسابقتی کیشن نے غیر بجاز انجنیز مگ ۔ دواضح رہے کہ مسابقتی کیشن نے غیر بجاز اور پلیف کیلئے اقدامات کر یں کالی SFDAC مثال ہیں کیمشن کی چر پر سر حتر مدادت کو میں مجر شاہد پر ذخانی کر دوڑ دی پر جز براج ان طابل محد کی کی طاف درزی غذار دوش ہزادا شار پر شتل شیخ نے کر شد دوذ جاری کر دواج تھی تما ہے کہ مسین کے غیر جز ان خیر شک کے تقدیم کی طاف درزی نے 27 جامعات کو پاکستان انجر تک کو شار دوز خیر جان کا کہتا ہے کہ میں کہ طابطوں کو چیش کی تیں دوان کی سکھن کی کوشش دوج تی خوش جاری کر حسابل کی تصولی شنوائی کے ہو ماحات کو کین من کی انداز ہو محمد احد کو میں مسین کی تعدیم کی محمد میں کو تعد کی مرحم کر میں کر میں کی میں میں کر میں کی میں کر میں کر میں کر میں کر مواد کر میں کر دور کی کو میں کر میں کر محمد میں کر میں کہ میں کر میں کو میں کر میں کو میں کر میں کر محمد کر میں میں میں کر میں میں کر میں کر میں کر کر کو شن میں کر میں میں کر کی میں کر میں کی میں کر کر کے محالہ المبار ہوں کہ میں میں میں میں میں کر ای کر کر میں کر کر کر میں کر کر کر میں میں کر میں کر کر کر کر میں کر میں کر کر کر کر کر میں کر میں کر میں کر اس میں کر میں میں کر کر کر کر کر کر کر میں میں کر میں کر کر کر میں میں کر کر میں کر میں کر کر کر کر میں میں کر میں میں میں میں میں میں کر می کر کر کر کر کر کر کر می



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مسابقتى ايك كى خلاف ورزى ير5 يونيورستيول كواژهانى كروژجرماند 30 روز کے اندر جرمانداداند کرتے ہر یومیدا یک الکھروب جرماند دینا ہوگا سی پی اسلام آباد (خر نگار) سابقتی کمیش آف باکتان قرارد بيج ہوتے جرماند عائد کیا ہے۔ ی تی بی کی جانب (ى ى ى ى ي ج الجيشر تك يونيورستيول كوغير تقديق شده ے جاری کردہ اعلامیہ کے مطابق ندکورہ پانچ یو نیورسٹیون انجیشر تک پروگرامزی ایڈورٹائز تک کرتے پر جحوی طور پر كو 30 روز كاندراندرجر مانداداكر في بدايت كروى فى ب 2 كرو 50 لاكه روي كا جراند ما كدكر ديا جوك في اياندكرف كى صورت ين ان يوندوستيول كومسابقتى ايكت يونيور في 50 لاكه روي بنا ب سابقى كميش آف تحت يوسياك لأكلدو في كاجرمات اداكر نابول 2-یا کتان نے تذکورہ یو نیورسٹیوں کی جانب سے جانے والی the Cosulos non con Truct ايدور ثائر تك كومساليقتى ايك 2010 مك خلاف درزى



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) کمیشن،5انجینئر نگ یونیورسٹیوں پر2.5 کروڑ جرمانہ عائد لیس کی ساعت کے دوران پر وگرامز کی گمراہ کن مار کیٹنگ کاالزام ثابت ہو گیا طلبااوروالدین زرتلافی کے کلیم بھی داخل کر کیتے ہیں، مسابقتی کمیشن کا اعلامہ اسلام آبادا كراحي ( فما تنده ايكسيريس) برنس ديسك) (والدين اين مالى نقصان ادركيريتر كوتيني والفقصان كميلي ىى بى كرورتى بى كرمام ان يوندرستيوں كظاف سابقی کیش آف پاکتان (ی ی بی) نے سابقی (رجازى كظيم محى دافل كراكة بر-دائى ب كدى فى قانون 2010 کی شق10 کی خلاف دردی کرتے ہوئے 272 مامعات کوشوکازنولس جاری کے تحتاہم معا لیکی ان ايكريريد الجيشرتك يردكرامزك بطور Accredited الوعيت مخلف مون يرافص 3 كيليكر يزيل تقسم كبا كماء بروكرام كمراه كن ايدور نائرتك بر5 الجيش عك يوغور سيول ير 2.5 كرور يدجر ماند عاكد كرديا ب-مسابقى كميش آف ماكستان (ى ى فى) كى طرف ب كزشته روز جارى اعلام > کے مطابق جن الجینز تک بونیور شیوں کو جرمانے کے گئے کا بی ان کظاف ی ی فی کی سیشن 10 کی خلاف ورزی کے بارے میں تاتی کی چیتر رون داحت کونین حسن، ممبر تات یا عبدالغفارادر ذاكم شيز ادعضر مشتل 3ركني فتخ في يس كالمل الماعت کی بی میں ان5 یو نیورسٹیوں کے مسابقتی قانون كى يكش 10 كى خلاف وردى كامرتكب مونا ثابت موتى ) بنارجران کے لئے بن-اعلام کے مطابق بنا کے آرڈر ر یں سمجی کہا گیا ہے کہ ان یو خورسٹیوں کے طلبا اور الح کے 0 9. 4



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بقي تمبر 14 :17 میں ہرجانے کے مقدمات دائڑ کرنے کی اجازت دے دِي كَنْ ، راحت كونين ، عبدالغفارادرشهز ادغضر يرمشمنل من نے این فصلے میں کہا ہے کہ 2011 میں زیک یونیورسٹیز کی طرف ے حاری داخلے کے بارات میں واضح طور پر سنہیں بتایا گیا تھا کہ یا کستان رُنگ كولسل ان يروكرا مزكوسليم كرتى ب اور فارغ طلبہ کوانجینرز کے طور پر جسٹرڈ کیا جائے گا یونیورسٹیز ایک سال میں طلب 50 کروژرو فیس کی مدیش وصول کرتی ہیں ، فی س لاکھوں روپے وصول نے کے باوجود غیر شلیم شدہ ڈگریاں دی گئیں، کمیش نے ان جامعات کوتھم دیا ہے کہ 30 دن میں فیصلہ پر مملدرآ مد کریں ورند مزید کارروائی کی جائے گی ، کمیشن نے آئندہ داخلہاشتہارات میں طلبہ کو کمل معلومات فراہم كرني كاظم ديات-

كويونيورسييز كيخلاف عدالتون (ماتى سفحه 6 بقيه نمبر 14)