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PART II

Statutory Notifications (S. R. O.)

GOVERNMENT OF PAKISTAN

COMPETITION COMMISSION OF PAKISTAN

NOTIFICATION

Islamabad, the 19th December, 2008

S. R. O. 1274(I)/2008.—In exercise of the powers conferred by section 56 of the Competition Ordinance, 2008 (the Ordinance). The Competition Commission of Pakistan (the Commission) is pleased to make the following further amendment in the Competition Commission (General Enforcement) Regulations, 2007, namely:—

In the aforesaid regulations,—

After regulation 52, following new regulation 52A shall be added, namely:—

“52A. Conduct of proceedings. — (1) The Commission, its Chairman, the Members or officers, (hereinafter called the presiding authority) presiding over any proceedings under the Ordinance, shall administer and enforce the Ordinance, rules

(4627)

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and regulations effectively, with the minimum of procedural requirements.

- (2) Notwithstanding anything contained in regulations 51 and 52 of these regulations, during the course of any proceedings, the presiding authority shall have the power to administer affirmations, issue or direct the issuance of notices, and make all decisions regarding the admission or exclusion of evidence or any other procedural matters which may arise during the course of the hearing.
- (3) All the parties, counsels, witnesses and other persons present at a hearing shall conduct themselves with decorum and deference to the authority presiding over such proceedings.
- (4) The presiding authority shall, exercise control over the proceedings to achieve orderly completion of the proceedings, and may order the removal of any person from the hearing who displays disrespect to the authority or tries to obstruct the hearing.
- (5) The presiding authority shall be entitled in its discretion and in the manner deemed fit to seek assistance from any person or persons, including but not limited to, technical or professional experts, advisers, consultants, or any officer /Member of the Commission, whose participation or consultation would be deemed appropriate to facilitate the orderly completion of the proceedings.
- (6) No proceedings of the Commission shall be invalid by reason of any defect or irregularity unless the presiding authority, on an objection taken by any party, is of the opinion that substantial injustice has been caused by such defect or irregularity or there are otherwise sufficient reasons for doing so, and the authority may, in such event, make such orders as deemed appropriate by it for the rectification of such defect or irregularity."

[No. 9(2)SY/CCP/Reg/Gen. Enforcement/07.]

MOHAMMED HAYAT JASRA,
Secretary