



Corporate Supervision Department  
Company Law Division

Before Ms. Amina Aziz – Director (CSD)

*In the matter of*

**Abbott Laboratories (Pakistan) Limited**

Number and date of SCN: CSD/ARN/325/2016-4514 dated June 09, 2016

**ORDER**

**UNDER SECTION 495 READ WITH SECTION 476 OF THE COMPANIES ORDINANCE, 1984**

This order shall dispose of the proceedings against chief executive (the "respondent") of Abbott Laboratories (Pakistan) Limited (the "Company"). The proceedings were initiated through show cause notice (the "SCN") dated June 09, 2016, issued under the provisions of section 495 read with section 476 of the Companies Ordinance, 1984 (the "Ordinance").

2. The brief facts of the case are that the Commission through the notification no. SRO 634 (I)/2014 dated July 10, 2014 (the "SRO-I") directed every public company to maintain a functional website with effect from August 30, 2014 and place stipulated mandatory information thereon. In terms of the Commission's SRO 1222 (I)/2015 dated December 10, 2015 (the "SRO-III"), every public company was further directed to maintain a functional website in English language as well as Urdu language.

3. It was noticed that the Company had, prima facie, contravened the directions of the Commission given vide the SRO-I and SRO-III as it did not provide complete information on its website, which was only maintained in English language without any Urdu language version. Consequently, the SCN was issued to the respondent whereof he was called upon to show cause in writing as to why penal action may not be taken against him under sub-section (1) of section 495 of the Ordinance for not complying with the Commission's direction given vide the aforesaid SROs.

4. The company submitted reply to the SCN through letter dated July 4, 2016 and while accepting the partial non-compliance with the requirements of the Commission's SROs, requested for time till July 20, 2016 to address the issue.



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5. Before proceeding further, it is necessary to advert to the following relevant provisions of Ordinance:

*In terms of the Commission's SRO-I issued in pursuance of powers conferred by section 506B of the Ordinance, listed companies have been directed to maintain a functional website and provide mandatory information including placement of quarterly and annual accounts and specific information relating to: (A) profile of the company, (B) governance, (C) investors relations, (D) media, (E) election of directors, (F) investors information.*

*The SRO-I further provides that where a company does not comply or makes default in compliance with the requirements of the notification, every officer of the company and every other person responsible for non-compliance shall be punished in accordance with provisions of section 495 of the Ordinance.*

*The SRO-III requires public companies to maintain their websites in Urdu as well as English languages.*

*Sub-section (1) of section 495 of the Ordinance states that where any directive or order is issued by the Court, the officer, the Commission, the registrar or the Federal Government under any provision of this Ordinance, non-compliance thereof within the period specified in such direction or order shall render every officer of the company or other person responsible for non-compliance thereof punishable, in addition to any other liability, with fine not exceeding fifty thousand rupees and, in the case of a continuing non-compliance, to a further fine not exceeding two thousand rupees for every day after the first during which such non-compliance continues.*

In terms of the Commission's notification SRO 1003 (I)/2015 dated October 15, 2015, the powers to adjudicate cases under SRO 634(I)/2014 dated July 10, 2014 read with section 495 of the Ordinance have been delegated to the Director (Corporate Supervision Department).

6. I have gone through the facts of the case, provisions of the Ordinance, requirements of the SRO I and SRO III, and submissions made by the respondent in writing. I am of the view that the Company has now maintained its website and has provided information as per requirement of SRO-I & SRO III. The company has also placed a website compliance certificate dated July 19, 2016, issued by the chief executive on its website. Therefore, in exercise of the powers conferred by the SRO-I and section 495 of the Ordinance, I hereby conclude the proceedings without any



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adverse order. The respondents are advised to be careful and ensure meticulous compliance with applicable laws and directions of the Commission.



Anyina Aziz  
Director (CSD)

**Announced:**  
October 28, 2016  
Islamabad