



Securities and Exchange Commission of Pakistan

Adjudication Division Adjudication Department

Before

Amir M. Khan Afridi, Director/HOD (Adjudication-I)

In the matter of Show Cause Notice issued to Burshane LPG (Pakistan) Limited

Date of Hearing

May 30, 2022

Order-Redacted Version

Order dated June 29, 2022 was passed by Director/Head of Department (Adjudication-I) in the matter of Burshane LPG (Pakistan) Limited. Relevant details are given as hereunder:

Nature	Details
1. Date of Action	Show cause notice dated April 12, 2022
2. Name of Company	Burshane LPG (Pakistan) Limited
3. Name of Individual*	The proceedings were initiated against directors of the Company.
4. Nature of Offence	Under Section 166 of Companies Act, 2017 read with Section 169 and 479 thereof.
5. Action Taken	<p>Key findings were reported in following manner:</p> <p>I have gone through the facts of the case, considered the submissions made in writing as well as during the hearing proceedings in light of the afore-mentioned legal provisions and state that in terms of Section 166(1) of the Act, it is mandatory that independent director shall be appointed from the PICG's databank. In the instant case, the afore-mentioned two individuals appointed as independent directors namely**** and **** were not enrolled with PICG, at the time of their election on the Board of the Company. However, both the said individuals were subsequently got registered with PICG and the Company provided evidence of compliance in this regard. Keeping in view the fact that non-compliance of Section 166 (1) of the Act has now been rectified, therefore, I in terms of the power conferred under Section 169 of the Act conclude the proceeding initiated through the SCN without imposing any monetary) penalty on the Respondents. The Respondents are however warned to ensure compliance with all the applicable regulatory requirements including Section 166 of the Act in letter and spirit, in future.</p> <p>Nothing in this Order may be deemed to prejudice the operation of any provision of the Act providing for imposition of penalties in respect of any default, omission, violation of the Act.</p>
6. Penalty Imposed	Nil
7. Current Status of Order	No appeal has been filed by the respondents.