

**The Gazette of Pakistan**



**EXTRAORDINARY**

**PUBUSHED BY AUTHORITY**

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**ISLAMABAD, SUNDAY, JANUARY 10, 1982**

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**PART II**

**Statutory Notification (S.R.O)**

**Government of Pakistan**

**Ministry of Commerce**

**Notifications**

**Islamabad ,the 7<sup>th</sup> January,1982**

**S.R.O.10(j)/82-In exercise of the powers conferred by section 10 of the inspection Agencies (Registration and Regulation) ordinance ,1981(XXXVII of 1981),the Federal Government is pleased to make the following rules, namely:-**

**1. Short title and commencement -(1) these rules are called the inspection agencies (Registration and regulation) rules, 1981.**

**(2). They shall come into force at once**

**2. Definitions-In these rules, unless there is anything repugnant in, the subject or context-**

**(a) ‘Appellate authority` means the appellate authority appointed under rule 8;**

**(b) `Appellate` means any company, organization or institution which applies to the Authority for registration;**

**(c) `Chairman` means the Chairman of the council;**

**(d) `Inspection agency` means a registered company organization of in section of Goods;**

**(e) `Ordinance` means the inspection Agencies (Registration and regulation)**

**Ordinance, 1981 (XXXVIII of 1981); and**

**(f) Survey report means a statement issued by an inspection Agency in respect of Quality, quantity and condition of goods imported into, and exported from Pakistan.**

**(3). Conditions of registration --(1) No company shall be registered an inspection Agency unless:-**

**(a) It is registered under the companies act, 1913 (V11 of 1913), and has authorized capital of not less than five lac and subscribed capital of one lac rupees;**

**(b)It has on its Board of Directors or staff adequate numbers of personnel having the necessary qualifications, training and experience in the field of inspection in which registration is sought ,as laid down by the Council to carry out or supervise the business of inspection; and**

**(c) It has either a laboratory or laboratories equipped with necessary appliances and instruments for the scientific analysis and testing of goods for the inspection for which it is seeking registration or has a permanent and regular agreement with such laboratory or laboratories outside it organization**

**(2) A company seeking registration shall specify in its application the type and category of goods in which it intends to undertake inspection.**

**(4). Application for registration \_\_\_\_A Company which conforms to the conditions of registration laid down in rule 3 shall apply to the authority for registration in the form set out in the Annex.**

**(5). Grant of registration --(1) On receipt of an application in the prescribed form, the Authority may, if it is satisfied that applicant is competent to under take the business of inspection ,intimate and acceptance of its application for registration to the applicant and applicant shall pay a fee of five thousand rupees in such manner as may be directed by the authority ,and if the Authority is not so satisfied it may refuse registration and order accordingly.**

**(2) Registration certificates for specified goods shall be issued within thirty days of Receipt of evidence of payment of the prescribed fee.**

**(3) The registration shall remain valid until revoked by an order of the Authority.**

**(6). Regulation of inspection Agencies: \_ (1) An inspection Agency shall: \_\_\_\_**

**(a) conduct itself with due sense of responsibility and maintain all relevant documents and registers with due care;**

**(b) Issue the inspection certificate if the goods conform to the standards specification or those stipulated in the contract of sale or agreed samples;**

**(c) Issue a rejection certificate if the goods do not so conform: and**

**(d) Maintain a register for keeping proper account of certificates of inspection in respect of goods exported and of rejection certificates in respect of goods exported and of rejection certificates in respect of goods rejected for export.**

**(2) In the case of inspection of goods imported, it shall maintain a proper record of survey reports issued by it in a separate register**

**(3) The forms of inspection and rejection certificates and survey reports shall be submitted to the Council for approval.**

**(4) The inspection and rejection certificates and survey reports shall be signed by officers duly appointed in this behalf by the inspection agency and their specimen signatures shall be finished to the authority.**

**(5) All inspection and rejection certificates and survey reports shall be stamped with the seal of Inspection Agency.**

**(6) An annual progress report in the form to be prescribed by the Council shall be submitted by each Inspection agency to the Authority within One month of the expiry of the financial year ending to the 30<sup>th</sup> June.**

**(7) Power of the Authority: -(1) The Authority or its nominee may arrange inspection of the office of an inspection Agency and its laboratory facilities.**

**(2) On receipt of complaint against an inspection Agency, the Authority or its nominee may call for any information, records, documents, papers, registers or copies of any certificates from the inspection Agency concerned and keep any or all of them for a period of not more than three weeks for security, if after scrutiny, it is found that the complaint was not proved.**

**(3) If the authority, after scrutiny of the records, papers documents or registers is of opinion that the inspection Agency has carried out has been carrying out the work of inspection in an incorrect manner or has issued false or incorrect certificates, it may keep the record received under sub-rules (2) till such time as the action is completed and shall call for an explanation of the Agency which shall submit it within such time as the authority may specify.**

**(4) If the authority finds the explanation unsatisfactory it shall, after giving a reasonable opportunity to the agency to present its defense, proceed to take action which may include fine, suspension or cancellation of registration.**

**8. Appellate authority- (1) The federal Government may, by notification in the official Gazette, appoint an appellate authority to hear appeals under these rules.**

**(2) any company aggrieved by an order under sub rule (1) of rule 5 or an action taken under sub-rule(4) of the rule 7 may ,within thirty days of the order or the action taken ,prefer an appeal to the appellate authority.**

**(3) The appellate authority may, after hearing the appeal against:-**

**(a) the order under sub-rule (1) of rule 5 if satisfied that the refusal to grant registration was not justified, direct the authority to issue registration certificates to the appellant; and**

**(b) the action taken under sub-rule (4) of rule 7, either confirm the action taken by authority or amend or revoke it as may deem fit.**

**9. Meetings of the Council - (1) the council shall meet not less than twice a year.**

**(2) The Chairman shall preside over all the meetings of the Council, and in the absence of the Chairman, the vice Chairman of the export Promotion Bureau shall preside.**

**(3) The number of members whose presence shall be necessary to constitute the quorum of a meeting of the Council shall be five provided that if any meeting is adjourned for want of quorum ,the subsequent meeting called on the basis of the same agenda may hold whether the quorum is complete or not**

**10. Power and functions of Council-(1) The Council may appoint committee and sub- committee to carry out any specific assignment and make recommend action to the authority for issuing directions to the inspection agencies and Government Department dealing with business of inspection.**

**(2) The Council may issue direction pertaining to:**

**(a) The form of inspection and rejection certificates, survey reports and progress reports;**

**(b) The number of registers to be maintained and the information to be recorded in these registers: and**

**(c) The laboratory facilities and technical expertise required for analysis and testing of nay specified goods.**

**11. Exemptions:- All Government department and organization set up to undertake the business of inspection under the Agricultural produce (Grading and marketing) Act,1937 (1 of 1937 ),and the Pakistan standards institution (certification marks) Ordinance ,1961 (XLVIII of 1961)shall be exempt from registration under the Ordinance and these rules.**

**S.R.O 11 (1)/82 In exercise of powers conferred by the section (1) of section 4 of the inspection Agencies (Registration and Regulation) Ordinance, 1981 (xxxv11 of 1981),the Federal Government is pleased to constitute the Pakistan Pre-shipment inspection Council consisting of the following members, namely :\_**

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| <b>1. Chairman ,Export Promotion Bureau</b>  | <b>chairman</b> |
| <b>2. Vice Chairman ,Export Promotion Bureau</b>   | <b>Member</b>   |
| <b>3. Director ,Pakistan Council of scientific and industrial Research</b>                     | <b>Member</b>   |
| <b>4. Director, Pakistan standards Institutions</b>  | <b>Member</b>   |
| <b>5. Adviser, Department of agricultural and live stock Products, Marketing and grading</b>   | <b>Member</b>   |
| <b>6. President ,Federation of Pakistan Chambers of Commerce and Industry</b>                  | <b>Member</b>   |
| <b>7. President, Chamber of Commerce and industry, Karachi</b>                                 | <b>Member</b>   |
| <b>8. President, Chamber of Commerce and Industry, Lahore</b>                                  | <b>Member</b>   |
| <b>9. President Sarhad Chamber of Commerce and industry Peshawar.</b>                          | <b>Member</b>   |
| <b>10. President, Chamber of Commerce and industry, Quetta (Baluchistan)</b>                   | <b>Member</b>   |
| <b>11. President, All Pakistan Textiles Mills Association, Karachi</b>                         | <b>Member</b>   |
| <b>12. President, Pakistan Tanners Association, Karachi</b>                                    | <b>Member</b>   |
| <b>13. Director General (Facilities), Export Promotion Bureau<br/>Member/Secretary Karachi</b> |                 |