

## **TARIQ VOHRA SECURITIES (PRIVATE) LIMITED**

### **PSX TREX HOLDER**

#### **Dispute Resolution Procedure**

In the event of any disputes, differences or controversies arising between the Broker and the client out of Any transaction(s) and other matters related thereto, including as to the rights and obligations of the client and the Broker and the interpretation of the provisions of the Contract and the Terms and conditions (agreed by the Broker and the client) or any other matter related thereto, the same shall be referred to the pertinent Stock Exchange where the transaction has taken place. In case for any reason(s) The Stock Exchange and/or the Arbitration Committee thereof is/are unable to arbitrate upon the matter due to any legal infirmity or otherwise, the matter shall then be referred to arbitration by two Arbitrators, one to be appointed by each party, and on the lack of consensus between the two Arbitrators, the matter shall be referred to an Umpire, to be selected by the two Arbitrators before the commencement of the reference in accordance with the Arbitration Act, 1940 or any amendments thereof. The decision of the Arbitration Committee of such Exchanges or the Arbitrators or the Umpire, as the case may be, shall be final and binding upon both Parties.

# **TARIQ VOHRA SECURITIES (PRIVATE) LIMITED**

## **PSX TREX HOLDER**

This document regarding client grievances/complaints shall be made available on the Company's website where all contact details shall be furnished to enable clients to report their grievances/complaints:

1. Contact Person: Compliance Officer
2. Email Address: [asif@tvspl.com](mailto:asif@tvspl.com)
3. Registered Address: Mezzanine Floor, 91-C, Jami Commercial Street 11, Phase VII, D.H.A., Karachi.

### **REASONS FOR CLIENT GRIEVANCE/COMPLAINT**

Losing money through dealing in securities is not in itself reason enough for a client to have a case against a broker. However, it is the responsibility of the broker to invest money according to client's instructions. There are certain malpractices against which a client can lodge a complaint, such as:

1. Unauthorized trading (sale/purchase).
2. Unauthorized transfer or movement of funds and shares.
3. Non-supply of trade confirmations and statements of account.
4. Overcharged commissions.
5. Failure to execute client instructions/orders.
6. Suspension of payment or non-delivery of securities.

### **GRIEVENCE HANDLING PROCESS**

1. Letters and emails sent by the client on the above address shall be received directly by the Head of Compliance for immediate action.
2. The above email shall have an auto response function to intimate to the client that the request has been received for necessary action.
3. Head of Compliance will maintain a register to log all client grievances/complaints and their resolutions.
4. Head of Compliance will coordinate with the concerned departments to resolve the grievance/complaint within 10 working days and respond back to the client with an outcome to satisfy client query. CEO will be copied on all communications in this regard.
5. In cases where Head of Compliance is unable to satisfy the client query within 10 working days, the CEO will review the matter and try to resolve the same.

# **TARIQ VOHRA SECURITIES (PRIVATE) LIMITED**

## **PSX TREX HOLDER**

6. Should the matter remain unresolved even after the intervention of the CEO, client will have the option to refer the matter to an Arbitration Committee of the Exchange.

### **ARBITRATION**

Whenever any dispute arises between a broker and their client in connection with any trade or transaction and is not otherwise settled amicably as per the above procedure, it shall be referred to arbitration and shall be dealt with according to the procedure laid down in the relevant chapter to Rule Book of Pakistan Stock Exchange Limited (PSX). Arbitration is an alternative dispute resolution mechanism provided by PSX for those persons who do not wish to go to Court. Through this method, disputes between the broker and their client may be addressed and resolved in respect of trades done at the Exchange. This process of resolving a dispute is comparatively faster than litigation. An application for arbitration has to be filed within 3 months from the date of the dispute.

### **FORUMS FOR ARBITRATION**

There are 3 possible recourses for the Client to file a complaint but prior to this it is suggested that the complaint be taken up directly with the Broker. This will not only save time but may help to preserve the trust and confidence between Broker and Client.

**1. Pakistan Stock Exchange (PSX) Arbitration Committee:**

Client has the option of bringing their complaint to the management of the PSX. As a front line regulator, PSX is empowered to take cognizance of complaints against the Broker under the approved Rules and Regulations. After careful review of all documents provided by the parties, an Arbitration Award may be passed in accordance to the Rules and Regulations. Arbitrators are persons nominated by the PSX and may include industry experts. For further details please refer to Chapter 18 of the Rule Book of Pakistan Stock Exchange Limited (PSX).

**2. Securities and Exchange Commission of Pakistan (SECP)**

The client can also lodge his/her complaint with the Vigilance Cell which has been setup at SECP to ensure that grievances/complaints of the general public are heard and redressed, in a quick and efficient manner. All the complaints received by the Vigilance Cell against Stock Exchange Brokers are forwarded to the Investor Complaint Wing (ICW) of the Securities Market Division (SMD) for further processing. However, SECP is not empowered to force the Brokers for compensation or damages.

**3. Civil Court:**

Clients can also file their complaint with the Civil Courts.

### **ARBITRATION PROCESS**

Arbitration process followed at the PSX is summarized below:

## **TARIQ VOHRA SECURITIES (PRIVATE) LIMITED**

### **PSX TREX HOLDER**

1. Copies of the following documents may be submitted along with the application to support the claim:

- a. Copy of CNIC (in case of companies CNIC of the authorized representative)
- b. Account opening form of the complainant
- c. CDC sub-account opening form/Individual investor account
- d. Relevant Share Deposit receipts.
- e. Relevant Trade confirmations slips/sale-purchase bills
- f. Relevant cash receipts and payments made
- g. Relevant CDC reports and statements
- h. Any other document signed by the complainant or Member during the course of business.

2. An undertaking to abide by the rules and regulations of the Exchange.

3. PSX then appoints the Arbitrator(s). Claims up to Rs.0.5 million are referred for arbitration to the Sole Arbitrator of the Exchange who may hear and decide the matter. Claims/disputes above Rs.0.5 million are referred to the Sub Panel for its action.

4. An application received for arbitration shall be scrutinized as per procedures laid down in Chapter 18 of the PSX Rule Book.

5. Any party that is dissatisfied with any award of the Sole Arbitrator or the Sub Panel may file an appeal to the Arbitration Committee against such award within 15 days of receipt of such award.