



Government of Pakistan
PAKISTAN TELECOMMUNICATION AUTHORITY
HEADQUARTERS, F-5/1, ISLAMABAD

**Enforcement Order under section 23 of the Pakistan Telecommunication
(Re-organization) Act, 1996 against Orion Track (Private) Limited**

No. PTA/Finance/CVAS-Data/Defaulter/1370/2013/443

Date of Show Cause Notice: 10th November, 2023
Venue of Hearing: PTA HQs, Islamabad
Date of Hearing: 6th May, 2024

Panel of Hearing:

Abdul Batin Khan: Director General (Licensing)
Muhammad Khurram Siddiqui: Director (Law)
Ubaid Tayyab: Director (Finance)
Syeda Samreen Afzaal: Director (Enforcement)

Issue:

“Non- Submission of Annual Audited Accounts (AAAs) and Non-payment of Annual License Fee (ARD) for the year ended 30th June, 2022”

DECISION OF THE OFFICERS OF THE AUTHORITY

1. Precisely stated the facts of the case are Orion Track (Private) Limited (the “**licensee**”) was awarded a non-exclusive license No. DIR(L)/CVAS-907/PTA/2017 dated 8th November, 2017 (the “**license**”) by Pakistan Telecommunication Authority (the “**Authority**”), to establish, maintain and operate Data Class Value Added Services in licensed region, subject to the terms and conditions contained in the license.
2. The licensee is required to comply with the prevailing regulatory laws comprising the Pakistan Telecommunication (Re-organization) Act, 1996 (the “**Act**”), the Pakistan Telecommunication Rules, 2000, (the “**Rules**”) the Pakistan Telecommunication Authority (Functions & Powers) Regulations, 2006 (the “**Regulations**”), Class Licensing and Registration Regulations, 2007 (the “**CL Regulations**”), and the terms and conditions of the license. As per license condition No.3 read with sub-regulation (1) of regulation 11 of the CL Regulations and sub-regulations (6) and (7) of regulation 23 of Regulations, it is obligatory for the licensee to submit Annual Audited Accounts (“**AAAs**”) and pay Annual License Fee (“**ALF**”) within 120 days of the close of financial year.
3. The licensee vide letters dated 7th October, 2022, 10th November, 2022, 7th April, 2023 and emails dated 26th May, 2023, 13th September, 2023 was required to submit AAAs for the year ended 30th June, 2022 along with the payment of ALF for the aforesaid year including applicable Late Payment Additional Fee (“**LPAF**”) calculated till date of final Payment, however, the licensee did not pay any heed to comply with the same.
4. Due to failure on part of the licensee upon non-submission of AAAs and non-payment of ALF for the aforesaid year including applicable LPAF, a Show Cause Notice (SCN) dated 10th November, 2023 under section 23 of the Act was issued wherein it was required to remedy the aforementioned contraventions by submitting AAAs and making payment of ALF for the year ended 30th June, 2022

including LPAF for the year ended 30th June, 2022 within seven (07) days of the issuance of the SCN and also to explain in writing, within thirty (30) days of the issuance of the SCN as to why an enforcement order should not be passed under section 23 of the Act.

5. Before passing an enforcement order under sub-section (3) of Section 23 of the Act, the matter was fixed for hearing on 6th May, 2024. It is pertinent to mention here that the licensee neither responded the SCN nor attended the hearing on the said date. Furthermore, the licensee vide its email dated 28th May 2024, submitted that the email regarding the hearing notice was overlooked and requested an opportunity to fulfill all the requirements. Considering the licensee's request, the direction of hearing panel was communicated vide email dated 29th May 2024 requiring the licensee to submit the requisite information without further delay. In response to the PTA's email, the licensee vide its email 30th May 2024 informed that its AAAs are in process and will be provided by 20th June 2024. However, it has been observed that the licensee didn't comply to the requirement despite its assurance. In order to provide final opportunity, letter dated 23rd January 2025 followed by email dated 27th January 2025 was sent to the licensee to remedy the aforementioned contravention by submitting the required financial statement and applicable fee latest by 31st January 2025. However, no response has been received from the licensee. Hence, the hearing panel has left with no option except to proceed against the licensee as per available record.

6. After the examination of the available record, it is concluded that the licensee did not comply with the aforesaid applicable regulatory provisions.

7. **ORDER:**

7.1 Keeping in view the above-mentioned facts coupled with the available record, the Officers of the Authority hereby decide as under:

- a) The license is hereby suspended for a period of one month or till the licensee submits AAAs along with payment of ALF for the year ended 30th June, 2022 including LPAF calculated till the date of final payment, to the Authority, whichever is earlier;
- b) In case of non-compliance of Para 7.1 (a) above, No. DIR(L)/CVAS-907/PTA/2017 dated 8th November, 2017 of the licensee shall stand terminated upon expiration of one month after the date of issuance of this order without any further notice;
- c) All LDI, LL, TIP and Mobile licensees are directed to suspend immediately all telecommunication facilities extended to the licensee pursuant to the license till further orders of the Authority.

Abdul Batin Khan
Director General (Licensing)

Muhammad Khurram Siddiqui
Director (Law)

Ubaid Tayyab
Director (Finance)

Syeda Samreen Afzaal
Director (Enforcement)

Signed on 25th day of July, 2025 and comprises of (02) pages only.