

Order

Whereas, as per section 2(i) of the Securities and Exchange Ordinance, 1969 (XVII of 1969), Salam & Co. is a member of Dhaka Stock Exchange Limited (Member No.190);

Whereas, the Commission at the request of Salam & Company Ltd., has issued to you the stock-broker registration certificate No. 190-3.2/190/2002/68 Zwi L 21/07/2002 Bs under section 10(1) of the Securities and Exchange Commission Act, 1993, read with section 5 (5) of the Securities and Exchange Commission (Stock-dealer, Stock-broker & Authorized Representative) Regulations, 2000, [(corresponding regulation 5(4) of the repealed Securities and Exchange Commission (Stock-dealer, Stock-broker & Authorized Representative) Regulations, 1994)] to conduct securities trading related activities under certain terms & conditions stipulated in the said certificate;

Whereas, accordingly, as per definition given in section 2 (T) of the Securities and Exchange Commission Act, 1993, Salam & Co. is a stock-broker (hereinafter referred to as “ Stock-broker”);

Whereas, Commission formed two enquiry committee vide Order No. SEC/SRMID/94-117/67 dated March 8, 2004 and Order No. SEC/SRMID/94-117/78 dated March 16, 2004 under section 21 of the Securities and Exchange Ordinance, 1969 and under section 6 of the Securities and Exchange Commission (Enquiry) Regulations, 1995 to hold and conduct an enquiry into the transactions made since February, 2004 in the securities of Tripti Industries Limited in the Dhaka Stock Exchange Limited and the Chittagong Stock Exchange Limited including all matters incidental thereto;

Whereas, it appeared from the enquiry report concerned that Salam & Company Ltd. (stock-broker) maintained and provided false/incorrect information to the enquiry committee about the identity of Mrs. Sabita Rani Bose and Mr. Maksudur Rahman (by providing false photographs and signatures of the above persons) who were employees of Olympic Industries Ltd./Tripti Industries Ltd. which appeared deliberate/collusive with the said employees (insider) of Olympic Industries Ltd./Tripti Industries Ltd.

Whereas, by doing so, the stock-broker has contravened relevant provisions of the Securities and Exchange Rules, 1987 (code of conduct, etc.) and the provisions/conditions of the stock-broker's registration certificate by not properly maintaining the trade related records of its customers, as well as section 18 of the Securities and Exchange Ordinance, 1969 by providing false information/concealing correct information in respect of its said customers;

Whereas, stock broker's aforementioned contravention and non-compliance appeared deliberate attracting provisions of section 12 of the Securities and Exchange Commission Act, 1993, as amended, read with the provisions of section 10 (3) of the Securities and Exchange Commission Act, 1993, and the provisions of section 22 of the Securities and Exchange Ordinance, 1969, as amended; and

Whereas, the stock-broker was given an opportunity to explain in writing as well as through personal hearing vide Commission's show cause cum hearing notice No. SEC/Enforcement/321/2005/30 dated January 8, 2006 in respect, among others, of the above matters;

Dhaka Stock Exchange Limited
Chief Executive Officer, Dhaka Stock Exchange Limited