

SEC/Enforcement/170/2003-185  
September 17, 2003

By Special Messenger  
By Courier Service

The Managing Director  
United Commercial Bank Limited  
Federation Bhaban  
60, Motijheel C/A  
Dhaka -1000

**Subject: Non-compliance of securities laws - WARNING**

Reference is made to the notice for hearing SEC/Enforcement/170/2003-147 dated July 28, 2003 and hearing conducted on August 11, 2003.

The issuer United Commercial Bank Ltd. failed to comply with the Commission's ORDER Ref: SEC/Sec-7/99-140 dated 28<sup>th</sup> April 1999 by not transferring a total of 21355 shares (15455 Group-'B' and 5900 Group-'C' shares) in Mr. Mamun Salam's (the complainant) favor.

The Commission by its letter SEC/SRMID/94-204/569 dated March 29, 2003 attaching the complainant's letter requested the issuer under section 11 (2) of the Securities and Exchange Ordinance, 1969, to send its comments/views on the alleged matter. The issuer's reply submitted vide letter No. UCBL/HO/BOARD/F-61 (D)/3354/2003 dated April 05, 2003 was not acceptable because United Commercial Bank Limited being an issuer and a public listed company was required to comply with all the securities related laws and in this case had contravened condition (A) of the Commission's ORDER Ref: SEC/Sec-7/99-140 dated 28<sup>th</sup> April 1999 by not transferring the shares in favor of Mr. Mamun Salam. As such show-cause notice SEC/Enforcement/170/2003-82 dated May 22, 2003; read with letter SEC/Enforcement/170/2003-94 dated June 8, 2003 was issued. Thereafter hearing was conducted on August 11, 2003 as per section 22 of the Securities and Exchange Ordinance, 1969. It was informed to the company secretary of the bank at the time of hearing that the grounds mentioned for consideration in case of non-transfer of shares of the complainant are not legally tenable. The company secretary was verbally instructed to inform the Commission within seven days from the day of hearing whether the bank would execute said transfer or not. United Commercial Bank Limited by its letter No. UCBL/HO/BOARD/F-61(D)/ 8807/2003 dated August 17, 2003 informed the Commission that the competent authority of the Bank has agreed to register the transfer of shares of Mr. Mamun Salam.

In this respect the undersigned is instructed to inform you that the Commission, after considering the submissions made by the issuer through letter dated August 17, 2003, has decided to dispose of the proceedings against the issuer by placing on record the Commission's dissatisfaction on the default made and with a warning to comply with all securities laws in future.

For the Securities and Exchange Commission

Sd/-

Sirajul Huq  
Deputy Director