

No. 92-01

Date: February 1992

Review Procedure Releases

The Department has reviewed a request of Union Texas Pakistan, Inc.

The requestor plans to enter into a joint-venture agreement with the Ministry of Petroleum and Natural Resources of the Government of Pakistan and has asked for a determination of the Department's present enforcement intention under the Foreign Corrupt Practices Act of 1977, as amended, 15 U.S.C. § 78dd, *et seq.*, with respect to providing certain training, travel and subsistence expenses of officials and employees of the Government of Pakistan in connection with the execution and performance of its proposed agreement.

The requestor has represented, among other things, that under the relevant provisions of Pakistan law, the Government of Pakistan may require petroleum exploration and production companies to provide training to government personnel -- in various technical and management disciplines -- to efficiently perform their duties related to the supervision of the Pakistan petroleum industry. The agreement proposed to the requestor by the Ministry of Petroleum and Natural Resources contains a provision implementing the relevant provision of Pakistan law and obligating the requestor to a minimum annual expenditure of \$200,000 for such training. The requestor has represented that, while certain of the training will take place in Pakistan, some portion of the training will more readily be accomplished at seminars, symposia and workshops attended by other industry personnel in the United States and Europe. To this end, the requestor has proposed that it pay the necessary and reasonable expenses for such training -- all of which will be related to the efficient performance of duties in connection with the supervision of the Pakistan petroleum industry -- including seminar fees, airfare, lodging, meals and ground transportation. The requestor has further represented that in the event it proposes to exceed \$250,000 in annual expenditures for training outside Pakistan, it will request a further review by the Department with respect to any such additional expenditure.

Based upon all of the facts and circumstances, as represented by the requestor, the Department does not presently intend to take any enforcement action with respect to the prospective contractual relationship described in this request.

The FCPA Review Request herein, and this release, have no binding application to any party which did not join in the request and can be relied upon by the requesting parties only to the extent that the disclosure of facts and circumstances in the request is accurate and complete and continues to accurately and completely reflect such facts and circumstances.