

The Pakistan Credit Rating Agency Limited

# **Rating Report**

# SAFCO Microfinance Company (Private) Limited

Report Contents

Rating Analysis
 Financial Information

3. Rating Scale

4. Regulatory and Supplementary Disclosure

Rating History						
Dissemination Date	Long Term Rating	Short Term Rating	Outlook	Action	Rating Watch	
28-Mar-2024	BBB	A3	Stable	Maintain	-	
28-Mar-2023	BBB	A3	Stable	Maintain	-	
28-Mar-2022	BBB	A3	Stable	Maintain	-	
23-Apr-2021	BBB	A3	Stable	Maintain	Yes	
05-May-2020	BBB	A3	Stable	Initial	Yes	

# **Rating Rationale and Key Rating Drivers**

The rating reflects SAFCO Microfinance Company Private Limited's (SMCPL) transformation from a non-profit organization to a for-profit private company, a wholly-owned subsidiary of SAFCO Support Foundation (SSF). The prime focus of the company is to provide small, socially responsible financial services to low-income entrepreneurs. The loan portfolio consists of a total of 10 loan products mainly relating to the following segments; Enterprise, Livestock, Agriculture, SME, Personal, School Improvement, solar, housing, auto financing & Islamic financing.SMCPL, having been active since 2009, boasts an extensive presence throughout Sindh Province, comprising a network of 58 branches. These branches have played a crucial role in extending microfinance services to over 700,000 unbanked and low-income entrepreneurs, with a notable focus on supporting women entrepreneurs, who make up 59% of the beneficiary base. Moreover, SMCPL microfinance initiatives have significantly impacted rural communities, with 80% of its beneficiaries being smallholder farmers. The institution relies on diverse borrowing avenues, majorly from PMIC, along with some commercial bank, national and international lenders. The industry's loan portfolio requires prudent management mainly on the back of the consistent surge in the policy rate. However, going forward the impact of gross lending rate on the financial risk profile specifically on NPLs (Non-performing Loans) is being evaluated in due course of time. The restriction on the mobilization of deposits has demarcated and supplemented the risk absorption capacity while triggering the funding constraints. Despite the hyperinflationary environment and other microeconomic challenges specifically the consistent surge in KIBOR which ultimately elevated the cost of funds for MFIs, the portfolio at risk (PAR) > 30 days stood at 4.4% in 6MFY24 (FY23: ~4.3%) mainly on the back of the recoveries in the flood-impacted portfolios. As per the management accounts, the company's Gross Loan Portfolio (GLP), stood at ~PKR 3.7bln as of 6MFY24 (FY23: ~PKR 3.9bln). However, during 6MFY24, SMPCL recorded a sizeable improvement of ~58% in markup income, due to volumetric growth and improvement in spreads. SMCPL's witnessed a profit of ~PKR157mln in 6MFY24 (FY23: negative PKR 128mln). The same growth pattern is projected in the future as well; wherein the need to curb infection remains vital. SMCPL board is actively involved in making strategic choices and setting the direction of the company and the board ensures to follow the best practices of corporate governance. The Company has a stable and experienced senior management team which is supported by clear reporting lines as per a formalized organogram and a satisfactory monitoring process.

The ratings also incorporate the vulnerability in business due to low market share and limited geographical presence. The sustainability of positive performance indicators amidst business volume growth is critical for the Institution's ratings. The ratings will monitor the Institution's expansion and the impact of technological progress on its operational and risk efficacy. Therefore, sustaining growth momentum is vital for the Institution's future prospects.

Disclosure				
Name of Rated Entity         SAFCO Microfinance Company (Private) Limited				
Type of Relationship	Solicited			
Purpose of the Rating	Entity Rating			
Applicable Criteria	Methodology   Correlation Between Long-term & Short-term Rating Scales(Jul-23),Methodology   Rating Modifiers(Apr-23),Methodology   Microfinance Institution Rating(Oct-23)			
Related Research	Sector Study   Microfinance(Sep-23)			
Rating Analysts	Sohail Ahmed Qureshi   sohail.ahmed@pacra.com   +92-42-35869504			



# The Pakistan Credit Rating Agency Limited

# Microfinance

Profile

Structure SAFCO Microfinance Company (Private) Limited (hereby referred to as "SMCPL" or "Company") was incorporated in May 2009 originally as a public company, limited by guarantee, but has now transformed into a private company limited by shares, and registered under Section 16 of the Companies Ordinance, 1984 (now Companies Act, 2017). It is licensed by the Securities and Exchange Commission of Pakistan, under the Non-Banking Finance Companies Rules, 2003.

**Background** SMCPL, a subsidiary of SSF, a non-profit registered under section 42 of the Companies Act, is a for-profit private limited company registered with SECP under section 16 of the Companies Act 2017.SMCPL is licensed to provide investment and financial services under the regulatory framework of Non-Banking Finance Companies.

**Operations** SMCPL operates at a provincial level with 58 branches in 13 Districts of the Sindh province, with over 589 employees. The Head office of the company is located in Hyderabad. The loan portfolio consists of a total of ten loan products mainly relating to the following segments; Enterprise, Livestock, Agriculture, SME, Personal, School Improvement, Islamic loan, and lending specifically to emergencies.

#### Ownership

**Ownership Structure** SMCPL is majority-owned by SSF, which holds 99.99% of the company's shares. The remaining ownership is split between two individual shareholders, Mr. Muhammad Suleman and Mr. Muhammad Ismail Kumbhar.

Stability SMCPL has a proper succession plan in place which is expected to remain, going forward.

Business Acumen The member's extensive experience in the microfinance industry, coupled with their diverse skill sets, positions them well to navigate the complexities of the market and steer the company toward sustainable growth and success.

Financial Strength The probability of the company getting financial support from members is adequate since it is registered as a for-profit organization and the members receive monetary benefits out of the company's profits.

#### Governance

Board Structure SMCPL's Board of Directors comprises six members, with four acting as independent directors to ensure objective oversight. The remaining two directors hold nominated positions.

Members' Profile The Board members bring considerable expertise to the sector, notably Mr. Fazal Noor, the Chairman, who boasts 25 years of invaluable experience in agricultural education and sustainable development.

**Board Effectiveness** During FY23, many meetings were held. Attendance recorded during the meetings was good. The Board has 4 sub-committees; Audit Committee, Credit & Risk Committee, Human Resource Committee, and the Social Performance Management Committee.

**Transparency** Yousuf Adil Chartered Accountants (Category A as per SBP Panel) are the External Auditors of the company. They expressed an unqualified opinion on the financial statements for the year ended June'23. An internal audit department is in place, which reports to the Audit Committee.

## Management

**Organizational Structure** SMCPL's operations are divided into nine departments, all reporting directly to the Managing Director, Mr. Syed Sajjad Ali Shah. The Internal Audit department is an exception, as it reports directly to the Audit Committee for independent oversight.

Management Team SMCPL boasts a diverse management team with a strong blend of experience and skills. At the helm, CEO Mr. Muhammad Suleman brings a wealth of knowledge, leveraging his 37 years of experience across various fields since joining the Foundation in 2014. The remaining members of the management team are similarly well-qualified, possessing a well-rounded skillset that complements Mr. Suleman's leadership.

Effectiveness The company has a systematic decision-making process. A management committee, having various functions, is in place. It is chaired by the MD and comprises all department heads.

MIS The MIS is integrated with all systems like Human Resource Management Systems, Financial Information Systems, and E-Appraisal. It provides effective information in order to aid quick decision-making and planning.

**Risk Management Framework** A proper risk management policy to manage operational and credit risk is in place. A loan approval process is embedded with respective approval limits enjoyed by each approving authority i.e., Branch Manager, Area Manager, Manager Operations, and Credit Committee.

Technology Infrastructure SMCPL is investing in its technological infrastructure to increase automation and efficiency in the departments.

# **Business Risk**

**Industry Dynamics** During 1QCY23, the microfinance industry which includes MFIs, MFBs & RSP in Pakistan has shown a growth of 3.7% from 4QCY22 to 1QCY23 in terms of Gross Loan Portfolio (GLP). The GLP stood at PKR 509.6bln during 1QCY23 (4QCY24: PKR 491.3bln). The GLP portfolio of MFI reached PKR 88.528bln with an active borrower base of 2.3mln as of 1QCY23. Currently, in Pakistan, there are 24 dedicated Microfinance institutions primarily operating which provide specialized microfinance services. The portfolio at risk (PAR) > 30 days of MFI has shown an improvement and reduced to 3.0% (4QCY22: 2.0%) mainly on the back of the recoveries in the flood-impacted portfolios. The hyperinflationary environment has also impacted the MFI sector which is evident by a PKR 1.7bln surge in disbursements (1QCY23: PKR 31.8bln; 4QCY22: PKR 30.1bln) and PKR 3,282 hike in average loan size (1QCY23: PKR 59,628, 4QCY22: PKR 56,346).

**Relative Position** SMCPL is a relatively small player in the Microfinance sector. Active borrowers in FY23 stood at 120,416 compared to 123,778 in FY22. As of End-FY23. Considering the market share of  $\sim$ 1% in terms of GLP of the whole industry, the foundation is considered as a relatively small player in the Microfinance sector. The company has developed a strong relationship with the borrowers.

**Revenue** During 6MFY24, the company earned a net markup income of ~PKR 349mln (FY23: ~PKR 442mln; FY22: ~PKR 571mln). The Company's business strategy emphasizes maintaining some investments in the form of term deposits and bank deposits. Notably, within the 6MFY24 period, about ~PKR 63mln of the net markup income was generated from investments like term deposits and bank deposits, reflecting a strategic emphasis on maintaining such investments.

**Profitability** During 6MFY24, the non-mark-up expenses were recorded at PKR 580mln (FY23:~PKKR 398mln; FY22:~PKR 342mln). The provisioning expense of PKR 8mln was written in 6MFY24 (FY23: ~PKR 75mln; FY22: ~PKR 7mln). The bottom line of the Institution recorded a substantial increase clocking in at PKR 157mln during 6MFY24 (FY23: nagative128mln; FY22: PKR 63mln).

Sustainability SMCPL's primary objective is to further strengthen its market position in the industry. To achieve the stated objective, the company is developing new finance products.

# Financial Risk

**Credit Risk** The company has set an authority matrix at the branch, area, region, and HO level, depending on the loan size. Further, a Credit Committee is in place as the apex body to approve the highest slab of loan size or conflicting issues. During 6MFY24, the GLP amounted to PKR 3.4bln (FY23:~PKR 3.7bln; FY22: ~PKR 3.6bln). The true infection ratio as of 6MFY24 was recorded at 4% (FY23: 6% ; FY22: 4%)

Market Risk The investment book of the company comprises Short Term Deposit Receipts (various banks) amounting to PKR 125mln as of 6MFY24 (FY23:~PKR 462mln; FY22: ~PKR 546mln).

Funding Total long-term borrowing of SMCPL as of 6MFY24 stood at PKR 3.9bln (FY23: ~PKR:4.5bln; FY22: ~PKR 4.2bln). Long-term borrowings comprise approximately 62% of the total debt as of FY23.

Cashflows & Coverages During FY23, SSF's current ratio stood at a robust 2.22, reflecting a strong liquidity position.

Capital Adequacy SECP has no minimum requirement for NBFI, unlike SBP which requires MFBs to maintain their CAR at 15%. Apart from any regulatory requirement to meet minimum ratios, the company has to satisfy the covenants of loans. The company must comply with those covenants. During 6MFY24, the total funds and reserves stood at PKR 776mln (FY23: PKR~618mln; FY22: ~PKR 923mln).

SAFCO Microfinance Company	Dec-23	Jun-23	PKR mln Jun-22	Jun-21
(Private) Limited	6M	12M	12M	12M
<u>·····································</u>				
A BALANCE SHEET				
1 Total Finances - net	3,440	3,744	3,674	2,463
2 Investments	125	462	546	274
3 Other Earning Assets	746	519	683	1,079
4 Non-Earning Assets	781	683	469	410
5 Non-Performing Finances-net	137	(23)	(1)	(35
Total Assets	5,229	5,386	5,371	4,191
6 Deposits	-	-	-	-
7 Borrowings	3,933	4,534	4,284	3,200
8 Other Liabilities (Non-Interest Bearing)	520	234	160	128
Total Liabilities	4,453	4,768	4,444	3,328
Equity	776	618	923	863
B INCOME STATEMENT				
1 Mark Up Earned	820	1,068	948	693
2 Mark Up Expensed	(471)	(627)	(376)	(254
3 Non Mark Up Income	7	84	(103)	53
Total Income	356	526	468	492
4 Non-Mark Up Expenses	(207)	(580)	(398)	(342
5 Provisions/Write offs/Reversals	8	(75)	(7)	(40
Pre-Tax Profit	157	(128)	63	111
6 Taxes	-	(0)	-	
Profit After Tax	157	(128)	63	111
C RATIO ANALYSIS				
1 Performance				
Portfolio Yield	40.1%	24.6%	26.7%	28.8%
Minimum Lending Rate	35.5%	32.8%	24.2%	25.8%
Operational Self Sufficiency (OSS)	122.9%	89.9%	102.4%	115.7%
Return on Equity	45.2%	-16.6%	7.1%	13.8%
Cost per Borrower Ratio	3,387.4	4,716.8	3,214.1	N/A
2 Capital Adequacy		·	·	
Net NPL/Equity	17.6%	-3.8%	-0.1%	-4.0%
Equity / Total Assets (D+E+F)	14.8%	11.5%	17.2%	20.6%
Tier I Capital / Risk Weighted Assets	N/A	N/A	N/A	N/A
Capital Adequacy Ratio	N/A	N/A	N/A	N/A
Capital Formation Rate [(Profit After Tax - Cash Dividend ) / Equity] 3 Funding & Liquidity	50.9%	-13.9%	7.3%	14.9%
Liquid Assets as a % of Deposits & Short term Borrowings	N/A	N/A	N/A	N/A
Demand Deposit Coverage Ratio	N/A	N/A	N/A	N/A
Liquid Assets/Top 20 Depositors	N/A	N/A	N/A N/A	N/A
Funding Diversification (Deposits/(Deposits+Borrowings+Grants))	0.0%	0.0%	0.0%	0.0%
Net Advances to Deposits Ratio	N/A	N/A	N/A	N/A
4 Credit Risk		14/5	19/3	14/17
Top 20 Advances / Advances	0.5%	0.5%	0.4%	0.2%
PAR 30 Ratio	3.8%	5.5%	4.4%	6.0%
Write Off Ratio	0.0%	0.0%	0.0%	0.0%
True Infection Ratio	3.8%	5.5%	4.4%	6.0%
	0.070	110.7%	100.8%	122.2%



# Non-Banking Finance Companies Rating Criteria

Scale

Short-term Rating Definition The highest capacity for timely repayment. A strong capacity for timely repayment. A satisfactory capacity for timely repayment. This may be susceptible to adverse changes in business, economic, or financial conditions. An adequate capacity for timely repayment. Such capacity is susceptible to adverse changes in business, economic, or financial The capacity for timely repayment is more susceptible to adverse changes in business, economic, or financial conditions. Liquidity may not be sufficient. Short-term Rating

A1+

AAA AA+ AA AA-A+ Α A٠ BBB+ **BBB** BBB-BB+ BB BB-B+ в Bссс CC

A1

A2

A3

A4

#### Credit Rating

Credit rating reflects forward-looking opinion on credit worthiness of underlying entity or instrument; more specifically it covers relative ability to honor financial obligations. The primary factor being captured on the rating scale is relative likelihood of default.

	Long-term Rating		
cale	Definition		
AAA	Highest credit quality. Lowest expectation of credit risk. Indicate exceptionally st capacity for timely payment of financial commitments		
<b>A</b> +			
A	Very high credit quality. Very low expectation of credit risk. Indicate very strong capacity for timely payment of financial commitments. This capacity is not significantly vulnerable to foreseeable events.		
AA-			
A+			
A	High credit quality. Low expectation of credit risk. The capacity for timely payment of financial commitments is considered strong. This capacity may, nevertheless, be vulnerable to changes in circumstances or in economic conditions.		
<b>A-</b>			
BB+			
BBB	Good credit quality. Currently a low expectation of credit risk. The capacity for timely payment of financial commitments is considered adequate, but adverse changes in circumstances and in economic conditions are more likely to impair this capacity.		
BBB-			
<b>B</b> +	Moderate risk. Possibility of credit risk developing. There is a possibility of credit risk		
BB	developing, particularly as a result of adverse economic or business changes over time; however, business or financial alternatives may be available to allow financial commitments to be met.		
BB-			
B+	TT-1		
B	High credit risk. A limited margin of safety remains against credit risk. Financial commitments are currently being met; however, capacity for continued payment is contingent upon a sustained, favorable business and economic environment.		
B-			
CC	Very high credit risk. Substantial credit risk "CCC" Default is a real possibility.		
CC	Capacity for meeting financial commitments is solely reliant upon sustained, favorable business or economic developments. "CC" Rating indicates that default of some kind appears probable. "C" Ratings signal imminent default.		
С	appears probable. C Ratings signal infinitent defauit.		
D	Obligations are currently in default.		

\*The correlation shown is indicative and, in certain cases, may not hold.

Outlook (Stable, Positive,	Rating Watch Alerts to the	Suspension It is not	Withdrawn A rating is	Harmonization A
Negative, Developing) Indicates	possibility of a rating change	possible to update an	withdrawn on a)	change in rating due to
the potential and direction of a	subsequent to, or, in	opinion due to lack	termination of rating	revision in applicable
rating over the intermediate term in	anticipation of some material	of requisite	mandate, b) the debt	methodology or
response to trends in economic	identifiable event with	information. Opinion	instrument is	underlying scale.
and/or fundamental	indeterminable rating	should be resumed in	redeemed, c) the rating	
business/financial conditions. It is	implications. But it does not	foreseeable future.	remains suspended for	
not necessarily a precursor to a	mean that a rating change is	However, if this	six months, d) the	
rating change. 'Stable' outlook	inevitable. A watch should be	does not happen	entity/issuer defaults.,	
means a rating is not likely to	resolved within foreseeable	within six (6)	or/and e) PACRA finds	
change. 'Positive' means it may be	future, but may continue if	months, the rating	it impractical to surveill	
raised. 'Negative' means it may be	underlying circumstances are	should be considered	the opinion due to lack	
lowered. Where the trends have	not settled. Rating watch may	withdrawn.	of requisite	
conflicting elements, the outlook	accompany rating outlook of		information.	
may be described as 'Developing'.	the respective opinion.			

**Surveillance.** Surveillance on a publicly disseminated rating opinion is carried out on an ongoing basis till it is formally suspended or withdrawn. A comprehensive surveillance of rating opinion is carried out at least once every six months. However, a rating opinion may be reviewed in the intervening period if it is necessitated by any material happening.

Note. This scale is applicable to the following methodology(s): a)	Broker E
--	----------

- a) Broker Entity Ratingb) Corporate Rating
  - c) Debt Instrument Ratingd) Financial Institution Rating
- e) Holding Company Rating
- f) Independent Power Producer Ratingg) Microfinance Institution Rating
- h) Non-Banking Finance Companies Rating

**Disclaimer:** PACRA has used due care in preparation of this document. Our information has been obtained from sources we consider to be reliable but its accuracy or completeness is not guaranteed. PACRA shall owe no liability whatsoever to any loss or damage caused by or resulting from any error in such information. Contents of PACRA documents may be used, with due care and in the right context, with credit to PACRA. Our reports and ratings constitute opinions, not recommendations to buy or to sell.

# **Rating Team Statements**

(1) Rating is just an opinion about the creditworthiness of the entity and does not constitute recommendation to buy, hold or sell any security of the entity rated or to buy, hold or sell the security rated, as the case may be | Chapter III; 14-3-(x)

# 2) Conflict of Interest

i. The Rating Team or any of their family members have no interest in this rating | Chapter III; 12-2-(j)

ii. PACRA, the analysts involved in the rating process and members of its rating committee, and their family members, do not have any conflict of interest relating to the rating done by them | Chapter III; 12-2-(e) & (k)

iii. The analyst is not a substantial shareholder of the customer being rated by PACRA [Annexure F; d-(ii)] Explanation: for the purpose of above clause, the term "family members" shall include only those family members who are dependent on the analyst and members of the rating committee

## Restrictions

(3) No director, officer or employee of PACRA communicates the information, acquired by him for use for rating purposes, to any other person except where required under law to do so. | Chapter III; 10-(5)

(4) PACRA does not disclose or discuss with outside parties or make improper use of the non-public information which has come to its knowledge during business relationship with the customer | Chapter III; 10-7-(d)

(5) PACRA does not make proposals or recommendations regarding the activities of rated entities that could impact a credit rating of entity subject to rating | Chapter III; 10-7-(k)

# **Conduct of Business**

(6) PACRA fulfills its obligations in a fair, efficient, transparent and ethical manner and renders high standards of services in performing its functions and obligations; | Chapter III; 11-A-(a)

(7) PACRA uses due care in preparation of this Rating Report. Our information has been obtained from sources we consider to be reliable but its accuracy or completeness is not guaranteed. PACRA does not, in every instance, independently verifies or validates information received in the rating process or in preparing this Rating Report | Clause 11-(A)(p).

(8) PACRA prohibits its employees and analysts from soliciting money, gifts or favors from anyone with whom PACRA conducts business | Chapter III; 11-A-(q)

(9) PACRA ensures before commencement of the rating process that an analyst or employee has not had a recent employment or other significant business or personal relationship with the rated entity that may cause or may be perceived as causing a conflict of interest; | Chapter III; 11-A-(r) (10) PACRA maintains principal of integrity in seeking rating business | Chapter III; 11-A-(u)

(11) PACRA promptly investigates, in the event of a misconduct or a breach of the policies, procedures and controls, and takes appropriate steps to rectify any weaknesses to prevent any recurrence along with suitable punitive action against the responsible employee(s) | Chapter III; 11-B-(m)

# Independence & Conflict of interest

(12) PACRA receives compensation from the entity being rated or any third party for the rating services it offers. The receipt of this compensation has no influence on PACRA's opinions or other analytical processes. In all instances, PACRA is committed to preserving the objectivity, integrity and independence of its ratings. Our relationship is governed by two distinct mandates i) rating mandate - signed with the entity being rated or issuer of the debt instrument, and fee mandate - signed with the payer, which can be different from the entity

(13) PACRA does not provide consultancy/advisory services or other services to any of its customers or to any of its customers' associated companies and associated undertakings that is being rated or has been rated by it during the preceding three years unless it has adequate mechanism in place ensuring that provision of such services does not lead to a conflict of interest situation with its rating activities; | Chapter III; 12-2-(d)

(14) PACRA discloses that no shareholder directly or indirectly holding 10% or more of the share capital of PACRA also holds directly or indirectly 10% or more of the share capital of the entity which is subject to rating or the entity which issued the instrument subject to rating by PACRA; | Reference Chapter III; 12-2-(f)

(15) PACRA ensures that the rating assigned to an entity or instrument is not be affected by the existence of a business relationship between PACRA and the entity or any other party, or the non-existence of such a relationship | Chapter III; 12-2-(i)

(16) PACRA ensures that the analysts or any of their family members shall not buy or sell or engage in any transaction in any security which falls in the analyst's area of primary analytical responsibility. This clause shall, however, not be applicable on investment in securities through collective investment schemes. | Chapter III; 12-2-(1)

(17) PACRA has established policies and procedure governing investments and trading in securities by its employees and for monitoring the same to prevent insider trading, market manipulation or any other market abuse | Chapter III; 11-B-(g)

## Monitoring and review

(18) PACRA monitors all the outstanding ratings continuously and any potential change therein due to any event associated with the issuer, the security arrangement, the industry etc., is disseminated to the market, immediately and in effective manner, after appropriate consultation with the entity/issuer; | Chapter III | 17-(a)

(19) PACRA reviews all the outstanding ratings periodically, on annual basis; Provided that public dissemination of annual review and, in an instance of change in rating will be made; | Chapter III | 17-(b)

(20) PACRA initiates immediate review of the outstanding rating upon becoming aware of any information that may reasonably be expected to result in downgrading of the rating; | Chapter III | 17-(c)

(21) PACRA engages with the issuer and the debt securities trustee, to remain updated on all information pertaining to the rating of the

# entity/instrument;| Chapter III | 17-(d)

# **Probability of Default**

(22) PACRA's Rating Scale reflects the expectation of credit risk. The highest rating has the lowest relative likelihood of default (i.e., probability). PACRA's transition studies capture the historical performance behavior of a specific rating notch. Transition behavior of the assigned rating can be obtained from PACRA's Transition Study available at our website. (www.pacra.com). However, actual transition of rating may not follow the pattern observed in the past; | Chapter III | 14-3(f)(vii)

## **Proprietary Information**

(23) All information contained herein is considered proprietary by PACRA. Hence, none of the information in this document can be copied or, otherwise reproduced, stored or disseminated in whole or in part in any form or by any means whatsoever by any person without PACRA's prior written consent