

**IN THE
PUBLIC PROCUREMENT APPEALS AUTHORITY
APPEAL CASE NO. 19 OF 2017-18
BETWEEN
M/s SKOL BUILDING CONTRACTORS LIMITED APPELLANT
AND
TANZANIA ROADS AGENCYRESPONDENT**

WITHDRAW ORDER

CORAM

- | | |
|------------------------------|-------------------|
| 1. Mrs. Rosemary A. Lulabuka | - Ag. Chairperson |
| 2. Eng. Francis T.Marmo | - Member |
| 3. Mr. Louis Accaro | - Member |
| 4. Mr. Ole-Mbille Kissioki | -Secretary |

SECRETARIAT

- | | |
|---------------------------|------------------------|
| 1. Ms. Florida R. Mapunda | - Senior Legal Officer |
| 2. Ms. Violet S. Limilabo | - Legal Officer |
| 3. Mr. Hamisi O. Tika | - Legal Officer |

FOR THE APPELLANT

- | | |
|----------------------|---------------------------|
| 1. Mr. Peter Joseph | - Advocate |
| 2. Mr. Dennis Mrope | - Advocate |
| 3. Mr. Vincent Peter | - Chief Executive Officer |
| 4. Mr. David Francis | - Commercial Manager |

5. Mr. Andrew Msaki - Director of Engineering
6. Mr. Wenge Nabaku - Site Manager

FOR THE RESPONDENT

1. Mr. Lucas Shirira - Legal Counsel
2. Mr. Abednego Lyanga - Head of PMU
3. Ms. Bertha Nanyaro - Legal Intern

When the matter was called for hearing, the Learned Counsel for the Appellant informed the Appeals Authority that the subject matter of his Appeal is based on Respondent's letter dated 27th September 2017. The said letter informed the Appellant that his tenders would not be processed based on the directives of the Dar es salaam Regional Commissioner issued on 5th September 2017. However, on 28th November 2017, he received a letter from the Respondent informing him that they have withdrawn their former letter dated 27th September 2017. In view of the above, the Appellant observed that the subject matter of the dispute is no more in existence. He therefore prayed for withdrawal of the Appeal so lodged.

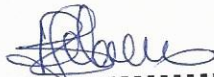
The Respondent on his part did not object the prayer.

Having heard both parties, the Appeals Authority granted the prayer as prayed with no order to cost since the withdrawal of the Appeal had been caused by the Respondent's letter dated 28th

November 2017, while the hearing of the Appeal was scheduled on 29th November 2017. It thus marked the matter withdrawn.

It is so ordered.

This order is delivered in the presence of the Appellant and the Respondent this 30th November 2017.



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ROSEMARY A. LULABUKA

Ag: CHAIRPERSON

MEMBERS:

1. ENG.F.T MARMO.....



2. MR. LOUIS ACCARO.....

