

**IN THE PUBLIC PROCUREMENT APPEALS AUTHORITY
AT DAR ES SALAAM
APPEAL CASE NO. 17 OF 2019-20**

BETWEEN

M/S GFS-GEBR HEINMANN.....APPELLANT

AND

TANZANIA AIRPORTS AUTHORITY.....RESPONDENT

CORAM

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| 1. Hon. Justice (rtd) Sauda Mjasiri | - Chairperson |
| 2. CPA. Fredrick Rumanyika | - Member |
| 3. Mr. Rhoben Nkori | - Member |
| 4. Ms. Florida Mapunda | - Ag. Secretary |

SECRETARIAT

- | | |
|------------------------|-----------------|
| 1. Ms. Violet Limilabo | - Legal Officer |
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FOR THE APPELLANT

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| 1. Mr. Abdon Rwegasira | - Advocate- Law Care Chamber |
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FOR THE RESPONDENT

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| 1. Ms. Pamela Mugarula | - Ag. Legal Secretary |
| 2. Mr. Josephat Msafiri | - Ag. Head Procurement
Management Unit |

ORDER

This Appeal was scheduled for hearing on 10th March 2020. The parties were duly notified to that effect. The counsel for the Appellant lodged a



Notice to withdraw the Appeal on 9th March 2020, on the ground that the Appellant is no longer interested in pursuing the Appeal, making reference to Rule 16 of the Public Procurement Appeals Rules GN No. 411 of 2014. The learned counsel for the Respondent did not object to the withdrawal but prayed for costs.

The Members of the Appeals Authority drew his attention to Rule 16(2) and (6) of the same Rule 16 read together with the Second Schedule to the Rules on the requirement of payment of withdrawal fees, to wit; one Million shillings (1,000,000.00). The learned counsel informed the Members of the Appeals Authority that he was aware of the said provisions and was ready to pay the said penalty. He effected payment through Control Number 995940000204 and was issued with Exchequer Receipt Number EC100549999270IP dated 10th March 2020.

Upon being satisfied, the Appeals Authority hereby grants the withdrawal request and mark the Appeal withdrawn.

It is so ordered. Given the circumstances; each party to bear its own costs.

Delivered this 10th day of March 2020.



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JUSTICE (rtd) SAUDA MJASIRI
CHAIRPERSON

MEMBERS:

1. MR. RHOBEN NKORI.....
2. CPA. FREDRICK RUMANYIKA