

REPUBLIC OF KENYA

PUBLIC PROCUREMENT ADMINISTRATIVE REVIEW BOARD

REVIEW NO. 15/2013 OF 26TH APRIL, 2013

BETWEEN

EPCO BUILDERS LTD.....APPLICANT

AND

**CATERING TOURISM DEVELOPMENT LEVY TRUSTEES
(CTDLT).....PROCURING ENTITY**

Review against the decision of Catering Tourism Development Levy Trustees, in the matter of Tender No. CTDLT/MW/a for Main Building Works of the proposed Ronald Ngala Utalii College in Kilifi County.

BOARD MEMBERS PRESENT

Mr. P.M. Gachoka	-	Chairman
Mr. Akich Okola	-	Member
Mrs. Loise G. Ruhiu	-	Member
Ms. Judith Guserwa	-	Member
Mr. Joshua Wambua	-	Member

IN ATTENDANCE

Mr. Nathan Soita	-	Secretariat
Ms. Judy Maina	-	Secretariat

PRESENT BY INVITATION

Applicant, Epco Builders Limited

Mr. Dickens M. Ouma - Advocate, Okwach & Co. Advocates

Procuring Entity, Catering Tourism Development Levy Trustees (CTDLT)

Mr. G. Kithi - Advocate, Kithi & Company Advocates

Mr. Allan Mzungu - Advocate, Kithi & Company Advocates

Ms. Nancy Siboe - Head of Legal Services,

Mr. Edward Kisali - Regional Manager, Coast

Mr. Gerald Omondi - Procurement Officer

Ms. Norah Mukuna - Procurement Assistant

THE REVIEW

The Request for Review was lodged by M/s Epco Builders Limited on 26th April, 2013 against the decision of the Tender Committee of Catering Tourism Development Levy Trustees in the matter of Tender No. CTDLT for Main Building Works for the proposed Ronald Ngala Utalii College in Kilifi County.

The Applicant was represented by Mr. Dickens M. Ouma, Advocate while the Procuring Entity was represented by Mr. G. Kithi, Advocate.

At the commencement of the hearing, the Board Chairman informed the parties that the Applicant had filed a Notice of Withdrawal of its Request for Review on 8th May, 2013 and had no intentions of pursuing

the matter. The Procuring Entity indicated that it had no objection to the withdrawal.

BOARD'S DECISION

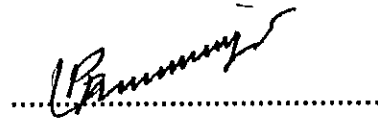
Having considered the Applicant's Notice of Withdrawal, the Board hereby marks the Request for Review withdrawn. Accordingly, the procurement process may proceed.

There are no orders as to costs.

Dated at Nairobi on this 16th day of May, 2013



**CHAIRMAN
PPARB**



**Ag. SECRETARY
PPARB**

