

REPUBLIC OF KENYA
PUBLIC PROCUREMENT ADMINISTRATIVE REVIEW BOARD

REVIEW NO. 36/2012 OF 17TH JULY, 2012

BETWEEN

**AFRICA INFRASTRUCTURE DEVELOPMENT
COMPANY.....APPLICANT**

AND

**INDEPENDENT ELECTORAL & BOUNDARIES
COMMISSIONPROCURING ENTITY**

Review against the decision of the Independent Electoral & Boundaries Commission in the matter of Tender No. IEBC 14/2011-2012 for Supply, Delivery, Installation, Configuration, Training, Testing and Commissioning of Electronic Voter Identification devices.

BOARD MEMBERS PRESENT

Mr. P.M. Gachoka	- Chairman
Ms.Natasha Mutai	- Member
Amb. Charles Amira	- Member
Ms. Judith Guserwa	- Member
Mr. Sospeter Kioko	- Member

IN ATTENDANCE

Mr. C.R. Amoth	- Secretary
Ms. Judy Maina	- Secretariat

PRESENT BY INVITATION

Applicant:- Africa Infrastructure Development Company

Mr. Geoffrey Oriaro	- Advocate, Oriaro & Company Advocates
Mr. N. Ogutu	- Manager
Dr. Shailesh Patel	- Chief Executive Officer
Mr. Dominic Omosa	- Representative

Procuring Entity:- Independent Electoral & Boundaries Commission

Mr. Anthony Lubulellah	- Advocate, Lubulellah & Associates
Mr. Mr. Wilfred Mutubwa	- Advocate, Lubulellah & Associates
Mr. J. Kutekha	- Clerk, Lubulellah & Associates
Mr.B.O.Nyachio	- Procurement Manager
Mr.Stephen Ekilen	- ICT Department

Interested Candidates,

Mr. Nicholas Kimula	-On-Track Innovation
Ms.Beatrice Ongwae	-Richardson & David

THE REVIEW

The Request for Review was lodged by M/s Africa Infrastructure Development Company on 17th July, 2012 against the decision of the Tender Committee of the Independent Electoral & Boundaries Commission in the matter of Tender No. IEBC 14/2011-2012 for Supply,

Delivery, Installation, Configuration, Training, Testing and Commissioning of Electronic Voter Identification devices.

The Applicant was represented by Mr. Geoffrey Oriaro, Advocate while the Procuring Entity was represented by Mr. Anthony Lubulellah, Advocate. The Interested Candidates present were M/s Richardson & David represented by Ms. Beatrice Ongwae and On-Track Innovations represented by Mr. Nicholas Kimula.

At the commencement of the hearing, Africa Infrastructure Development Company's Lawyer Mr. Geoffrey Oriaro requested for withdrawal of its Request for Review filed on 17th July, 2012 stating that the Applicant had no intentions of pursuing the matter. The Procuring Entity had no objection to the withdrawal.

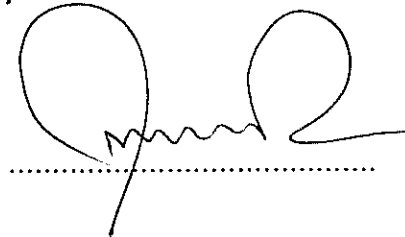
BOARD'S DECISION

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

Dated at Nairobi on this 9th day of August, 2012



**CHAIRMAN
PPARB**



**SECRETARY
PPARB**

