

**REPUBLIC OF KENYA**

**PUBLIC PROCUREMENT ADMINISTRATIVE REVIEW BOARD**

**REVIEW NO. 26/2017 OF 10<sup>TH</sup> MARCH, 2017**

**BETWEEN**

**BAKSHU GENERAL COMPANY**

**LIMITED.....APPLICANT**

**AND**

**KENYA MEDICAL SUPPLIES**

**AUTHORITY .....PROCURING ENTITY**

Review against the decision of Kenya Medical Supplies Authority, in the matter of Tender No. GF ATM MAL NFM-16/17-OIT-002 for Supply and Delivery of Long Lasting Insecticidal Nets (LLINS).

**BOARD MEMBERS PRESENT**

Mr. Paul Gicheru	-	Chairman
Mr. Hussein Were	-	Member
Mr. Nelson Orgut	-	Member
Mrs. Rosemary Gituma	-	Member

**IN ATTENDANCE**

Mr. Philemon Kiprop	-	Secretariat
Ms. Everlyne Abuga	-	Secretariat

**PRESENT BY INVITATION**

- Paddy Cheloti - Advocate for the Applicant
- Kenneth Akide - Advocate for the Procuring Entity
- George Kamau - Advocate for Interested Party M/s Tana Netting  
FZ LLC

**NOTICE OF WITHDRAWAL**

The Applicant through its counsel Mr. Cheloti made an oral application to withdraw the request for review. Both Mr. Akide and Mr. Kamau, learned counsels for the Procuring Entity and the Successful Bidder had no objection to the oral application but prayed for costs.

**BOARD'S ORDERS**

Upon hearing the Applicants oral request for the withdrawal of the request for review dated 10<sup>th</sup> March, 2017 and there being no objection by counsel for the procuring entity and counsel for the successful bidder, the Applicant's request for review is marked as withdrawn with no order as to costs and the stay order issued by the Board on 10<sup>th</sup> March, 2017 is also lifted. The procuring entity is therefore at liberty to proceed with the procurement process herein.

**Dated at Nairobi on this 29<sup>th</sup> day of March, 2017**

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**CHAIRMAN  
PPARB**

  
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**SECRETARY  
PPARB**