

**THE UNITED REPUBLIC OF TANZANIA**



**IN THE FAIR COMPETITION TRIBUNAL OF TANZANIA  
AT DAR ES SALAAM**

**APPEAL NO. 16 OF 2022**

**BETWEEN**

**INTRA ENERGY (TANZANIA) LIMITED.....1<sup>ST</sup> APPELLANT  
INTRA ENERGY CORPORATION LIMITED ..... 2<sup>ND</sup> APPELLANT**

**AND**

**FAIR COMPETITION COMMISSION ..... 1<sup>ST</sup> RESPONDENT  
NATIONAL DEVELOPMENT CORPORATION .....2<sup>ND</sup> RESPONDENT**

(Notice pursuant to Rule 16 of the Fair Competition Tribunal Rules, 2012)

**TAKE NOTICE THAT** an appeal has been lodged in the Tribunal against the whole decision of the Fair Competition Commission (FCC) dated 27<sup>th</sup> June, 2022 approving merger application in which National Development Corporation acquire 70 percent of the issued share capital in TANCOAL Tanzania Limited in the matter of Merger Application No. CBC.127/359/06A of 2022.

The appeal is based on the grounds that, among others, FCC erred in law and fact by determining a merger notification which was objected by one of the merging parties and making an order outside of the bounds of Tanzanian competition law. Thus, the Appellant prays for orders confirming that FCC acted outside its jurisdiction and quashing and setting aside the decision approving the merger.

**BY THIS PUBLIC NOTICE** any person who considers that he has sufficient interest may apply to intervene in the proceedings within seven days of the first publication of this notice to the Fair Competition Tribunal, 2<sup>nd</sup> Floor, Ministry of Higher Education, Science and Technology Building, Jamhuri Street, Dar Es Salaam.

**GIVEN UNDER MY HAND AND SEAL** of the Tribunal this 11<sup>th</sup> October, 2022.

**REGISTRAR**