

7/11

SECRET

**THE UNITED REPUBLIC OF TANZANIA
MINISTRY OF ENERGY AND MINERALS**

Telephone: +255 22 2117156-9
Fax No.: +255 22 2111749
E-mail: ps@mem.go.tz



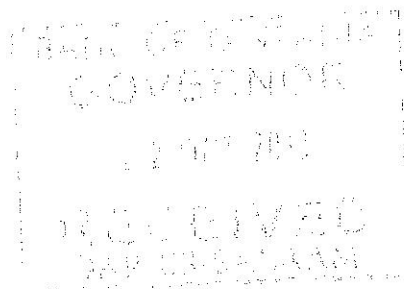
754/33 SAMORA AVENUE
P.O Box 2000,
DAR ES SALAAM.

In reply please quote:

Ref. No. SAB.88/417/01/5

21th October, 2013

Prof. Beno Ndulu,
The Governor,
Bank of Tanzania,
P.O. BOX 2939,
DAR ES SALAAM



Re: RELEASE OF FUNDS IN TEGETA ESCROW ACCOUNT

Reference is made to the Attorney General's letter with ref. AGC/E.80/6/65 dated 2nd October, 2013 to the Permanent Secretary, Ministry of Finance which we also received a copy (Attachment).

In the said letter, The Attorney General emphasized the importance of implementing the High Court decision without delay, including ending the dispute over funds in the escrow account.

The Government through the Ministry of Energy and Minerals and Independent Power Tanzania Limited (IPTL) entered into an Escrow Agreement dated 5th July 2006 in accordance with the Power Purchase Agreement (PPA) for safe deposit of disputed amount under PPA.

Pursuant to Clause 7.7 of Tegeta Escrow Agreement, the parties to the Escrow Agreement have mutually agreed to transfer all the money deposited in the Tegata escrow account in both United States Dollars and Tanzanian Shillings to IPTL.

By this letter, I am requesting you as an Escrow Agent to transfer the money in the Tegeta Escrow Account to IPTL in accordance with the Agreement for the Delivery of Funds to IPTL between Ministry of Energy and Minerals and IPTL dated 21st October, 2013 which a copy is hereby attached.

Thanks you for your cooperation



E.C Maswi
PERMANENT SECRETARY

Copies:

Amb. Ombeni Y. Sefue,
The Chief Secretary,
The State House,
P.O Box 9120,
DAR ES SALAAM

Hon. Judge Fredirick M. Werema
The Attorney General,
Attorney General's Chamber,
P.O Box 9050,
DAR ES SALAAM

Dr. S. Likwelile
The Permanent Secretary
Ministry of Finance,
P.O Box 9111,
DAR ES SALAAM