

THE REPUBLIC OF UGANDA

IN THE COURT OF APPEAL OF UGANDA AT KAMPALA
(Coram: Egonda – Ntende, Mugenyi & Kihika, JJA)

CIVIL MISC APPLICATION NO. 1104 OF 2023

ARISING FROM CIVIL APPEAL NO. 1190 OF 2023

(Arising out of High Court Misc. Cause No. 58 of 2021)

BETWEEN

INDUSTRIAL DEVELOPMENT CORPORATION
OF SOUTH AFRICA LTD.....APPLICANT

AND

AYA INVESTMENTS (U) LIMITED.....RESPONDENT

RULING OF THE COURT

[1] This is an application brought under the provisions of Rules 82, 43(1) & (2) and 44(1) of the Court of Appeal Rules by **Industrial Development Corporation of South Africa Ltd** (“the Applicant”) for orders that;

1. Court of Appeal Civil Appeal No. 1190 of 2023 be struck out as there is no right of appeal conferred by the Arbitration and Conciliation Act, Cap 4 or any other statute against a ruling in a Section 34 application in the High Court granting or refusing to set aside an Arbitral Award and accordingly no appeal lies, and
2. The Applicant be awarded costs of this application.