



[2019] ECT 4  
**ECT/APP/017/2019**  
*On appeal from: Decision of the  
National Communications Authority*

## **RULING**

**XYZ Broadcasting Limited  
(Appellant)**

**v**

**National Communications  
Authority (Respondent)**

before

**Kissi Agyebeng, Chairman  
Nania Owusu-Ankomah Sackey, Member  
Dr. Ezer Osei Yeboah-Boateng, Member**

**10 October 2019**

***Appellant***

Dr Abdul Baasit Aziz Bamba Esq.  
(Absent at the hearing)

***Respondent***

Gary Nimako Marfo Esq.

**KISSI AGYEBENG: (presiding)**

- 1 The appellant operates a radio station – Radio XYZ, broadcasting on 93.1 MHz out of the nation’s capital. It instituted the present appeal against a decision of the respondent.
- 2 There is no need to open up the decision of the respondent that prompted the appeal because the appellant filed a motion to discontinue the appeal on 2 August 2019, while the Tribunal was on recess.
- 3 The appellant did not appear before us to move its motion probably because it thought, naturally, that it would be granted as a matter of course without much wrangling. We opened up and considered the application nevertheless because we have all we need on record to come to a decision. The respondent has indicated before us that it does not oppose the application.
- 4 The appellant gave several reasons backing its application in an affidavit. We gave them no thought because we have no interest in what has prompted it to take this course. Indeed, we should have no such interest as the invitation to probe serves absolutely no purpose.
- 5 The motion for leave to discontinue the appeal is granted. The appeal is accordingly struck out as withdrawn.
- 6 We make no order as to costs.

**SGN:** Kissi Agyebeng (Chairman)

**SGN:** Nania Owusu-Ankomah Sackey (Member)

**SGN:** Dr. Ezer Osei Yeboah-Boateng (Member)