



REPUBLIC OF KENYA

IN THE INDUSTRIAL COURT OF KENYA

AT NAIROBI

(Before Charles P. Channumba, J)

CAUSE NO. 12 OF 2011

KENYA UNION OF DOMESTIC, HOTELS,

EDUCATIONAL INSTITUTIONS, HOSPITALS & ALLIED WORKERS.....Complainant

v.

THE AGA KHAN HOSPITAL ..... Respondents.

Issues in Dispute:

"Redundancy of 38 (thirty eight) security staff."

S.N. Meent for the Claimants (hereinafter called the Union)

L.W. Karubi, Principal Executive Officer, F.A.S., for the Respondents (hereinafter called the Hospital)

AWARD BY COURT:

In exercise of the powers vested in him by Section 8 of the Trade Disputes Act, Cap 224, Laws of Kenya (which is hereinafter referred to as the Act), the Minister for Labour referred the dispute to the Court on 17<sup>th</sup> April, 2003 for consideration and determination; and his reference, together with the statutory certificates from the Labour Commissioner and the Minister issued under Section 14(5)(a) and (f) of the Act, were received by the Court on 22<sup>nd</sup> April, 2003. The Union submitted its memorandum on 0<sup>th</sup> June, 2003, and the Hospital filed its reply statement on 14<sup>th</sup> July, 2003. The matter was subsequently adjourned on a couple of occasions to give the parties an opportunity to explore the possibility of an amicable settlement out of Court.

This morning, the parties informed the court that the case has been settled amicably, and in support thereof they presented or filed the attached payment schedule of 38 security staff and prayed that an award by consent be entered.

I have carefully perused through the said payment schedule, and in my humble view, the terms of the settlement are fair and reasonable in the circumstances, I enter an award by consent as prayed for by the parties and close the file.

DATED and given at Nairobi this 10<sup>th</sup> day of June, 2004.

Charles P. Chemwani.

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