

REPUBLIC OF KENYA
IN THE EMPLOYMENT & LABOUR RELATIONS COURT

AT MOMBASA

CAUSE NUMBER 552 OF 2015

BETWEEN

KENYA GLASS WORKERS UNION.....
CLAIMANT

VERSUS

MILLY GLASS WORKS LIMITED.....
RESPONDENT

KENYA CHEMICAL & ALLIED WORKERS UNION.....INTERESETED
PARTY

RULING

The Dispute involves recognition of the 2 Trade Unions, Kenya Glass Workers Union and Kenya Chemical & Allied Workers Union, by the Employer Milly Glass Works Limited.

The first Union seeks to be recognized by the Respondent Company. The second Union claims it already has a recognition agreement with the Respondent Company.

A recognition dispute cannot be determined on an interlocutory application. Secondly, the second Union is a necessary Party to the dispute, based on its Claim to already have a recognition agreement with the Respondent. **IT IS THEREFORE ORDERED:-**

1. ***The Kenya Chemical & Allied Workers Union is added to the Claim as an interested Party.***
2. ***The Claim be served upon the Respondent and the Interested Party.***
3. ***The Respondent to file its Statement of Response, and the Interested Party to file its Memorandum of Interest, within 14 days of service.***
4. ***Thereafter the Parties to fix the matter for mention with a view to setting a hearing date for the main dispute.***

Dated and delivered at Mombasa this 11th day of August 2015

James Rika

Judge