

(2) Mr. Mogere (C/O Kariakoo)

PS Ernest

8/9/21

THE CLERK OF THE SENATE
PARLIAMENT BUILDINGS
P.O. BOX 41842-00100
NAIROBI

Email: senatepetition@parliament.go.ke



(1) DLPS

Please process
8/9/21

**REF: PETITION TO THE SENATE CONCERNING UNFAIR DISMISSAL AND
LACK OF COMPENSATION BY BROADWAYS BAKERY LIMITED**

I the undersigned Daniel Matendechere a Kenyan citizen and resident of Kakamega county within the republic of Kenya, ID.No. 24519785 hereby bring the following petition to the Senate:

1. That on Thursday April 2018 at 15.00p.m while on duty, I was legally riding as a passenger in the company motor vehicle registration number KCL 989S. I was involved in a road accident along Sagana Nyeri Highway in Makutano area.
2. The accident left me with severe injuries that included blood loss as well as bone loss on the upper part of my leg.
3. That upon public intervention, I was rushed to Kerugoya County Hospital where I was admitted for 4 days. At this facility, I underwent a surgical toilet procedure of large wounds. I was then transferred to Thika Level 5 hospital on 30th April 2018 for treatment where I was again admitted for 4 days. It is now from here that my employer Broadways Bakery of contact broadway@africaonline.co.ke / 0720 504 309/ P.O BOX 25-01000 Thika requested that I be transferred to Naindu Hospital on 4th May 2018 where my wound was later grafted with skin harvested from abdominal region. I was admitted in the said hospital for 3 months and later discharged on 14th August 2018 but I continued going for checkups for 3 weeks.
4. That on December 29th 2018 my health deteriorated and I went to Kijabe AIC Mission Hospital where upon examination the doctor recommended amputation of my leg below the knee. Thereafter, I went for periodic checkups at the medical facility for 6 months.
5. The accident left me with a physical disability that affected my mobility.

Ms. Kavinda
Please review and
facilitate. Note
that this is under
C.O. 228.
S. Chaniya
8/9/2021

(3) Mr. Chaniya
Please process
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08.09.21

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6. This required that I use an artificial leg with the help of my family and friends. I was able to raise the funds but my employer did not give any support.
7. That on 1st October 2019 my employer broadways company re-employed me from transport section to wrapping section which to me with a freshly amputated and artificial leg was meant to enhance un conducive environment for me to work since the section involve a lot of standing that inflected a lot of pain on me. The change of section was done in bad faith while at the section, I was falsely accused of negligence of duty and served with a letter dated 5th October 2020 from BIMAL SHAH Company's director.
8. That on 16th November 2020 I received a notice of termination of which after 14 days I was sacked on 30th November 2020 without compensation.
9. That upon my dismissal I tirelessly made an effort to seek justice but the management was not yielding towards the same. This effort include;
 - i) After my termination from job I engaged the national council of persons with disability of which they wrote to the company 2 letters with the following reference demanding why they had terminated my service without compensation
 - (a) On 11th December 2020 termination of employment for Daniel Matendechere aura of NCPWD/P/527368
 - (b) On 19th January 2021 reminder from NCPWD/P/527368 the effort by the disability council to the company was futile and never gave fruits. Now jobless I could no longer manage to afford lawyers and therefore any attempt of this case in any court has never been mentioned or heard in any court in Kenya.
 - (c) My humble submission to my employer and even willing to work was a sign of my co-operation to the company management for them to consider my compensation; however to my rude shock the company director Mr. Bimal Shah dismissed my quest with a ridicule I quote "Enda kule nje niko na pesa tutakutania huko". What else could I do a helpless poor Kenyan now with permanent disability and without job?
10. That I have made the best effort to have this matter addressed by the relevant authority of which all have proved unsuccessful.
11. That none of this issue in this petition pending in any court of law.

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Wherefore your humble petitioner prays that the senate:





- (i) By your able power and wisdom to compel Broadways Bakery my lifetime disability that I incurred while inline of duty since I am now incapacitated
- (ii) To compel Broadways Bakery Company to compensate me on unlawful termination my job since it was my livelihood and had many dependents.

Petition to the senate by: Daniel Matendechere

Concerning: Unfair dismissal and lack of compensation

Sign.....

Dated.....8th.....day SEPTEMBER.....2021

NO.	NAME	ID	CONTACTS	SIGNATURE
1.	Daniel Matendechere	24519785	0716 588 659	
2.	Harriosh Musonye	24043866	0726 477 475	
3.	Rev. Kitazi Erick	23324829	0708 678 465	
4.	Rev. John Lugongo	5632273	0713 446 987	

Counter signed by:

Senator: DR. Gertrude Musuruve Inimah

Senator for PwDs (Nominated)

County: Kakamega

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