



National Minimum Wage Act 1998

1998 CHAPTER 39

Supplementary

55 Interpretation.

- (1) In this Act, unless the context otherwise requires,—
- “civil proceedings” means proceedings before an employment tribunal or civil proceedings before any other court;
 - “enforcement notice” shall be construed in accordance with section 19 above;
 - “government department” includes a Northern Ireland department, except in section 52(a) above;
 - “industrial tribunal” means a tribunal established under Article 3 of the ^{M1}Industrial Tribunals (Northern Ireland) Order 1996;
 - “notice” means notice in writing;
 - “pay reference period” shall be construed in accordance with section 1(4) above;
 - “penalty notice” shall be construed in accordance with section 21 above;
 - “person who qualifies for the national minimum wage” shall be construed in accordance with section 1(2) above; and related expressions shall be construed accordingly;
 - “prescribe” means prescribe by regulations;
 - “regulations” means regulations made by the Secretary of State, except in the case of regulations under section 47(2) or (4) above made [^{F1}by the Secretary of State and the Minister of Agriculture, Fisheries and Food acting jointly or] by the Department of Agriculture for Northern Ireland.
- (2) Any reference in this Act to a person being remunerated for a pay reference period is a reference to the person being remunerated by his employer in respect of his work in that pay reference period.
- (3) Any reference in this Act to doing work includes a reference to performing services; and “work” and other related expressions shall be construed accordingly.

Changes to legislation: There are currently no known outstanding effects for the National Minimum Wage Act 1998, Section 55. (See end of Document for details)

- (4) For the purposes of this Act, a person ceases to be of compulsory school age in Scotland when he ceases to be of school age in accordance with sections 31 and 33 of the ^{M2}Education (Scotland) Act 1980.
- (5) Any reference in this Act to a person ceasing to be of compulsory school age shall, in relation to Northern Ireland, be construed in accordance with Article 46 of the ^{M3}Education and Libraries (Northern Ireland) Order 1986.
- (6) Any reference in this Act to an employment tribunal shall, in relation to Northern Ireland, be construed as a reference to an industrial tribunal.

Textual Amendments

- F1** Words in s. 55(1) repealed (1.10.2013 for E.) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#), s. 103(3), **Sch. 20 para. 2**; S.I. 2013/1455, art. 3(b), **Sch. 2** (with art. 4(2)(4)) (as amended (7.9.2013) by S.I. 2013/2271, art. 2)
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Marginal Citations

- M1** S.I. 1996/1921 (N.I.18).
M2 1980 c. 44.
M3 S.I. 1986/755 (N.I.2).

Changes to legislation:

There are currently no known outstanding effects for the National Minimum Wage Act 1998, Section 55.