

Statutory Document No. 2002/0620



Minimum Wage Act 2001

MINIMUM WAGE COMMITTEE REGULATIONS 2002¹

Approved by Tynwald: 15th October 2002
Coming into Operation: 1st November 2002

In exercise of the powers conferred on the Department of Trade and Industry by section 2(5) of the Minimum Wage Act 2001¹, and of all other enabling powers, the following Regulations are hereby made: —

1 Citation, commencement and interpretation

- (1) These Regulations may be cited as the Minimum Wage Committee Regulations 2002 and, subject to section 45 of the Act, shall come into operation on the 1st November 2002.
- (2) In these Regulations —
“**the Act**” means the Minimum Wage Act 2001;
“**the Committee**” means the Minimum Wage Committee.

2 Tenure of office

- (1) A member of the Committee shall go out of office —
 - (a) on the expiration of 3 years beginning with the date on which he was appointed; and
 - (b) if he becomes a member of the Council, the Keys, a Statutory Board or a local authority.
- (2) The Department may at any time by notice in writing to a member of the Committee remove him from office.
- (3) A member of the Committee may at any time resign on giving the Department notice in writing of his intention to do so.
- (4) A retiring member of the Committee shall be eligible to be re-appointed if he is otherwise qualified.

¹ 2001 c.25

- (5) Where a member of the Committee goes out of office under paragraph (1) he shall continue to be a member of the Committee for all purposes (except that of filling the vacancy) until his successor is appointed.

3 Vice-chairman

The Committee shall elect one of its number to be vice-chairman —

- (a) at its first meeting; and
- (b) whenever the office of vice-chairman is vacant.

4 Meetings of the Committee

- (1) The Committee shall hold meetings for the transaction of business at such times as may be necessary for the proper exercise of its functions.
- (2) A meeting of the Committee may be called at any time by the chairman.
- (3) If the chairman —
 - (a) refuses to call a meeting of a Committee on a request in writing for that purpose, signed by at least 2 members of the committee, or
 - (b) without so refusing, does not call a meeting within 7 days after the request,any 2 members of the Committee, on that refusal or on the expiration of those 7 days, as the case may be, may forthwith call a meeting of the Committee.
- (4) No business shall be transacted at any meeting unless a quorum of members is present.
- (5) The quorum necessary for the transaction of business by the Committee shall be 3 members, provided that at least one of the members referred to in section 2(3)(b)(i) and one of the members referred to in section 2(3)(b)(ii) of the Act are present.
- (6) The chairman or, in his absence, the vice-chairman shall preside at every meeting of the Committee.
- (7) Every question at a meeting shall be decided by a majority of the votes of the members present and voting on that question, and in the case of an equality of votes the person presiding at the meeting shall have a second or casting vote.
- (8) Minutes of every meeting of the Committee shall be kept, and shall be signed at the same or next following meeting of the Committee by the person presiding at it.
- (9) The names of the members present at every meeting shall be recorded in the minutes.
- (10) A member shall be entitled to have his vote on any question recorded in the minutes.

5 Standing orders

Subject to the provisions of these Regulations, the Committee may make standing orders with respect to the summoning, notice, place, management and adjournment of its meetings, and generally with respect to the transaction and management of its business.

6 Matters to be considered by the Committee

In making recommendations under section 2(1) of the Act the Committee shall have regard in particular to —

- (a) the wider social and economic implications of any minimum wage to be prescribed under section 1(3) of the Act;
- (b) its likely effect on —
 - (i) employment, especially amongst disadvantaged groups;
 - (ii) inflation;
 - (iii) its impact on the costs and competitiveness of businesses;
 - (iv) the costs of industry and public authorities in the Island;
- (c) its impact on pay, employment, and competitiveness in low-paying sectors and small businesses;
- (d) its effect on different groups of workers;
- (e) the effect on pay structures;
- (f) the interaction between minimum wage rates and the tax and benefit systems.

7 Supply of minutes to Department

The Committee shall furnish the Department with a copy of the minutes of every meeting of the Committee.

MADE 6 SEPTEMBER 2002

ENDNOTES

Table of Endnote References

¹ The format of this legislation has been changed as provided for under section 75 of, and paragraph 2 of Schedule 1 to, the Legislation Act 2015. The changes have been approved by the Attorney General after consultation with the Clerk of Tynwald as required by section 76 of the Legislation Act 2015.