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WELSH STATUTORY INSTRUMENTS

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**2018 No. 433**

The Agricultural Wages (Wales) Order 2018

PART 5

Entitlement to time off

**Recovery of holiday pay**

**38.**—(1) If an agricultural worker's employment terminates before the end of the annual leave year and the agricultural worker has taken more annual leave than they were entitled to under the provisions of this Order or otherwise, their employer is entitled to recover the amount of holiday pay which has been paid to the agricultural worker in respect of annual leave taken in excess of their entitlement.

(2) Where under paragraph (1) an employer is entitled to recover holiday pay from an agricultural worker, the employer may do so by means of a deduction from the final payment of wages to the agricultural worker.