



National Minimum Wage Act 1998

1998 CHAPTER 39

Regulations relating to the national minimum wage

3 Exclusion of, and modifications for, certain classes of person

- (1) This section applies to persons who have not attained the age of 26.
- (2) The Secretary of State may by regulations make provision in relation to any of the persons to whom this section applies—
 - (a) preventing them being persons who qualify for the national minimum wage; or
 - (b) prescribing an hourly rate for the national minimum wage other than the single hourly rate for the time being prescribed under section 1(3) above.
- (3) No provision shall be made under subsection (2) above which treats persons differently in relation to—
 - (a) different areas;
 - (b) different sectors of employment;
 - (c) undertakings of different sizes; or
 - (d) different occupations.
- (4) If any description of persons who have attained the age of 26 is added by regulations under section 4 below to the descriptions of person to whom this section applies, no provision shall be made under subsection (2) above which treats persons of that description differently in relation to different ages over 26.