



# National Minimum Wage Act 1998

## 1998 CHAPTER 39

### *Offences*

#### **33 Proceedings for offences.**

- (1) The persons who may conduct proceedings for an offence under this Act—  
<sup>F1</sup>(a) .....  
(b) in Northern Ireland, before a court of summary jurisdiction,  
shall include any person authorised for the purpose by the Secretary of State even if that person is not a barrister or solicitor.

[<sup>F2</sup>(1A) The persons who may conduct proceedings for an offence under this Act in England and Wales, before a magistrates' court, shall include any person authorised for the purpose by the Secretary of State.]

<sup>F3</sup>(2) .....

<sup>F3</sup>(3) .....

<sup>F3</sup>(4) .....

<sup>F3</sup>(5) .....

#### **Textual Amendments**

- F1** S. 33(1)(a) repealed (1.1.2010) by [Legal Services Act 2007 \(c. 29\)](#), s. 211(2), [Sch. 21 para. 125\(a\)](#), [Sch. 23](#) (with ss. 29, 192, 193); S.I. 2009/3250, art. 2(h)(i)(ix)
- F2** S. 33(1A) inserted (1.1.2010) by [Legal Services Act 2007 \(c. 29\)](#), s. 211(2), [Sch. 21 para. 125\(b\)](#) (with ss. 29, 192, 193); S.I. 2009/3250, art. 2(h)
- F3** S. 33(2)-(5) repealed (6.4.2009) by [Employment Act 2008 \(c. 24\)](#), ss. 11(2), 22(1)(c), [Sch. Pt. 4](#) (with s. 11(3)); S.I. 2009/603, art. 2 (with art. 3, Sch.)

#### **Modifications etc. (not altering text)**

- C1** S. 33 modified by [1948 c. 47, s. 3A\(1\)-\(4\)](#) (as inserted (1.4.1999) by [1998 c. 39](#), ss. 47(1)(a), 56(2), [Sch. 2 Pt. 1](#), para. 3 (with s. 36); S.I. 1999/685, art. 2, Sch.)

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**Status:** Point in time view as at 30/07/2014.

**Changes to legislation:** There are currently no known outstanding effects for the National Minimum Wage Act 1998, Section 33. (See end of Document for details)

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- C2** S. 33 extended (with modifications) by S.I. 1977/2151 (N.I. 22), **art. 8A** (as inserted (1.4.1999) by 1998 c. 39, ss. 47(1)(c), 56(2), **Sch. 2 Pt. III**, para. 26 (with s. 36); S.I. 1999/685, art. 2, Sch.)
- C3** S. 33 applied (with modifications) (30.7.2014) by **Agricultural Sector (Wales) Act 2014 (anaw 6)**, **ss. 5(1)(2)(1)(3)-(7), 19** (with s. 14(1))

**Status:**

Point in time view as at 30/07/2014.

**Changes to legislation:**

There are currently no known outstanding effects for the National Minimum Wage Act 1998, Section 33.