

ЗАКОН ЗА МИНИМАЛНА ПЛАТА ВО РЕПУБЛИКА МАКЕДОНИЈА

Сл. Весник на Р. Македонија, бр.11 од 24.01.2012 година

I. ОПШТИ ОДРЕДБИ

Член 1

Со овој закон се утврдува висината на минималната плата, како и други прашања кои се однесуваат на минималната плата.

Член 2

Минимална плата е најнискиот месечен износ на основна плата која работодавачот е должен да му ја исплати на работникот за работа извршена за полно работно време и исполнет нормиран učinok.

Член 3

- (1) Право на минимална плата, според одредбите од овој закон, имаат сите работници, во висина утврдена согласно со овој закон.
- (2) Работникот кој работи со скратено работно време, за времето поминато на работа, има право на сразмерен дел од минималната плата.
- (3) Одредбите од овој закон не се однесуваат за самовработените лица.

II. НАЧИН НА УТВРДУВАЊЕ НА МИНИМАЛНА ПЛАТА

Член 4

- (1) Минималната плата изнесува 39,6% од просечната бруто плата во Република Македонија за претходната година, согласно со податоците објавени од Државниот завод за статистика.
- (2) Висината на минималната плата од ставот (1) на овој член ја објавува Министерството за труд и социјална политика во "Службен весник на Република Македонија", по претходно мислење од Економско-социјалниот совет.

III. ИНСПЕКЦИСКИ НАДЗОР

Член 5

Надзорот над примената на овој закон, во врска со пресметката и исплатата на минималната плата, согласно со овој закон, го врши Државниот инспекторат за труд, преку инспекторите за труд.

Член 6

- (1) Доколку при вршењето на инспекцискиот надзор, инспекторот на трудот за прв пат утврди дека е сторена неправилност од членот 4 од овој закон, е должен да состави записник во кој ќе ја утврди сторената неправилност, со укажување за отстранување на утврдената неправилност во рок од осум дена и со истовремено врачување на покана за спроведување на едукација на работодавачот каде што е утврдена неправилноста при вршењето на инспекцискиот надзор.
- (2) Формата и содржината на поканата за едукација, како и начинот на спроведување на едукацијата ги пропишува министерот надлежен за работите од областа на трудот.

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