

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 учинок.

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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JR Anderson



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