

**Crawley Borough Council**

**Community Infrastructure Levy – Policy on Surcharges and Late Payment Interest**

**Surcharges and Interest**

<b>Failure to Assume Liability</b> <b>Regulation 80</b>	<p>The Council will impose a surcharge of £50 on each person liable to pay CIL in respect of a chargeable development if</p> <ol style="list-style-type: none"><li>1. nobody has assumed liability to pay CIL in respect of the chargeable development; and</li><li>2. the chargeable development has commenced.</li></ol>
<b>Apportionment of Liability</b> <b>Regulation 81</b>	<p>When the Council is required to apportion liability to pay CIL between each material interest in the relevant land, the Council will impose a surcharge of £500 in respect of each of those interests.</p>
<b>Failure to submit a Notice of Chargeable Development</b> <b>Regulation 82</b>	<p>When a chargeable development has commenced before the Council receives a valid commencement notice it will impose a surcharge equal to 20% of the chargeable amount payable in respect of the development or £2,500 whichever is the lower amount.</p>
<b>Failure to submit a Commencement Notice</b> <b>Regulation 83</b>	<p>The Council will impose a surcharge equal to 20% of the chargeable amount payable in respect of the development or £2,500 whichever is the lower amount.</p>
<b>Disqualifying Events</b> <b>Regulation 84</b>	<p>If a person who is required to notify the relevant authority of a disqualifying event, fails to do so before the end of the period of 14 days beginning with the day on which the disqualifying event occurs, the Council will impose a surcharge equal to 20% of the chargeable amount or £2,500, whichever is the lower amount.</p>

<p><b>Late Payment Surcharge</b></p> <p><b>Regulation 85</b></p>	<p>When the CIL payment due is not received in full after the end of the period of 30 days beginning with the day on which the payment is due, the Council will impose a surcharge of 5% of the monies due or £200 whichever is the greater amount.</p> <p>In addition, the Council will impose further surcharges of 5% or £200 (whichever is the greater amount) on any amounts of CIL that remains unpaid six months and twelve months after the due date.</p>
<p><b>Late Payment Interest</b></p> <p><b>Regulation 87</b></p>	<p>If CIL payment due is not received on the date it is due, the Council will impose and add Late Payment Interest. Late Payment Interest is calculated from the period starting on the day after the payment was due and ending on the day the unpaid amount is received, at an annual rate of 2.5% above the Bank of England base rate.</p>
<p><b>Failure to Comply with an Information Notice</b></p> <p><b>Regulation 86</b></p>	<p>When a person fails to comply with any requirement of an information notice before the end of the period of 14 days beginning with the day on which the notice is served, the Council will impose a surcharge of 20% of the relevant amount or £1,000 whichever is the lower amount.</p>