

## Mole Valley District Council (MVDC) Community Infrastructure Levy (CIL) Surcharges and Interest Policy

Takes effect on 1<sup>st</sup> January 2017

The following surcharges and interest are in accordance with Part 9, Chapter 1 of the CIL Regulations 2010 (as amended) as at the date the policy takes effect.

The Council will apply the Surcharges Policy where appropriate

Surcharge Matter	Circumstance under which surcharge can be applied and cost
Failure to Assume Liability to pay CIL (Regulation 80)	Where nobody has assumed liability to pay CIL and development has commenced, MVDC may impose a £50 surcharge on each person liable to pay CIL.
Apportionment of CIL Liability (Regulation 81)	When MVDC is required to apportion liability between each material interest in the relevant land it may impose a surcharge of £500 in respect of each of those interests.
Failure to submit a Notice of Chargeable Development 'NCD' (Regulation 82)	If development has commenced and a Notice of Chargeable Development has not been submitted, MVDC may impose a surcharge equal to 20% of the chargeable amount payable in respect of the development or £2,500, whichever is the lower amount.
Failure to submit a Commencement Notice (Regulation 83)	If development has commenced and a Commencement Notice has not been submitted, MVDC must impose a surcharge equal to 20% of the chargeable amount payable in respect of the development or £2,500, whichever is the lower amount.
Disqualifying Events (Regulation 84)	If a person fails to notify MVDC of a disqualifying event before the end of the period of 14 days beginning with the day on which the disqualifying day occur, MVDC may impose a surcharge equal to 20% of the chargeable amount or £2,500, whichever is the lower amount.

<p><b>Late Payment (Regulation 85)</b></p>	<p>When the CIL liability is not received in full after the end of the period of 30 days beginning with the day on which a payment is due, MVDC may impose a surcharge equal to 5% of the amount payable or £200, whichever is the greater amount.</p> <p>If any part of amount (A) is not received after the end of the period of 6 months beginning with the day on which the payment is due, MVDC may impose a surcharge equal to 5% of the unpaid amount or £200, whichever is the greater amount.</p> <p>If any part of A is not received after the end of the period of 12 months beginning with the day on which the payment is due, MVDC may impose a surcharge equal to 5% of the unpaid amount of £200, whichever is the greater amount.</p>
<p><b>Failure to Comply with a CIL Information Notice (Regulation 86)</b></p>	<p>When a person fails to comply with an information notice before the end of the period of 14 days beginning with the day on which the notice is served, MVDC may impose a surcharge equal to 20% of the CIL liability or £1,000, whichever is the lower amount</p>
<p><b>Late Payment Interest (Regulation 87)</b></p>	<p>When the CIL liability is not received (in whole or in part) on the day payment is due, late payment interest will become payable on the unpaid amount. Late payment interest is calculated for the period starting on the day after the day payment was due and ending on the day the unpaid amount is received at an annual rate of 2.5 percentage points above the Bank of England base rate.</p>