

Chichester District Council Community Infrastructure Levy Payment by Instalments Policy

This policy has been prepared in accordance with Regulation 69B of the Community Infrastructure Levy (Amendment) Regulations 2011.

The Council will allow payment of CIL by instalments according to the total amount of the liability as follows:

Amount of CIL Liability	Number of Instalments	Payment Periods and Amounts
Amounts up to £49,999	No instalments	<ul style="list-style-type: none"> • Total amount payable within 90 days of commencement of development.
Amounts from £50,000 to £249,999	Two instalments	<ul style="list-style-type: none"> • £50,000 payable within 90 days of commencement of development. • Balance payable within 180 days of commencement of development.
Amounts from £250,000 to £499,999	Three instalments	<ul style="list-style-type: none"> • £100,000 payable within 90 days of commencement of development. • Balance payable in a further two instalments of equal amount within 180 and 270 days of commencement of development.
Amounts from £500,000 to £999,999	Four instalments	<ul style="list-style-type: none"> • £250,000 payable within 90 days of commencement of development. • Balance payable in a further three instalments of equal amount within 180, 270 and 360 days of commencement of development.
Amounts over £1,000,000	Four instalments	In principal, as set out above for amounts over £500,000, but instalments for this scale of development will be open to negotiation on an individual basis

This policy will take effect from 1 February 2016.

Commencement is defined in Regulation 67 of the Community Infrastructure Levy Regulations 2010 (as amended).

Where “days” are referred to this means every day of the week including Saturdays, Sundays and Bank Holidays.

Where a planning permission which permits development to be implemented in phases has been granted, each phase of development as agreed is a separate chargeable development in its own right.

In accordance with Regulation 70 of the Community Infrastructure Levy Regulations 2010 (as amended by the Community Infrastructure Levy (Amendment) Regulations 2011) the Chichester District CIL Instalment Policy will only apply in the following circumstances:

1. Where the Council has received a valid CIL Assumption of Liability form prior to commencement of the chargeable development (Regulation 70(1)(a)); and

2. Where the Council has received a valid CIL Commencement Notice prior to commencement of the chargeable development (Regulation 70(1)(b))

If either of the above requirements are not complied with, the total CIL liability will become payable within 60 days of the commencement of the chargeable development. In addition, surcharges may apply due to the CIL Assumption of Liability Form and /or the CIL Commencement Notice not being submitted to the Council prior to the commencement of the chargeable development.

Once the development has commenced, all CIL payments must be made in accordance with the CIL Instalment Policy. Where a payment is not received in full on or before the day on which it is due, the total CIL liability becomes payable in full immediately (Regulation 70(8)(a)).

Under Regulation 74 (4) of the CIL Regulations 2010 (as amended), an instalment may be paid by way of a land payment, an infrastructure payment or in money, or a combination of the three; and more than one instalment may be paid by way of a given land or infrastructure payment.

In summary, to benefit from the CIL Instalment Policy, the relevant forms must be submitted to the Council prior to the commencement of the chargeable development, and all payments must be paid in accordance with the CIL Instalment Policy.