



Localism Act 2011

2011 CHAPTER 20

PART 6

PLANNING

CHAPTER 3

NEIGHBOURHOOD PLANNING

118 Regulations under section 117: collection and enforcement

- (1) Regulations under section 117 must include provision about the collection of charges imposed by the regulations.
- (2) The regulations may make provision—
 - (a) for payment on account or by instalments,
 - (b) about repayment (with or without interest) in cases of overpayment, and
 - (c) about the source of payments in respect of a Crown interest or Duchy interest (within the meaning of section 227(3) or (4) of the Planning Act 2008).
- (3) Regulations under section 117 must include provision about enforcement of charges imposed by the regulations; and that provision must include provision—
 - (a) for a charge (or other amount payable under the regulations) to be treated as a civil debt due to a local planning authority, and
 - (b) for the debt to be recoverable summarily.
- (4) The regulations may make provision—
 - (a) about the consequences of failure to assume liability, to give a notice or to comply with another procedure under the regulations,
 - (b) for the payment of interest (at a rate specified in, or determined in accordance with, the regulations),
 - (c) for the imposition of a penalty or surcharge (of an amount specified in, or determined in accordance with, the regulations),

Status: This is the original version (as it was originally enacted).

- (d) replicating or applying (with or without modifications) any provision made by any of sections 324 to 325A of the Town and Country Planning Act 1990 (rights of entry), and
- (e) for enforcement in the case of death or insolvency of a person liable for the charge.