



Planning and Compensation Act 1991

1991 CHAPTER 34

PART V

MISCELLANEOUS AND GENERAL

80 Interest on compensation and payments on account.

- (1) Compensation payable under any provision mentioned in column 1 of an entry in Part I of Schedule 18 to this Act shall carry interest at the rate for the time being prescribed under section 32 of the ^{M1}Land Compensation Act 1961 or, in relation to Scotland, section 40 of the Land Compensation (Scotland) Act 1963 from the date shown against that provision in column 2 of the entry until payment.
- (2) If it appears to any person that he may become liable to pay to another—
 - (a) compensation under any provision mentioned in Schedule 18 to this Act, or
 - (b) interest under subsection (1) above, under any provision mentioned in Part II of Schedule 18 to this Act or under any bond under section 85 of the ^{M2}Lands Clauses Consolidation Act 1845 or ^{F1}...,he may, if the other person requests him in writing to do so, make one or more payments on account of such compensation or interest.
- (3) If after a payment has been made by any person under subsection (2) above—
 - (a) it is agreed or determined that he is not liable to pay the compensation or interest, or
 - (b) by reason of any agreement or determination, any payment under that subsection is shown to have been excessive,the payment or, as the case may be, excess shall be recoverable by that person.
- (4) The Secretary of State may by order amend that Schedule by adding further entries or provisions to Part I or Part II.
- (5) An order under this section shall be made by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.

*Changes to legislation: There are currently no known outstanding effects for the
Planning and Compensation Act 1991, Section 80. (See end of Document for details)*

Textual Amendments

- F1** Words in s. 80(2) omitted (13.7.2016) by virtue of [Housing and Planning Act 2016 \(c. 22\)](#), s. 216(3), [Sch. 16 para. 16](#); [S.I. 2016/733](#), reg. 3(j)

Modifications etc. (not altering text)

- C1** S. 80(1) restricted (9.9.1991) by [S.I. 1991/2067](#), art. 4, [Sch. 2 Pt. I para. 5](#), Pt. II para. 6
S. 80(1) restricted (18.9.1991) by [S.I. 1991/2092](#), art. 4, [Sch. 2 Pt. I para. 5](#), Pt. II para. 7

Commencement Information

- I1** S. 80 wholly in force; S. 80 in force (E.W.) for certain purposes at 25.9.1991, see s. 84(2)(3) and [S.I. 1991/2067](#), [art. 3](#); s. 80 in force (S.) for certain purposes at 25.9.1991 by [S.I. 1991/2092](#), [art. 3](#); s. 80 in force (E.W.) at 2.1.1991 so far as not already in force by [S.I. 1991/2728](#), [art. 3](#) and s. 80 in force insofar as not already in force (S.) at 30.8.1995 so far as not already in force by [S.I. 1995/2045](#), [art. 3](#)

Marginal Citations

- M1** 1961 c. 33.
M2 1845 c. 18.

Changes to legislation:

There are currently no known outstanding effects for the Planning and Compensation Act 1991, Section 80.