



# Housing Grants, Construction and Regeneration Act 1996

## 1996 CHAPTER 53

### PART II

#### CONSTRUCTION CONTRACTS

##### *Payment*

#### **[<sup>F1</sup>110A Payment notices: contractual requirements**

- (1) A construction contract shall, in relation to every payment provided for by the contract—
  - (a) require the payer or a specified person to give a notice complying with subsection (2) to the payee not later than five days after the payment due date, or
  - (b) require the payee to give a notice complying with subsection (3) to the payer or a specified person not later than five days after the payment due date.
- (2) A notice complies with this subsection if it specifies—
  - (a) in a case where the notice is given by the payer—
    - (i) the sum that the payer considers to be or to have been due at the payment due date in respect of the payment, and
    - (ii) the basis on which that sum is calculated;
  - (b) in a case where the notice is given by a specified person—
    - (i) the sum that the payer or the specified person considers to be or to have been due at the payment due date in respect of the payment, and
    - (ii) the basis on which that sum is calculated.
- (3) A notice complies with this subsection if it specifies—
  - (a) the sum that the payee considers to be or to have been due at the payment due date in respect of the payment, and

---

*Changes to legislation: There are currently no known outstanding effects for the Housing Grants, Construction and Regeneration Act 1996, Section 110A. (See end of Document for details)*

---

- (b) the basis on which that sum is calculated.
- (4) For the purposes of this section, it is immaterial that the sum referred to in subsection (2)(a) or (b) or (3)(a) may be zero.
- (5) If or to the extent that a contract does not comply with subsection (1), the relevant provisions of the Scheme for Construction Contracts apply.
- (6) In this and the following sections, in relation to any payment provided for by a construction contract—
- “payee” means the person to whom the payment is due;
  - “payer” means the person from whom the payment is due;
  - “payment due date” means the date provided for by the contract as the date on which the payment is due;
  - “specified person” means a person specified in or determined in accordance with the provisions of the contract.]

---

**Textual Amendments**

- F1** Ss. 110A, 110B inserted (1.10.2011 for E.W., 1.11.2011 for S.) by [Local Democracy, Economic Development and Construction Act 2009 \(c. 20\)](#), ss. **143(3)**, 148(8), 149 (with s. 149(3)(4)); S.I. 2011/1582, art. 2; S.I. 2011/1597, arts. 2, 3, S.S.I. 2011/291, art. 2

---

**Modifications etc. (not altering text)**

- C1** Pt. 2 excluded (E.W.) (5.5.2023) by [The Construction Contracts \(Exclusion\) \(Wales\) Order 2023 \(S.I. 2023/475\)](#), arts. 1(3), **3**

**Changes to legislation:**

There are currently no known outstanding effects for the Housing Grants, Construction and Regeneration Act 1996, Section 110A.