

SCHEDULES

SCHEDULE 3

EXCISE DUTY: PAYMENTS BY COMMISSIONERS IN CASE OF ERROR OR DELAY

PART 2

INTEREST

- 5 (1) This paragraph applies if—
- (a) a person is entitled to obtain an amount by way of repayment or drawback in respect of excise duty paid to the Commissioners,
 - (b) on or after the commencement day he makes a claim for the repayment or drawback,
 - (c) the Commissioners set off the amount against an assessment,
 - (d) the assessment is withdrawn, and
 - (e) the Commissioners authorise the repayment or drawback.
- (2) The Commissioners must pay interest to the person on the amount for the applicable period.
- (3) The applicable period is the period which—
- (a) starts with the earlier of the days referred to in sub-paragraph (4), and
 - (b) ends with the day when the Commissioners authorise the repayment or drawback.
- (4) The days are—
- (a) the day the amount is set off;
 - (b) the day after the end of the period of 30 days starting with the day on which the Commissioners receive the claim.
- (5) Sub-paragraphs (3) and (4) are subject to paragraph 6.

Changes to legislation:

There are currently no known outstanding effects for the Finance Act 2001, Paragraph 5.