

From: [Willis, Adele](#)
To: [Wightman, Stuart](#); [Hughes, Seamus](#)
Cc: [Vaughan, Helen](#)
Subject: FW: GB Renewable Heat Incentive - potential amendment via the Infrastructure Bill
Date: 16 June 2015 17:44:43
Attachments: [RHI Regulations 2011-2860.pdf](#)

Folks

DECC did not have an 'in house' consolidated 2011 Regs but they have provided me with a copy of the Westlaw version that incorporates all of the amended provisions. Please note the Westlaw version is usually only available to anyone who pays for access to Westlaw.

If you need anything further please let me know.

Thanks

Adele

From: Vaughan, Helen
Sent: 16 June 2015 10:57
To: Wightman, Stuart
Cc: Hughes, Seamus; Willis, Adele
Subject: RE: GB Renewable Heat Incentive - potential amendment via the Infrastructure Bill

Cheers Stuart – Adele will try to pin down the right contact via Julie and I've offered to speak to them as well to try to locate these documents which I am sure DECC must have. Tracking changes on to the legislation sounds straightforward but having done it before, it's messier than you would think and the formatting goes up the left when you cut and paste. John says he's looking for GB primary and Regs consolidated and it sounds like he needs them very quickly if it's to clear the consultation – if it comes to it, there might be particular 'bits' Adele could focus on rather than doing the whole thing?

Helen

From: Wightman, Stuart
Sent: 16 June 2015 10:45
To: Vaughan, Helen
Cc: Hughes, Seamus
Subject: FW: GB Renewable Heat Incentive - potential amendment via the Infrastructure Bill

Helen, Irrelevant information redacted by the RHI Inquiry was the DECC contact I previously spoke to about the RHI proposals in the Infrastructure Bill.

Irrelevant information redacted by the RHI Inquiry
RHI Operations – Delivery Partner Team Lead
E: Irrelevant information redacted by the RHI Inquiry

From: Vaughan, Helen
Sent: 07 October 2014 15:37
To: Wightman, Stuart; Mills, John (DETI)
Cc: Frazer, Fred; Anderson, Gail; Willis, Adele
Subject: RE: GB Renewable Heat Incentive - potential amendment via the Infrastructure Bill

Thanks Stuart,

Fred and I spoke to colleagues in DECC last week about the Infrastructure Bill - our interest was in relation to getting DECC to agree to address an issue relating to third party access to offshore gas storage facilities in the NI territorial sea and the contact we had in DECC on that was seeking a discussion on the Infrastructure Bill.

Martin Quinn from Minerals and Petroleum Branch joined us as they do have an interest in some other amendments to the Infrastructure Bill, but I am not really up to speed on those aspects and I am not sure how much further on the call took us. I attach a note I sent through to DECC after the call for info.

You might just wish to be aware that there's a wider DETI interest in the Bill and amendments to it.

Helen

From: Wightman, Stuart
Sent: 07 October 2014 13:59
To: Mills, John (DETI)
Cc: Vaughan, Helen
Subject: FW: GB Renewable Heat Incentive - potential amendment via the Infrastructure Bill

fyi

From: Wightman, Stuart
Sent: 07 October 2014 13:21
To: 'Dickason Julie (Heat & Industry)'
Cc: Sinton, Dan; Hughes, Seamus; Briggs, Peter
Subject: RE: GB Renewable Heat Incentive - potential amendment via the Infrastructure Bill

Julie,

I can confirm that under the primary power for the NI Regulations (Section 113 of the Energy Act 2011) we already have the flexibility to appoint an administrator other than Ofgem. However, we are supportive of the other two proposed amendments and would be interested in similar changes to Section 113 of the Energy Act 2011. Firstly the ability to make payments to a third party could prove to be particularly helpful for Energy Service Companies (ESCo) to get involved in the market. Secondly, the ability to make changes to the legislation via negative resolution would also be welcomed. We already have a number of minor change we need to make to our Non-domestic RHI Regulations.

Can you please confirm if it would be possible for DECC to also amend the NI RHI enabling powers (Section 113 Energy Act 2011) and make these changes through the Infrastructure Bill?

Happy to discuss.

Thx

Stuart Wightman

Head of Energy Efficiency Branch
Energy Division
Department of Enterprise, Trade & Investment
Room 24A Netherleigh
Massey Avenue
Belfast, BT4 2JP
Tel: 028 9052 9425 (ext: 29425)
TextRelay: 18001 028 9052 9425
Web: www.defini.gov.uk

From: Dickason Julie (Heat & Industry) [<mailto:julie.dickason@decc.gsi.gov.uk>]
Sent: 06 October 2014 14:27
To: Wightman, Stuart
Cc: Sinton, Dan; Hughes, Seamus; Briggs, Peter
Subject: RE: GB Renewable Heat Incentive - potential amendment via the Infrastructure Bill

Stuart

No problem – yes, the intention would be that the amended primary legislation would apply to both schemes.

Julie.

From: Wightman, Stuart [<mailto:Stuart.Wightman@detini.gsi.gov.uk>]
Sent: 06 October 2014 14:25
To: Dickason Julie (Heat & Industry)
Cc: Sinton, Dan; Hughes, Seamus; Briggs, Peter
Subject: RE: GB Renewable Heat Incentive - potential amendment via the Infrastructure Bill

Julie, thanks very much for the update. Can you please confirm if the proposed changes are to be made to both the domestic and non-domestic regulations?

Thanks

Stuart

Stuart Wightman

Head of Energy Efficiency Branch
Energy Division
Department of Enterprise, Trade & Investment
Room 24A Netherleigh
Massey Avenue
Belfast, BT4 2JP
Tel: 028 9052 9425 (ext: 29425)
TextRelay: 18001 028 9052 9425
Web: www.detini.gov.uk

From: Dickason Julie (Heat & Industry) [<mailto:julie.dickason@decc.gsi.gov.uk>]
Sent: 03 October 2014 14:49
To: Stuart.Wightman@detini.gsi.gov.uk
Cc: [REDACTED] Irrelevant information redacted by the RHI Inquiry

Subject: GB Renewable Heat Incentive - potential amendment via the Infrastructure Bill

Hi Stuart

Apologies for contacting you rather out of the blue, Melanie James passed on your contact details as I understand you cover the Renewable Heat Incentive in NI.

You may be aware that an [amendment](#) was tabled by Baroness Eaton on the GB RHI during the passage of the Infrastructure Bill, just before the summer recess. Baroness Verma agreed to take it away and consider it further.

We have consulted our Ministers over the summer and they are minded to table a similar provision later during the passage of the Infrastructure Bill. I expect a courtesy for information letter to issue from our Minister to yours in the next week or so and wanted to give you a heads up before it arrived.

In summary, the changes would:

- (i) Allow for the assignment of payments made under the RHI to a third party. Under the current powers only the owner of the renewable heating system can receive the payments from the scheme.
- (ii) Allow the Government to appoint an alternative administrator to deliver the RHI. Under the current powers, the scheme may only be delivered by Ofgem or the Secretary of State. Our Ministers have previously committed publicly to amend the primary legislation to allow the role to be delivered by another body to ensure value for money and the highest possible delivery standards.
- (iii) Allow the Government to make some changes to the existing secondary legislation for the RHI using the negative as opposed to affirmative resolution procedure. The existing legislation states that affirmative resolution must be used to make any changes to the RHI Regulations. We are considering allowing some changes to be made via negative as opposed to affirmative resolution, as this would make the scheme more able to respond to changes in the market and would also reduce the amount of time/resource required for small changes.

Do let me know if you require any further information. I have copied in the leads for each of the elements should you have any more detailed questions.

Thanks
Julie.



Julie Dickason
RHI Operations – Delivery Partner Team Lead
E: julie.dickason@decc.gsi.gov.uk
Follow us on [Twitter.com/DECCgovuk](https://twitter.com/DECCgovuk)

The original of this email was scanned for viruses by the Government Secure Intranet virus scanning service supplied by Vodafone in partnership with Symantec. (CCTM Certificate Number 2009/09/0052.) This email has been certified virus free.

Communications via the GSi may be automatically logged, monitored and/or recorded for legal purposes.

This email was scanned by the Government Secure Intranet anti-virus service supplied by Vodafone in partnership with Symantec. (CCTM Certificate Number 2009/09/0052.) In case of problems, please call your organisations IT Helpdesk.

Communications via the GSi may be automatically logged, monitored and/or recorded for legal purposes.

The original of this email was scanned for viruses by the Government Secure Intranet virus scanning service supplied by Vodafone in partnership with Symantec. (CCTM Certificate Number 2009/09/0052.) This email has been certified virus free.

Communications via the GSi may be automatically logged, monitored and/or recorded for legal purposes.

This email was scanned by the Government Secure Intranet anti-virus service supplied by Vodafone in partnership with Symantec. (CCTM Certificate Number 2009/09/0052.) In case of

problems, please call your organisations IT Helpdesk.

Communications via the GSi may be automatically logged, monitored and/or recorded for legal purposes.

The original of this email was scanned for viruses by the Government Secure Intranet virus scanning service supplied by Vodafone in partnership with Symantec. (CCTM Certificate Number 2009/09/0052.) This email has been certified virus free.

Communications via the GSi may be automatically logged, monitored and/or recorded for legal purposes.

This email was scanned by the Government Secure Intranet anti-virus service supplied by Vodafone in partnership with Symantec. (CCTM Certificate Number 2009/09/0052.) In case of problems, please call your organisations IT Helpdesk.

Communications via the GSi may be automatically logged, monitored and/or recorded for legal purposes.