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| **From:** | Wightman, Stuart |
| **To:** | Hughes, Seamus |
| **Cc:** | Willis, Adele; Mills, John (DETI) |
| **Subject:** | RE: RHI Casework |
| **Date:** | 16 October 2015 15:01:47 |

Seamus

I have spoken to John.

We will not try to include the new provision (to enable suspension of new applications) now. We will have to secure Ministerial and ETI Committee (SL1) clearance to this and simply wouldn't have time. We will therefore proceed with the tariff changes now. And following DECC or HMT clarification over future RHI funding, we can then try to secure Ministerial and Committee approval to progress this new provision through another set of Regulations probably early in the new year.

We can therefore confirm with Ofgem that we are not including this provision in our November changes but will be looking to take forward in due course.

Thx, Stuart

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**From:** Wightman, Stuart
**Sent:** 16 October 2015 14:36
**To:** Mills, John (DETI)
**Cc:** Hughes, Seamus; Willis, Adele
**Subject:** FW: RHI Casework
**Importance:** High

John

Further to Trevor's comments below and the legal advice from Paul (attached), I would be inclined to include Paul's proposed new provision now in the changes that we're making. The only concern is Ofgem. We've spoken to them this morning about this proposal and their initial reaction was that they'll need some time to review the proposal before they could agree to it. Unfortunately, time is something that we don't have. That said, I think it would be worthwhile delaying the debate by a week if it meant we could incorporate a provision to suspend or stop the scheme given the uncertainty around funding for new commitments beyond March 2016.

What are your thoughts?

Stuart

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**From:** Cooper, Trevor
**Sent:** 16 October 2015 12:45
**To:** Wightman, Stuart
**Cc:** Mills, John (DETI); Rooney, Eugene; Murphy, Shane
**Subject:** RHI Casework

Stuart

One of the questions that will be asked next week is what would require to be done to stop

additional commitments under RHI (potentially both non-domestic and domestic).

i.e. what would be the process and what timescales would be involved?


Trevor