

From: [Moore, Stephen \(DfE\)](#)
To: Stephen.Clark-Foulquier@fco.gov.uk
Cc: [Hughes, Seamus](#); [Wightman, Stuart](#); [Murphy, Shane](#)
Subject: RE: Renewable heat Incentive
Date: 18 August 2016 10:24:33
Attachments: [image001.gif](#)

Stephen

As discussed on the phone

Re RHI - There is no drop dead date but it would be helpful if we could have some feedback by Friday 9 September.

Re – United, I'll come back to you later with contact details.

Stephen

Stephen Moore

State Aid Unit
Department for the Economy
Netherleigh
Massey Avenue
Belfast, BT4 2JP
Tel: 028 9052 9415 (ext: 29415)
Mob: Personal information redacted
TextRelay: 18001 028 9052 9415
Web: www.economy-ni.gov.uk

NEW - 'State aid: A Beginner's Guide for Public Bodies in Northern Ireland' can now be accessed through the DFE Internet site: <https://www.economy-ni.gov.uk/publications/state-aid-beginners-guide-public-bodies-northern-ireland>



[NI Year of Food & Drink 2016](#)

Please consider the environment - do you really need to print this e-mail?

From: Stephen.Clark-Foulquier@fco.gov.uk [mailto:Stephen.Clark-Foulquier@fco.gov.uk]
Sent: 18 August 2016 09:28
To: Moore, Stephen (DfE)
Subject: RE: Renewable heat Incentive

Hi Stephen,

I've sent across the non-paper to COMP and will give them a call today, when you say early September, do you have a precise date in mind as this would be helpful when speaking to COMP.

What's the latest on United?

Kind regards, Stephen

From: Moore, Stephen (DfE) [mailto:Stephen.Moore@economy-ni.gov.uk]
Sent: 17 August 2016 17:39
To: Stephen ClarkFoulquier * (Sensitive)
Cc: Murphy, Shane; Wightman, Stuart; Hughes, Seamus

Subject: Renewable heat Incentive

Stephen

Please see my e-mails below.

As we may need clarity on these questions in early September, could you try and progress the request below.

Many thanks

Stephen

Stephen Moore

State Aid Unit
Department for the Economy
Netherleigh
Massey Avenue
Belfast, BT4 2JP
Tel: 028 9052 9415 (ext: 29415)
Mob: Personal information redacted
TextRelay: 18001 028 9052 9415
Web: www.economy-ni.gov.uk

NEW - 'State aid: A Beginner's Guide for Public Bodies in Northern Ireland' can now be accessed through the DFE Internet site: <https://www.economy-ni.gov.uk/publications/state-aid-beginners-guide-public-bodies-northern-ireland>



[NI Year of Food & Drink 2016](#)

Please consider the environment - do you really need to print this e-mail?

From: Steven.McGregor@fco.gov.uk [mailto:Steven.McGregor@fco.gov.uk]

Sent: 27 July 2016 10:34

To: Moore, Stephen (DfE); Stephen.Clark-Foulquier@fco.gov.uk

Cc: Irrelevant information redacted by the RHI Inquiry; Murphy, Shane; Hughes, Seamus; Marten, Lucy; Kelly, Andrea; Stuart.Wightman@economy-ni.gsi.gov.uk; Irrelevant information redacted by the RHI Inquiry

Subject: HPRM: RE: NI RHI programme - request for advice from DG Comp on whether proposed changes fall within scope of SA.34140

Stephen,

I'm on leave from next week (Stephen is back w/c 8 August).

Hadn't realised you wanted to chat about this as I followed your instructions to the tee.

I can see whether there's anyone available but as you rightly point out it's a long shot and you may have to wait until September. Leave it with me. I'll also take a quick look at the paper and revert.

Steven

From: Moore, Stephen (DfE) [<mailto:Stephen.Moore@economy-ni.gov.uk>]
Sent: 27 July 2016 11:28
To: Stephen ClarkFoulquier * (Sensitive)
Cc: Irrelevant information redacted by the RHI Inquiry; Murphy, Shane; Hughes, Seamus; Marten, Lucy; Kelly, Andrea; Irrelevant information
: Wightman, Stuart; Irrelevant information redacted by the RHI Inquiry
Subject: NI RHI programme - request for advice from DG Comp on whether proposed changes fall within scope of SA.34140

Stephen

I understand from a telephone discussion yesterday with Irrelevant information redacted by the RHI Inquiry on this RHI case that Steven is now on annual leave.

Please see below an email I sent Steven at the start of the month.

Unfortunately, I never got a chance to talk to Steven about this case, but, we would now like to initiate a discussion with the Commission on whether we need to notify the changes we would like to make to the RHI scheme.

I appreciate this may be difficult during August, but, if possible, we would like to try.

As you will see, I have attached a paper that sets out the background and provides an overview of the changes we would like to make.

I am also attaching a copy of the Commission's decision letter for convenience.

DECC Colleagues responsible for the GB RHI scheme (i.e. Irrelevant information redacted by the RHI Inquiry) are aware we are intending to seek the Commission's views and do not consider what we are proposing to do to be in conflict with the GB scheme.

Irrelevant information redacted by the RHI Inquiry has highlighted however that the timing is slightly awkward, as the UK is currently pre-notifying the Commission of changes that DECC plan to make to the GB RHI, and has asked that we keep each other updated with progress. I understand that Ian Henderson leads on this and you will see he has been copied in on this email.

Could you have a quick look through this paper and perhaps give me a call to discuss.

Thanks

Stephen

Stephen Moore

State Aid Unit
Department for the Economy
Netherleigh
Massey Avenue
Belfast, BT4 2JP
Tel: 028 9052 9415 (ext: 29415)
Mob: Personal information redacted
TextRelay: 18001 028 9052 9415
Web: www.economy-ni.gov.uk

NEW - 'State aid: A Beginner's Guide for Public Bodies in Northern Ireland' can now be accessed through the

DFE Internet site: <https://www.economy-ni.gov.uk/publications/state-aid-beginners-guide-public-bodies-northern-ireland>

cid:image001.gif@01D1E7EA.98FB13D0



[NI Year of Food & Drink 2016](#)

Please consider the environment - do you really need to print this e-mail?

From: Moore, Stephen (DET1)

Sent: 01 July 2016 10:09

To: 'Steven.McGregor@fco.gov.uk'

Cc: Irrelevant information redacted by the RHI Inquiry

Murphy, Shane; Hughes, Seamus; Marten, Lucy; Kelly, Andrea

Subject: HPRM: RE: NI RHI programme - possible meeting with DG Comp to discuss whether SA.34140 needs to be revised

Steven

Please ignore my email below.

Thanks

Stephen

Stephen Moore

State Aid Unit

Department for the Economy

Netherleigh

Massey Avenue

Belfast, BT4 2JP

Tel: 028 9052 9415 (ext: 29415)

Mob: Personal information redacted

TextRelay: 18001 028 9052 9415

Web: www.economy-ni.gov.uk

NEW - 'State aid: A Beginner's Guide for Public Bodies in Northern Ireland' can now be accessed through the DFE Internet site: <https://www.detini.gov.uk/publications/state-aid-beginners-guide-public-bodies-northern-ireland>

cid:image001.gif@01D1E7EA.98FB13D0



[NI Year of Food & Drink 2016](#)

Please consider the environment - do you really need to print this e-mail?

From: Moore, Stephen (DET1)

Sent: 01 July 2016 09:47

To: Steven.McGregor@fco.gov.uk

Cc: Irrelevant information redacted by the RHI Inquiry

Murphy, Shane; Hughes, Seamus; Marten, Lucy; Kelly, Andrea

Subject: NI RHI programme - possible meeting with DG Comp to discuss whether SA.34140 needs to be revised

Steven

Energy colleagues have asked me to speak to UKRep with a view to setting up a meeting with DG Comp to discuss revisions they need to make to the Renewable Heat Initiative programme in Northern Ireland. The

no objection decision letter for the RHI programme is attached for information.

In particular, they need to know whether the revisions they are making, which are essentially a tightening of the rules of the scheme, need to be notified or not.

As you will see paras 15 and 80 of the decision letter requires them to notify the Commission of any changes they are planning to make to the scheme.

15. The UK authorities are minded to review the scheme periodically, including renewed analyses of tariffs, technologies and the overall results achieved. Upon the need to commence such reviews, UK authorities committed to re-notify the scheme to the Commission.

80. The Commission reminds the UK authorities that, in accordance with Article 108(3) of the TFEU, plans to refinance, alter or change this scheme have to be notified to the Commission pursuant to the provisions of Commission Regulation (EC) No 794/2004 implementing Council Regulation (EC) No 659/1999 laying down detailed rules for the application of Article 93 of the EC Treaty

They are drafting a paper that sets out the background and explains the changes they need to make but have suggested this could be worked into a formal letter, if this would be a better approach.

I am hoping to see a draft of this paper this morning.

What do you think? Would it be best to submit a non-paper setting out the changes they want to make to the scheme (that UKRep could email to the Commission) or a formal letter to DG Comp?

If a meeting is needed, I would guess they would want this to be as soon as possible, probably before the end of July. Happy to discuss on the phone why this is the case.

Stephen

Stephen Moore

State Aid Unit
Department for the Economy
Netherleigh
Massey Avenue
Belfast, BT4 2JP
Tel: 028 9052 9415 (ext: 29415)
Mob: Personal information redacted
TextRelay: 18001 028 9052 9415
Web: www.economy-ni.gov.uk

NEW - 'State aid: A Beginner's Guide for Public Bodies in Northern Ireland' can now be accessed through the DFE Internet site: <https://www.detini.gov.uk/publications/state-aid-beginners-guide-public-bodies-northern-ireland>

<cid:image001.gif@01D1E7EA.98FB13D0>



[NI Year of Food & Drink 2016](#)

Please consider the environment - do you really need to print this e-mail?

Visit <http://www.gov.uk/fco> for British foreign policy news and travel advice and <http://blogs.fco.gov.uk> to read our blogs.

This email (with any attachments) is intended for the attention of the addressee(s) only. If you are not the intended recipient, please inform the sender straight away before deleting the message without copying, distributing or disclosing its contents to any other person or organisation. Unauthorised use, disclosure, storage or copying is not permitted.

Any views or opinions expressed in this e-mail do not necessarily reflect the FCO's policy.

The FCO keeps and uses information in line with the Data Protection Act 1998. Personal information may be released to other UK government departments and public authorities.

All messages sent and received by members of the Foreign & Commonwealth Office and its missions overseas may be automatically logged, monitored and/or recorded in accordance with the Telecommunications (Lawful Business Practice) (Interception of Communications) Regulations 2000.
