

Docbuster

From: Boileau, Sam
Sent: 17 February 2011 17:37
To: 'Hutchinson, Peter'; Bowdren, Helen
Cc: Clydesdale, Alison
Subject: RE: DETI RHI powers - Section 100 2008 Energy Act

Thanks, Peter - that's very helpful.

We will consider the biofuels point and incorporate it into the instructions.

Kind regards.

Sam

From: Hutchinson, Peter [<mailto:Peter.Hutchinson@detini.gov.uk>]
Sent: 17 February 2011 17:23
To: Boileau, Sam; Bowdren, Helen
Cc: Clydesdale, Alison; Hutchinson, Peter
Subject: DETI RHI powers - Section 100 2008 Energy Act

Sam / Helen,

Thanks again for the telephone conversation earlier, I hope that it was a useful discussion.

As requested, I have looked through Section 100 of the 2008 Energy Act (attached for info) and am content that it contains all the powers the DETI is seeking through this amendment, I am happy that there is nothing excluded that DETI would specifically require and the powers contained are appropriate for our needs now.

My only concern is in regards to the definitions, specifically in terms of "biofuel" being defined as "means liquid or gaseous fuel which is produced wholly from biomass". My concern would be that this definition could exclude biofuels that are blends, either biofuel/kerosene or biofuel/diesel, or biofuels generated from Fatty Acid Methyl Ester (FAME) sourced from used cooking oil. I would be grateful if you would consider this issue. Options may be to use EU definitions (relevant links below) or alternatively, and preferably, include provisions to modify the definition? In the Section 100 of the Act at sub-section 5 paragraph (b) there is the power to modify the definitions of "biogas" or "biomass". I would be grateful if you would consider the potential to include "biofuel" in this paragraph so, if need be, the scope of the definition can be extended by DETI.

Happy to discuss if required.

Thanks,

Peter

http://ec.europa.eu/energy/renewables/biofuels/sustainability_criteria_en.htm

<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:C:2010:160:0001:0007:EN:PDF>

<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:C:2010:160:0008:0016:EN:PDF>

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