From: Moore, Stephen (DETI)

To: "McCutcheon, Joanne"

Cc: <u>Hutchinson, Peter; Ryan, Damien; Brush, Paul; Pauley, Alberta</u>

Subject: RE: Carbon Trust

Date: 16 October 2013 10:22:00

Attachments: image005.jpg image006.png

Joanne

This helps clarify the position for me.

I have a further question. What came first the approval for the Carbon Trust loan or the approval for the RHI tariff?

If the approval for the RHI tariff came first and the loan beneficiary knew they would be receiving a subsidy from the RHI scheme, then the Carbon Trust could say the loan applicant is at fault.

If the opposite and Ofgem was aware of the Carbon Trust loans, then the companies haven't done anything wrong, but Ofgem should not have approved the RHI tariff request.

In relation to Peter's simple aid amount calculation, I am not sure that that will help us much. It sounds like Invest NI knows the amount of aid in each loan from the monthly reporting and whilst we could add this aid to the RHI aid and might be able to show it has a very margin effect on the rate of return, it doesn't help us overcome the fundamental problem that we committed to no cumulation.

Happy to discuss.

Stephen

Stephen Moore

European Support Unit Department of Enterprise, Trade & Investment Netherleigh Massey Avenue Belfast, BT4 2JP

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From: McCutcheon, Joanne [mailto:Joanne.McCutcheon@detini.gsi.gov.uk]

Sent: 16 October 2013 09:56 To: Moore, Stephen (DETI) Cc: Hutchinson, Peter Subject: FW: Carbon Trust

Stephen For info. Joanne

From: Peter Larmour [mailto:peter.larmour@investni.com]

Sent: 16 October 2013 09:45
To: McCutcheon, Joanne
Cc: Frazer, Colin (InvestNI)
Subject: Carbon Trust

Joanne

The wording used by CT in their application form is as follows:

"Please note that if your organisation has received financial support under the General Block Exemption Regulation No. 800/2008 ('GBER') or under an individual decision of the European Commission ('Commission Decision') it will not be eligible for *de minimis* aid from the Carbon Trust covering the <u>same costs</u> if this would result in the total sum of all the financial assistance received being above the approved threshold under the GBER or Commission Decision (and the excess could be recovered).

Please indicate whether the receipt of funding provided by the Carbon Trust would result in the approved threshold under an approved GBER scheme or Commission Decision being exceeded

Yes No

What happens when an undertaking receives aid from more than one public source?

If an undertaking receives state aid from more than one source towards the same eligible costs, the total amount of state aid must be cumulated and remain within the relevant aid intensity ceiling. This rule applies to all sources of state aid, and also European structural funds if involved in the project.

Am not sure if this clarifies — I will have a look to see if there is a simple calculation for the de minimis for each loan. We do have the de minimis amount for each loan issued in the monthly reporting from CT to Invest NI. As I said on the phone the state aid amount for each loan is only the amount that the company would have paid in interest over the period of the loan and not the actual amount of the loan which is repaid over the loan term.

Τ	ha	n	ks
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Peter

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Peter Larmour Sustainable Development Innovation & Technology Solutions
Invest Northern Ireland, Bedford Square, Bedford Street. BT2 7ES.

Direct T: +44 (0) 28 9069 8839 Mobile T:

Personal information redacted by the RHI Inquiry

Email: peter.larmour@investni.com

www.investni.com www.nibusinessinfo.co.uk

From: McCutcheon, Joanne
To: Moore, Stephen (DETI)

Cc: <u>Hutchinson, Peter; Ryan, Damien; Brush, Paul; Pauley, Alberta</u>

Subject: RE: Carbon Trust
Date: 16 October 2013 10:46:37

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image002.png

Stephen

Can't answer your question definitively without investigating each case.

In almost all cases you cannot seek RHI accreditation until after installation and commissioning. The Carbon Trust loan is

normally staged payments – this can be on delivery, part installation and final commissioning but it can vary project to project. On this basis, I suppose it is likely that the CT loan will have been approved first.

In any case, Ofgem is obviously at fault either in the advice it provided in December last or the recent decision – from what you have been saying in recent e-mails, it was the original advice.

Now all we need to do is find a solution!

Will keep you posted. Thanks for your help

Joanne

From: Moore, Stephen (DETI) [mailto:Stephen.Moore@detini.gsi.gov.uk]

Sent: 16 October 2013 10:23 **To:** McCutcheon, Joanne

Cc: Hutchinson, Peter; Ryan, Damien; Brush, Paul; Pauley, Alberta

Subject: RE: Carbon Trust

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Stephen Moore

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From: McCutcheon, Joanne [mailto:Joanne.McCutcheon@detini.gsi.gov.uk]

Sent: 16 October 2013 09:56 To: Moore, Stephen (DETI) Cc: Hutchinson, Peter Subject: FW: Carbon Trust

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Thanks

Peter

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Email: peter.larmour@investni.com

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From: Moore, Stephen (DETI)

To: "McCutcheon, Joanne"

Cc: <u>Hutchinson, Peter; Ryan, Damien; Brush, Paul; Pauley, Alberta</u>

Subject: RE: Carbon Trust

Date: 16 October 2013 10:58:00

Attachments: image007.jpg

image008.png image001.jpg image002.png

Joanne

Thanks for the reply. I suspect you are correct. Happy to discuss further as necessary.

Stephen

Stephen Moore

European Support Unit
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Belfast, BT4 2JP

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From: McCutcheon, Joanne [mailto:Joanne.McCutcheon@detini.gsi.gov.uk]

Sent: 16 October 2013 10:47 **To:** Moore, Stephen (DETI)

Cc: Hutchinson, Peter; Ryan, Damien; Brush, Paul; Pauley, Alberta

Subject: RE: Carbon Trust

Stephen

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Will keep you posted.

Thanks for your help Joanne

From: Moore, Stephen (DETI) [mailto:Stephen.Moore@detini.gsi.gov.uk]

Sent: 16 October 2013 10:23 To: McCutcheon, Joanne

Cc: Hutchinson, Peter; Ryan, Damien; Brush, Paul; Pauley, Alberta

Subject: RE: Carbon Trust

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