

**From:** [Moore, Stephen \(DETI\)](#)  
**To:** [Hughes, Seamus](#)  
**Cc:** [Wightman, Stuart](#); [Willis, Adele](#); [Briggs, Peter](#); [Kelly, Andrea](#)  
**Subject:** RE: RHI State Aid Re-Notification - Draft position memo from John Mills to Chris Stewart  
**Date:** 04 April 2016 10:17:00  
**Attachments:** [image001.gif](#)  
[Draft memo from John Mills to Chris Stewart on RHI State Aid re-notifica....tr5](#)

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Seamus

I have inserted a comment and a related tracked change for consideration.

Happy to discuss.

Stephen

**Stephen Moore**

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**From:** Hughes, Seamus  
**Sent:** 01 April 2016 13:40  
**To:** Moore, Stephen (DETI)  
**Cc:** Wightman, Stuart; Willis, Adele; Briggs, Peter; Kelly, Andrea  
**Subject:** FW: RHI State Aid Re-Notification - Draft position memo from John Mills to Chris Stewart

Stephen

Stuart has asked me to send this draft letter to you for any comments you may have.

Many thanks

Regards

Seamus

**Seamus Hughes**

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**From:** Hughes, Seamus  
**Sent:** 01 April 2016 10:49  
**To:** Wightman, Stuart  
**Cc:** Willis, Adele; Briggs, Peter  
**Subject:** RE: RHI State Aid Re-Notification - Draft position memo from John Mills to Chris Stewart

Stuart

I have reworded the draft in line with your thoughts below. If you are content I will forward to Stephen Moore for his consideration around the wording of paragraph 3.

Regards

Seamus

**Seamus Hughes**

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**From:** Wightman, Stuart  
**Sent:** 31 March 2016 16:58  
**To:** Hughes, Seamus  
**Cc:** Willis, Adele; Briggs, Peter  
**Subject:** RE: RHI State Aid Re-Notification - Draft position memo from John Mills to Chris Stewart

Seamus

Following our meeting with Stephen, can I suggest we amend this to confirm that we are planning to notify the Commission of our November tariff changes together with the increased budget requirements. This will be a full notification. We need to also include a form of words to confirm that our current approval (for the pre Nov tariffs) still stands and doesn't need re-notified. Although the rate of return for the largest heat users might be better than 12%, it is still within the 8-22% envelope mentioned in our original approval.

We might want to get Stephen to help us with the wording.

Happy to discuss.

Thanks, stuart

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**From:** Hughes, Seamus  
**Sent:** 23 March 2016 11:08  
**To:** Wightman, Stuart  
**Cc:** Willis, Adele; Briggs, Peter  
**Subject:** RHI State Aid Re-Notification - Draft position memo from John Mills to Chris Stewart

Stuart

A discussed in our meeting on Monday past please see attached draft memo from John to Chris to update him on state aid notification for your consideration.

Happy to tweak as necessary.

Regards

Seamus

**Seamus Hughes**

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FROM: John Mills  
TO: Chris Stewart  
DATE: XX April 2016

**RENEWABLE HEAT INCENTIVE (RHI) STATE AID RENOTIFICATION**

1. I wanted to update you on the proposals around State Aid as we move forward with the review of the Renewable Heat Incentive, (RHI).
2. We have had discussions with colleagues in the EU Support unit and have agreed that re-notification of the RHI will be required to reflect the scheme changes introduced in November 2015 and increased budget pressures.
3. The current approval for pre November 2015 tariffs remains valid and does not need to be re-notified. In the original notification an average rate of return of 12% was suggested although this was selected within an envelope range of 8 – 22% and our assessment is that although the rate of return for higher heat users might be higher than 12% we are still within the envelope constraint. Going forward the main area to be addressed in the re-notification will be the potential for over compensation. In taking this re-notification forward we will be engaging with ASU and seeking input as required.
4. We hope to put through the pre notification papers to the Commission over the coming days to be followed as soon as possible by the formal re-notification.
5. I will provide a further update in due course as the matter progresses.

John Mills  
**DIRECTOR OF ENERGY DIVISION**