

From: [McMurray, Stephen](#)
To: [Moore, Stephen \(DfE\)](#)
Cc: [McCormick, Andrew \(DFE\)](#); [Murphy, Shane](#); [McCann, Brendan](#); [Marten, Lucy](#)
Subject: Re: RHI Regs State Aid
Date: 23 January 2017 11:34:29

Stephen, spoke to Andrew he would like to start with we are very confident we can secure agreement.... and take out uncertain bit at start

Ta stephen

Sent from my BlackBerry 10 smartphone.

From: Moore, Stephen (DfE)
Sent: Monday, 23 January 2017 10:49
To: McMurray, Stephen
Cc: McCormick, Andrew (DFE); Murphy, Shane; McCann, Brendan; Marten, Lucy
Subject: Re: RHI Regs State Aid

Stephen

Please see draft reply to Emer.

Does this look OK?

Stephen

Emer

The honest answer is we don't know. We hope so but cannot give any guarantees.

When the Commission wants to it can adopt decisions very quickly.

In this case, they are aware of the urgency from the meeting they had with Andrew.

UKREP are also keeping the Commission up to speed with developments in NI.

I was also going to discuss the RHI notification with BEIS and UKRep today at a State aid meeting in London, but due to fog, it now looks like I will be doing this by phone rather than in person.

The view from UKRep last week was that the Commission will be robust but should give this approval, as we are essentially making a minor revision to the original State aid approval and are committing to re-notify the longer term plan after the planned review and consultation.

Stephen

Sent from my BlackBerry 10 smartphone.

From: Morelli, Emer
Sent: Monday, 23 January 2017 10:36
To: McMurray, Stephen
Cc: Scott, Michelle; Moore, Stephen (DfE)
Subject: RHI Regs State Aid

Stephen

I have a further query on the State Aid re-notification process. Grateful if DfE could advise to any assurances that could be provided in respect of the re-notification process timeline ie can the Commission provide an assurance that the scheme re-notification will be considered with this 2 month period? If not what is the assessed level of risk of any delay in the EU process as flagged at para 6.23 of the business case, “the new tariffs also involve aid, albeit much reduced, but this will require a fresh notification to the European Commission. This is currently being taken forward urgently and within the timescale planned for the commencement of the new regulations. However, navigation of the EU process cannot and should not be taken for granted”.

Many thanks and happy to discuss

Emer