

From: [McCoy, Laura](#) on behalf of [Mills, John \(DETI\)](#)
To: [Private Office DETI](#)
Cc: [McCormick, Andrew \(DETI\)](#); [Stewart, Chris \(DETI\)](#); [Rooney, Eugene](#); [Wightman, Stuart](#); [Hughes, Seamus](#); [Cooper, Trevor](#); [Vaughan, Helen](#); [Robson, Rod](#); [McCrea, Ian](#); [Kerr, Sean](#); [DG DETI Press Office](#); [DETI Energy Mailbox](#)
Subject: Submission to Minister - draft notice of closure of RHI
Date: 17 February 2016 10:58:55
Attachments: [image001.gif](#)
[Submission to Minister - draft notice of closure of RHI.DOCX](#)
[Submission to Minister - draft notice of closure of RHI.tr5](#)
Importance: High

Private Office

Please see attached **desk immediate** submission from John Mills.

Regards,

Laura McCoy

Personal Secretary
Department of Enterprise, Trade & Investment
Netherleigh
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[NI Year of Food & Drink 2016](#)

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

From: John Mills

Tel No: 29215

Date: 17 February 2016

**To: 1. Timothy Cairns
2. Jonathan Bell MLA**

Copy Distribution List below

NI RENEWABLE HEAT INCENTIVE CLOSURE – NOTICE OF CLOSURE

Issue:	The publication of the RHI Notice of Closure
Timing:	DESK IMMEDIATE: Clearance necessary to allow publication of notice.
Executive Committee Referral:	Executive approval for closure of the scheme has been secured.
PFG Implications:	The PfG targets for renewable heat are 4% by 2015 and 10% by 2020.
Presentational Issues:	Internal.
FOI Implications:	FOIA exempt under sections 35 (formulation or development of government policy)
Financial Implications:	Potential impact on DEL of £95 over 5 years.
Legislation Implications:	Legislation enabling the publication of the notice passed in the Assembly on 15 February
Statutory Equality Obligations:	Screened out.
Recommendation:	That you approve the attached Notice for publication on the Department's website (Annex A)

Background

1. You brought the Renewable Heat Incentive Schemes (Amendment) Regulations (Northern Ireland) 2016 before the Assembly on 16 February 2016. The regulations were approved by the Assembly on 16 February, made on 17 February and come into operation on 18 February.
2. The regulations enable the Department to close the RHI by issuing a notice. You have agreed a date of 29 February as the date for closure of the scheme. A draft notice which closes the scheme at midnight on that date is attached at **Annex A**.

3. Once you approve the notice we will issue it as soon as possible, taking appropriate steps to bring it to the attention of those who may be affected. This will include publication on the Department's and other relevant websites, distribution of the notice and coping to the ETI Committee Clerk.

Recommendation

4. That you approve the Notice attached at **Annex A** for publication on the Department's website as soon as possible.



JOHN MILLS
Energy Division
Ext. 29215

cc: Andrew McCormick
Chris Stewart
Eugene Rooney
Stuart Wightman
Seamus Hughes
Trevor Cooper
Helen Vaughan
Rob Robson (DALO)
Ian McCrea MLA APS
Sean Kerr
Press Office

NORTHERN IRELAND RENEWABLE HEAT INCENTIVE SCHEMES

NOTICE OF SUSPENSION

It appears to the Department of Enterprise, Trade and Investment (“the Department”) in accordance with regulation 23A(1) of the Renewable Heat Incentive Scheme Regulations (Northern Ireland) 2012 (“the 2012 Regulations”) that it does not have or is not likely to have sufficient funds available to it for the purpose of meeting the total costs of:-

- (a) periodic support payments for all eligible installations accredited under regulation 22 of the 2012 Regulations and all installations likely to be so accredited; and
- (b) RHI payments for all plants accredited under regulation 21 of the Domestic Renewable Heat Incentive Scheme Regulations (Northern Ireland) 2014 (“the 2014 Regulations”) and all plants likely to be so accredited.

Accordingly, the Department under regulation 23A(2) of the 2012 Regulations and regulation 22A(1) of the 2014 Regulations hereby:-

1. suspends the operation of the Non-Domestic Renewable Heat Incentive Scheme under the 2012 Regulations insofar as that scheme relates to:-
 - (a) applications for accreditation under regulation 22;
 - (b) applications for registration under regulation 25; and
 - (c) applications for preliminary accreditation under regulation 26.

with effect from 29 February 2016 (the date of suspension). Accordingly no such applications may be made or granted after 11:59 pm on that date.

2. suspends the operation of the Domestic Renewable Heat Incentive Scheme under the 2014 Regulations in relation to applications for accreditation under regulation 17 made after 11:59 pm on the date of suspension and accordingly, no such applications may be made or granted.

However, in accordance with regulation 23A(3) of the 2012 Regulations, an application for accreditation for an eligible installation under Regulation 22 of those Regulations may still be made and granted where an application for preliminary accreditation had been made and granted before the date of suspension and that preliminary accreditation had not been withdrawn.