

From: [Wightman, Stuart](#)
To: [Hughes, Seamus](#)
Cc: [Mills, John \(DETI\)](#)
Subject: Re: TRIM: Non-Domestic Renewable Heat Incentive
Date: 17 June 2015 20:10:55

Thanks Seamus

Sent from my BlackBerry 10 smartphone.

From: Hughes, Seamus
Sent: Wednesday, 17 June 2015 16:43
To: Wightman, Stuart
Subject: FW: TRIM: Non-Domestic Renewable Heat Incentive

Stuart

Spoke again with Paul re our discussion about powers and he will factor this into his consideration. He said he would need to check the primary legislation but in principle said if you have the powers to do something then conversely the powers to reverse would also apply. That said he doesn't favour the suspension route.

He feels our main difficulty won't lie with legislation but rather managing expectation given that prospective RHI applicants could have committed to significant financial expenditure prior to applying and also there would need to be a consultation on any proposed significant change.

Our current Regulations as he has pointed out are very much mandatory i.e if eligibility criteria is met Department must accredit and if accredited RHI must be paid. He suggests we could consider building in a discretionary clause in the Regulations e.g if eligibility criteria is met and subject to

I suspect we will get something in writing from Paul over the next few days and then we can discuss further.

Regards

Seamus.

Seamus Hughes

Energy Efficiency Branch
Department of Enterprise, Trade & Investment
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From: Hughes, Seamus
Sent: 17 June 2015 14:21
To: Wightman, Stuart
Subject: FW: TRIM: Non-Domestic Renewable Heat Incentive
Importance: High

Stuart

I managed to get a word with Paul himself and he confirmed that he has looked at our query.

He will respond in writing over the next few days but he confirms we have no scope to suspend under the current regulations which are pretty mandatory in this regard. His comment to me was that if the eligibility criteria is met we are obliged to accredit and once an application is accredited we are required to make the RHI payments.

Regards

Seamus

Seamus Hughes

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From: Hughes, Seamus
Sent: 12 June 2015 13:36
To: McGinn, Paul
Cc: Mills, John (DETI); Wightman, Stuart
Subject: TRIM: Non-Domestic Renewable Heat Incentive
Importance: High

Dear Paul

Please find attached letter seeking advice on an issue which has arisen with the NI Non-Domestic Renewable Heat Incentive. I am also enclosing a copy of the relevant Regulations for ease of reference.

Many thanks

Regards

Seamus

Seamus Hughes

Energy Efficiency Branch
Department of Enterprise, Trade & Investment

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