

From: [Alan Bissett](#)
To: [Stewart, Susan](#)
Cc: [McCutcheon, Joanne](#); [Hutchinson, Peter](#); [Thompson, Sandra](#)
Subject: RE: Work Request - ACX/RHI 002
Date: 11 August 2011 17:32:26

Susan

I note from Work Request Form ACX/RHI 002 that there are three deliverables referred to. Dealing with each of these in turn, I would comment as follows:

1 First Deliverable

With regard to the first deliverable referenced in Work Request Form ACX/RHI 002, I note that you require by w/c 29th August 2011 revised NI RHI Regulations to take account of the recent GB revisions and to ensure that the regulations apply fully to NI drafting norms and practices.

We have reviewed the draft GB RHI Regulations to be debated in Parliament that appear on the DECC website and these do differ significantly from the version dated 9th March 2010 that we used to prepare the drafts of NI RHI Regulations to date.

Based on our understanding of what is required, our fee proposal in relation to the first deliverable is as follows:

Time spent

I would anticipate that the team will spend the following time on this matter during the period to the issue of the revised NI RHI Regulations on w/c 29th August 2011:

Fee-Earner	Hourly Rate (£)	Estimate of time (Hrs)	Estimate of Cost (excluding VAT) (£)
Alan Bissett (Partner)	Sensitive commercial information redacted by the RHI Inquiry		
David Trethowan (Junior Lawyer)			

Fee estimate

This equates to a total fee estimate of Sensitive commercial information redacted by the RHI Inquiry for the work to be carried out.

2 Second Deliverable

With regard to the second deliverable referenced in Work Request Form ACX/RHI 002, I note that you require by w/c 26th September 2011 revised NI RHI Regulations to take account of specific issues included in the NI RHI, as per the current consultation document. I understand that the specific issues to address may include:

- Types of technologies, with it currently proposed ASHPs and Bioliquids potentially included;
- Tariff levels;
- Treatment of AD facilities that currently receive incentives for renewable electricity under the NIRO;
- Eligibility of the heavy industrial sector (defined as those sites classified under the EU ETS); and
- Co-firing within the heavy industrial sector.

Although the Department's current position on these issues is stated in the consultation document, it is assumed that this may develop as responses are received.

You have mentioned on the Work Request Form that this deliverable will require consultation with the Department. At this stage, we do not have sufficient information available to assess the amount of work that will be required by us on these issues to provide a fee estimate for this deliverable. It would be very helpful if we could arrange to meet with the Department to discuss these issues further and we can then provide a fee estimate informed by those discussions.

3 Third Deliverable

With regard to the third deliverable referenced in Work Request Form ACX/RHI 002, I note that you require by w/c 7th November 2011 final draft NI RHI Regulations following public consultation and decision on final policy design. You have mentioned that the final draft NI RHI Regulations will need to be drafted in consultation with Ofgem and that Ofgem legal advisers will need to vet and clear the final draft.

Again, we do not have sufficient information available at this stage to assess the amount of work that will be required by us on this deliverable to provide an informed fee estimate. In relation to this deliverable, we will be in a better position to provide a fee estimate when the outcome of the public consultation is known and the decision on final policy design has been taken and I would suggest that our fee estimate could be provided at that point.

I hope that the above is in order - if you would like to discuss the above or require any further information, please do not hesitate to contact me.

Kind regards

Alan

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From: Stewart, Susan [mailto:Susan.Stewart@detini.gov.uk]
Sent: 08 August 2011 12:20
To: Alan Bissett
Cc: McCutcheon, Joanne; Hutchinson, Peter; Thompson, Sandra
Subject: Work Request - ACX/RHI 002

Alan

I attach a work request form as a follow-on from work request ACX/RHI 001. This work will ultimately provide the Department with a final version of Renewable Heat Regulations .

You will see in the attached form that the work has been set out in 3 stages. We would request you to estimate the anticipated work for all 3 stages and to get to a final version of NI RHI Regulations.

Please see the link below to the Department's consultation on the Development of a Northern Ireland Renewable Heat Incentive.

http://www.detini.gov.uk/consultation_on_the_development_of_the_northern_ireland_renewable_heat_incentive

We request a quote only at this stage.

If you need any more information, please don't hesitate to contact me

Many Thanks

Susan

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