

From: [Andresen Jacob \(Heat & Industry\)](#)
To: [Hutchinson, Peter](#)
Subject: TRIM: RE: Domestic RHI announcement: July 2013
Date: 20 March 2014 13:20:40
Attachments: [image001.jpg](#)

Re RHPP, yes, there were some supported. However, messaging for the RHPP has been clear that people who also wished to apply for the RHI would still have to meet its eligibility criteria. Getting the RHPP doesn't automatically mean you'd get RHI. See EST's website in their FAQs (see 3.35 and 5.3): [EST website](#)

The following is a list of the changes in the regulations that were made in the relaid version:

- in regulation 17(5) we have made the dates ordinal;
- in regulation 19(b) we have inserted a missing "or";
- in regulation 28(2) we have replaced "the quarterly period commencing on the tariff start date" with "a quarterly period" (this is the error we had hoped to correct in a correction slip);
- in regulation 29(6) we have replaced the reference to an MCS standard with a later version of that standard;
- in regulation 33(3)(b) we have provided for the Authority to publish tables of subsequent tariffs by 1 April each year, rather than 1 January, in order to allow more time for the Authority to reflect any relevant changes in the retail prices index in the preceding year;
- in regulation 36(2)(c) and (3)(b)(ii) we have deleted "super" and "but the super growth threshold is not exceeded" respectively in order to eliminate potential ambiguity.

We have subsequently spotted a further error which hasn't been corrected, but which Ofgem can live with for the moment through an interpretive approach to the regulations. We'll look to correct it at the next available moment though. Reg 6(b) (Solar Thermal) only refers to paragraphs 1(5)(a) and (b) of Schedule 1 regarding the relevant standards. However, it should also have referred to paragraph 1(5)(c).

Hopefully you won't have any problems if you deal with all those points in your regs!

Jacob

From: Hutchinson, Peter [<mailto:Peter.Hutchinson@detini.gsi.gov.uk>]
Sent: 20 March 2014 11:30
To: Andresen Jacob (Heat & Industry)
Subject: RE: Domestic RHI announcement: July 2013

Jacob,

Thanks for this – were any wood log / chip stoves supported under the RHPP in GB?

Also, are you able to advise what the technical error was in the Regulations – just to ensure we do not do the same thing.

Thanks,

Peter

From: Andresen Jacob (Heat & Industry) [<mailto:jacob.andresen@decc.gsi.gov.uk>]
Sent: 20 March 2014 10:24
To: Hutchinson, Peter
Subject: RE: Domestic RHI announcement: July 2013

Hi Peter

Yes, only pellet stoves (with integrated/back boilers) will be eligible. Log or chip stoves won't be eligible as the risk of fossil fuel substitution in them is too high for us to allow onto the scheme. We had lines on this in our 2012 consultation document. See the table on page 38:

https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/66155/RHI_domestic_scheme_-

[consultation.pdf](#)

Pellet stoves will need an integrated boiler. This is reflected in reg 4(1)(b)(iii) of our regs.

You should note that we had to withdraw and relay our regs earlier this month as we had to correct a technical error in them (no policy changed though). The following link takes you to the latest version:

<http://www.legislation.gov.uk/ukdsi/2014/9780111111192/contents>

Hope this helps. Get back to me if you need more information.

Jacob

From: Hutchinson, Peter [<mailto:Peter.Hutchinson@detini.gsi.gov.uk>]

Sent: 20 March 2014 10:09

To: Andresen Jacob (Heat & Industry)

Subject: RE: Domestic RHI announcement: July 2013

Jacob,

Would you be able to clarify the position on wood pellet and wood burning stoves under the GB Domestic RHI?

I see from the draft legislation that biomass stoves are defined as *a plant which is designed and installed to burn wood pellets to generate heat which is directly radiated into the room in which it is installed and is not designed to generate heat for the purpose of cooking food*. I note from this that wood burning (log burning) stoves appear to be excluded and that there is no explicit requirement for the pellet stoves to be linked to a back boiler for primary heating needs as only direct heating is mentioned in the definition. Can you advise on these points, firstly, am I right to assume log burning stoves are ineligible? And secondly, is there no need to for a back boiler for wood pellet stoves or is this requirement in-built within MCS?

In terms of wood burning stoves (if they are ineligible) can you advise on the reasoning behind excluding them, whilst including wood pellet? Also, were these systems supported under the RHPP and, if so, what happens to systems incentivised under RHPP but ineligible for RHI?

Hope these questions make sense – we have received some queries from stoves suppliers / manufacturers over last few days and some of their queries relate to GB policy and some relate to NI policy and therefore I wanted to understand the GB position better before responding.

If you are able to provide some clarification on the eligibility requires for biomass stoves (and the rationale) that would be much appreciated.

Thanks in advance,

Peter

From: Andresen Jacob (Heat & Industry) [<mailto:jacob.andresen@decc.gsi.gov.uk>]

Sent: 19 February 2014 15:43

To: Hutchinson, Peter

Subject: RE: Domestic RHI announcement: July 2013

Peter

In terms of State Aid approval, the domestic RHI was notified to the Commission on the basis that support for landlords is likely to constitute State Aid as we consider they fall within the definition of an undertaking.

Regarding the TSN, we needed to notify as we refer to technical standards in our regulations (the details of which are set out in the TSN itself).

Incidentally, the following link takes you to the final version of the regulations that were laid before Parliament last week: <http://www.legislation.gov.uk/ukdsi/2014/9780111109458/contents>

Hope this helps. Get back to me if you need anything else.

Jacob

From: Hutchinson, Peter [<mailto:Peter.Hutchinson@detini.gsi.gov.uk>]
Sent: 18 February 2014 09:39
To: Andresen Jacob (Heat & Industry)
Subject: RE: Domestic RHI announcement: July 2013

Jacob,

I noticed from a weekly update from the central comms team in DECC that the proposals for the domestic RHI in GB were notified to the EU Commission to seek State Aid approval. Can I ask what the reason was for notifying the scheme to the Commission (and notifying the Regulations re Technical Standards) despite it being primarily a scheme for the domestic market and therefore not classed as a "state aid"?

Thanks for your help,

Peter

From: Andresen Jacob (Heat & Industry) [<mailto:jacob.andresen@decc.gsi.gov.uk>]
Sent: 14 January 2014 17:45
To: Hutchinson, Peter
Subject: RE: Domestic RHI announcement: July 2013

Peter

The situation is that the draft regulations are currently out for informal JCSI review. We're expecting a response from the review next week.

We've also made a Technical Standards Notification to the European Commission. As a result, the draft regulations are in the public domain. They're viewable via the following link:
http://ec.europa.eu/enterprise/tris/pisa/app/search/index.cfm?fuseaction=pisa_notif_overview&iYear=2014&inum=15&lang=EN&sNLang=EN

In terms of planned timescale for laying the regulations in Parliament, we hope to do so on 3 February with a view to them being made on 25 March. These dates aren't for public consumption though, so grateful if you didn't disseminate them outside of DETI.

I hope this helps.

Get back to me if you need more information.

Kind regards

Jacob

From: Barber Nicola (Heat & Industry)
Sent: 14 January 2014 17:07
To: Hutchinson, Peter; Martin Nicola (Heat & Industry)
Cc: Andresen Jacob (Heat & Industry)
Subject: RE: Domestic RHI announcement: July 2013