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From: Paul Heigl
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Hello Matthew,

Please find attached a memo setting out the issue and decision that needs to be made regarding the procurement aspect for 3 service provisions to the RHI.

The issue is that all 3 contracts currently provide services to the GB scheme, initial consultations with Ofgem Procurement and GB Operations was that the risk of legal challenge to us extending these contracts was minimal and the value of the contracts so low as not to contravene EU procurement law. However Ofgem Legal have expressed concerns regarding this position and have advised a more watertight position would be to either seek external legal expertise to determine the likelihood of the success of a legal challenge and/or to run new mini-competitions for each contract.

These actions however would jeopardise the delivery timetable for this project, and in the spirit of a recent report into the risk appetite for the RHI being too risk averse, the project team recommend that we extend these contracts without the necessity of further legal expenditure and/or running mini-competitions. However we would very much like your steer/sign-off to proceed.

The final issue is that in order for two of the service providers to have time to redevelop their systems in time for the launch of the NI RHI, they need a 'green light' from us by the end of this week.

http://sharepoint/Ops/Environ/New_Scheme_Development_Lib/New%20Projects/NIRHI/Procurement/NIRHI%20contract%20procurement%20memo%20V3.docx

If you would like to meet and talk regarding any of the points raised here, please let me know.

Kind regards,

Paul Heigl

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