

From: Fergal McGoldrick [<mailto:Fergal.McGoldrick@carson-mcdowell.com>]
Sent: 15 October 2018 14:53
To: Butler, Patrick (RHI) <Patrick.Butler@rhiinquiry.org>
Cc: Declan Magee <Declan.Magee@carson-mcdowell.com>; 'Stephen Gilmore' <stephen.gilmore@barlibrary.com>
Subject: FW: Future RHI

Good afternoon Paddy,

In the course of the consultation between Mr. Aiken and Mr. Cooper on Friday reference was made to an email in November 2015.

Mr. Cooper has now provided the email below, and has asked if it could be brought to Mr. Aiken's attention.

Kind Regards,

Fergal

Fergal McGoldrick Associate - Commercial Litigation/Media

Direct: +44 (0)28 9034 8827

Mob: Personal information redacted by the RHI Inquiry

Murray House, Murray Street, Belfast, BT1 6DN

<image001.jpg>

<image002.jpg><image003.jpg>

<image004.png><image005.png>

From: Wightman, Stuart
Sent: 09 November 2015 16:47
To: Cooper, Trevor <Trevor.Cooper@detini.gov.uk>
Cc: Mills, John (DETI) <John.Mills@detini.gov.uk>; Hughes, Seamus <Seamus.Hughes@detini.gov.uk>; Willis, Adele <Adele.Willis@detini.gov.uk>
Subject: FW: Future RHI

Trevor

Further to our discussion, no changes needed to DFP wording apart from entering date of SR announcement as shown below.

*Therefore on balance I am content to grant DFP approval to the interim arrangements. At this stage, DFP approval can only be granted for new installations until **31 March 2016** due to the uncertainty around future funding of the scheme. DFP approval is therefore granted for the payments arising from new installations between 29 October 2015 and 31 March 2016. This will be revisited following the SR announcement **on 25 November 2015.***

In terms of the Finance Minister writing to HMT, we would probably want to be in a position to do that very quickly after the SR statement is published.

Happy to discuss.

Thanks, Stuart

From: Cooper, Trevor
Sent: 05 November 2015 17:35
To: Mills, John (DETI)
Cc: Rooney, Eugene; Stewart, Chris (DETI)
Subject: RE: Future RHI

John

I have been speaking to DFP on the approval point. They have asked will the time between now and SR outcome on 25 November make such a difference that we would need to write to HMT etc now?
Trevor

From: Mills, John (DETI)
Sent: 04 November 2015 15:33
To: McCormick, Andrew (DETI)
Cc: Cooper, Trevor; Wightman, Stuart; Stewart, Chris (DETI); McCoy, Laura; Hughes, Seamus
Subject: Future RHI

After a number of unsuccessful attempts I managed to get a response from DECC on possible RHI closure. They say that there have been rumours of closure for the last year but rumours is what they are. They are not anticipating closure and it is not the main scenario they are modelling but it's up to Mr Osborne. I said Minister might need to write. They said he would need to write to HMT not DECC. I asked what happened if we needed to change legislation very quickly. DECC say they would be in the same boat and could not close the scheme without further legislation. I asked if they could include NI if necessary and was told they couldn't (though take that with a pinch of salt because the enabling legislation for the NI RHI was done by DECC). Not particularly reassuring but DECC obviously feel they're dependent on the whim of HMT.

We can get Minister to get Finance Minister to write to HMT. However, that does leave us needing to implement legislation in order to meet the terms of the DFP approval.

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