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STATUTORY RULES OF NORTHERN IRELAND

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**2012 No. 396**

**ENERGY**

**The Renewable Heat Incentive Scheme  
Regulations (Northern Ireland) 2012**

*Laid before the Assembly in draft*

*Made - - - - 31st October 2012*

*Coming into operation 1st November 2012*

**THE RENEWABLE HEAT INCENTIVE SCHEME  
REGULATIONS (NORTHERN IRELAND) 2012**

PART 1

INTRODUCTORY

1. Citation and commencement
2. Interpretation
3. Renewable heat incentive scheme

PART 2

ELIGIBILITY AND MATTERS RELATING TO ELIGIBILITY

CHAPTER 1

Eligible installations

4. (1) A plant meets the criteria for being an eligible...

CHAPTER 2

Eligibility criteria for technologies

5. Eligible installations generating heat from solid biomass
6. Eligible installations generating heat from solid biomass contained in municipal waste
7. Eligible installations generating heat using solar collectors
8. Eligible installations generating heat using heat pumps

*Status: This is the original version (as it was originally made).*

9. Eligible installations which are CHP systems
10. Eligible installations generating heat using geothermal sources
11. Eligible installations generating heat using biogas
12. Other eligibility requirements for technologies
13. MCS certification for microgeneration heating equipment
14. Plants comprised of more than one plant
15. Excluded plants

### CHAPTER 3

Eligibility criteria in relation to metering and steam measuring

16. Metering of plants in simple systems
17. Metering of plants in complex systems
18. Shared meters
19. Metering of CHP systems generating electricity only before 1st September 2010
20. Matters relating to all heat meters and steam measuring equipment
21. Additional metering requirements for plants generating heat from biogas

### PART 3

#### ACCREDITATION AND REGISTRATION

22. Applications for accreditation
23. Exceptions to duty to accredit
24. Changes in ownership
25. Producers of biomethane
26. Preliminary accreditation

### PART 4

#### ONGOING OBLIGATIONS FOR PARTICIPANTS

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Ongoing obligations relating to the use of solid biomass to generate heat

27. Interpretation
28. Participants using solid biomass contained in municipal waste
29. Participants using solid biomass in accredited RHI installations with an installation capacity of between 45kWth and 1MWth

### CHAPTER 2

Ongoing obligations relating to the use of biogas to generate heat and the production of biomethane for injection

30. Biogas produced from gasification or pyrolysis
31. Participants generating heat from biogas
32. Biomethane producers

## CHAPTER 3

### Ongoing obligations relating to other matters

- 33. Ongoing obligations: general
- 34. Ongoing obligations in relation to metering
- 35. Ongoing obligations in relation to the provision of information

### PART 5

#### PERIODIC SUPPORT PAYMENTS

- 36. Payment of periodic support payments to participants
- 37. Periodic support payments for accredited RHI installations in simple systems
- 38. Periodic support payments accredited RHI installations for complex systems
- 39. Fossil fuel contamination of solid biomass and fossil fuel used for permitted ancillary purposes
- 40. Fossil fuel contamination adjustment to periodic support payments for producers and combusters of biogas produced from gasification and pyrolysis
- 41. Periodic support payments to producers of biomethane

### PART 6

#### ADDITIONAL RHI CAPACITY

- 42. Treatment of additional RHI capacity

### PART 7

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- 43. Power to temporarily withhold periodic support payments to investigate alleged non-compliance
- 44. Power to suspend periodic support payments where ongoing failure to comply
- 45. Power to permanently withhold or reduce a participant's periodic support payments
- 46. Revocation of accreditation or registration
- 47. Overpayment notices and offsetting

### PART 8

#### REVOCAION OF SANCTIONS

- 48. Revocation of Part 7 sanctions

### PART 9

#### INSPECTION

- 49. Power to inspect accredited RHI installations

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PART 10  
REVIEWS

50. Right of review

PART 11

ADMINISTRATIVE FUNCTIONS OF THE DEPARTMENT AND NOTICES

51. Publication of guidance and publication of specified information on the Department's website  
52. Notices  
Signature

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SCHEDULES

SCHEDULE

1

1. Information required for accreditation and registration

SCHEDULE

2

Provision of information in relation to the use of biomass in certain circumstances

1. Information to be provided to the Department where biomass is used for combustion or production of biomethane  
2. The information is information identifying to the best of the...  
3. The information specified in paragraph 2 must be collated by...  
4. The information specified in paragraph 2 must be provided for...  
5. For the purpose of this Schedule— “energy crop” means a...

SCHEDULE

3 - Tariffs

Table 1

Explanatory Note