
DRAFT STATUTORY INSTRUMENTS

2017 No.

The Renewable Heat Incentive Scheme Regulations 2017

PART 8

Additional RHI capacity

Additional capacity for biomethane production

77.—(1) A participant who is—

- (a) a producer of biomethane for injection;
- (b) whose original application for registration was made on or after 28th May 2014; and
- (c) who is producing additional biomethane for injection,

may apply to the Authority to be registered in respect of that additional biomethane.

(2) Regulation 31 and paragraphs (2) to (8) and (10) to (14) of regulation 32 apply to an application for registration in respect of additional biomethane as they do to an application for registration under that regulation.

(3) Where a participant is registered in respect of additional biomethane, the Authority must specify the maximum additional capacity in relation to which the participant is being registered.

(4) Periodic support payments for additional biomethane may not be made beyond the tariff end date notified in accordance with regulation 32(10)(d) when the participant was originally registered as a producer of biomethane for injection.

(5) For the purposes of this regulation—

- (a) “additional biomethane” means any biomethane—
 - (i) which exceeds the sum of the maximum initial capacity, together with any maximum additional capacity previously specified under this regulation; and
 - (ii) is being supplied by the participant for injection at the same injection point as the biomethane in respect of which that participant was first registered;
- (b) “maximum additional capacity” means the volume of biomethane expressed in cubic metres per quarterly period which—
 - (i) is additional biomethane; and
 - (ii) is the maximum volume which a participant is entitled to supply for injection under the network entry agreement applicable to that additional biomethane.

(6) Where the Authority does not register an applicant in respect of additional biomethane, it must notify the applicant in writing that the application for registration has been rejected, giving reasons.