
STATUTORY INSTRUMENTS

2016 No. 257

**The Renewable Heat Incentive Scheme
and Domestic Renewable Heat Incentive
Scheme (Amendment) Regulations 2016**

PART 3

Amendments to the Domestic Renewable Heat Incentive Scheme Regulations 2014

Amendments to the Domestic Renewable Heat Incentive Scheme Regulations 2014

15. The Domestic Renewable Heat Incentive Scheme Regulations 2014⁽¹⁾ are amended in accordance with regulations 16 to 28.

Amendments to regulation 2 (interpretation)

16. In regulation 2—

- (a) insert “(1)” before “In these Regulations—”;
- (b) for the definition of “certified installer” substitute the following definition—
 - ““certified installer” means a person who is certified by the Microgeneration Certification Scheme or a scheme—
 - (a) which is equivalent to the Microgeneration Certification Scheme; and
 - (b) under which installers are certified to that scheme’s standards by a certification body or organisation accredited to EN 45011⁽²⁾ or EN ISO/IEC 17065:2012⁽³⁾”;
- (c) after the definition of “condensing plant” insert the following definition—
 - ““consumer prices index” means—
 - (a) the consumer prices index calculated and published by the Office of National Statistics; or
 - (b) where the index is not published for a year, any substituted index or figures published by that Office”;
- (d) omit the definition of “Green Deal Assessment”;
- (e) in the definition of “MCS register” for “accredited under EN 45011 or EN ISO/IEC 17065:2012” substitute “under which installers are certified to that scheme’s standards by a certification body or organisation accredited to EN 45011 or EN ISO/IEC 17065:2012”;
- (f) for the definition of “relevant EPC” substitute the following definition—

⁽¹⁾ [S.I. 2014/928](#); relevant amending instruments are [2015/143](#), [145](#) and [1459](#).

⁽²⁾ The ISBN for the English language version of this standard is ISBN 0580294153. This standard is published by the British Standards Institution and copies can be obtained at www.bsigroup.com.

⁽³⁾ The ISBN for the English language version of this standard is ISBN 9780580784729. This standard is published by the British Standards Institution and copies can be obtained at www.bsigroup.com.

““relevant EPC” means—

- (a) on the date on which an accredited domestic plant providing heat to an RHI property is given accreditation, the most recent Energy Performance Certificate for that property for which details have been provided to the Authority; or
 - (b) if, after the date on which an accredited domestic plant providing heat to an RHI property is given accreditation, the Authority has requested a new Energy Performance Certificate for that property, the most recent Energy Performance Certificate for that property for which details have been provided to the Authority pursuant to such a request;”;
- (g) after the definition of “working day” insert the following—
- “(2) Where these Regulations provide for a figure to be stated to two decimal places and rounded, that figure must be rounded to the nearest hundredth of a penny with any two hundredth of a penny being rounded upwards.”.

Amendment to regulation 8 (certification requirements)

17. For regulation 8(1)(b) substitute—

- “(b) a scheme where—
- (i) installers are certified to that scheme’s standards by a certification body or organisation accredited to EN 45011 or EN ISO/IEC 17065:2012;
 - (ii) the plant is installed in accordance with the installation requirements applicable to the plant under that scheme on the plant’s first commissioning date and which are equivalent to a relevant installation standard; and
 - (iii) that scheme is equivalent to the Microgeneration Certification Scheme.”.

Amendment to regulation 9 (plants used to generate heat before the first commissioning date)

18. For regulation 9(2)(a) substitute—

- “(a) components, apart from solar thermal collectors (liquid filled flat plate or evacuated tubes), which solely generate heat for the purpose of heating domestic hot water;”.

Amendment to regulation 13 (plants where heat generation must be metered)

19.—(1) In regulation 13(4), before “Plant A” insert “Subject to paragraph (4A),”.

(2) After regulation 13(4) insert—

- “(4A) Subject to regulation 46(1A), paragraph (4) does not apply to eligible new-build properties.”.

Amendment to regulation 32 (calculation of grant funding deduction)

20. For regulation 32(2)(b)(ii) substitute—

- “(ii) includes 1st April of any calendar year, the value of A in the previous quarterly period adjusted by the percentage increase or decrease, for the calendar year ending on 31st December immediately preceding that 1st April, in—
- (aa) the retail prices index, if the tariff start date is earlier than 1st April 2016; or
 - (bb) the consumer prices index, if the tariff start date is on or after 1st April 2016,

the resulting figure being stated to two decimal places and rounded.”.

Amendment to regulation 34 (calculation of initial tariffs)

21. In regulation 34(3)—

(a) after “regulation 35;” omit “and”;

(b) after “regulation 36” insert—
“; and

(c) the resulting figure is stated to two decimal places and rounded.”.

Amendment to regulation 35 (calculation of initial tariffs: calculation of A)

22. For regulation 35(2)(c) substitute—

“(c) 1st April (other than 1st April 2014), A is C adjusted by the percentage increase or decrease, for the immediately preceding calendar year, in—

(i) the retail prices index, if the tariff period commences on 1st April 2015 or 1st April 2016; or

(ii) the consumer prices index, if the tariff period commences on 1st April of any subsequent calendar year,

the resulting figure being stated to two decimal places and rounded.”.

Amendment to regulation 37 (calculation of subsequent tariffs)

23.—(1) In regulation 37(2)(b)—

(a) for the formula “A x C” substitute—
“ $A \times (1 + C)$ ”

(b) omit the words from “to the nearest hundredth of a penny” to the end.

(2) In regulation 37(3)—

(a) for the formula “B x C” substitute—
“ $B \times (1 + C)$ ”

(b) omit the words from “to the nearest hundredth of a penny” to the end.

(3) For regulation 37(4)(c) substitute—

“(c) C is the percentage increase or decrease, for the calendar year ending on 31st December immediately preceding the commencement of the financial year for which the subsequent tariff is being calculated, in—

(i) the retail prices index, if the tariff start date is earlier than 1st April 2016; or

(ii) the consumer prices index, if the tariff start date is on or after 1st April 2016.

Amendments to regulation 38 (expenditure forecast statement and tariff change notice)

24.—(1) In regulation 38(4)(c), after “retail prices index” insert “or consumer prices index”.

(2) In sub-paragraph (b)(i) of the definition of “estimated spend” in regulation 38(7), after “provides heat” insert “is not an eligible new-build property and”.

Amendment to regulation 46 (changes affecting whether accredited domestic plants must be metered)

25. After regulation 46(1) insert—

“(1A) For the purposes of paragraph (1)(c), the exception for eligible new-build properties in regulation 13(4A) does not apply.”

Amendment to Schedule 3 (eligible properties)

26. In Schedule 3, for paragraph 1(2) substitute—

“(2) The requirements referred to in sub-paragraph (1)(b)(i) are that—

- (a) the property was first occupied before the first commissioning date for the plant; and
- (b) the period between the date on which the EPC was issued and the RHI date is less than 24 months.”.

Amendment to Schedule 4 (information required for accreditation)

27. In Schedule 4, omit paragraph 1(j).

Substitution of Schedule 6 (expenditure for individual technologies)

28. For Schedule 6 substitute—

“SCHEDULE 6

Regulation 36

Expenditure for individual technologies

PART 1

Biomass plants

Table 1

<i>Assessment Date</i>	<i>Expenditure threshold</i>	<i>Growth threshold</i>	<i>Super expenditure threshold</i>	<i>Super growth threshold</i>
31st July 2014	£ 2.40m		£ 4.80m	
31st October 2014	£ 4.20m	£ 1.80m	£ 8.40m	£ 3.60m
31st January 2015	£ 6.00m	£ 1.80m	£ 12.00m	£ 3.60m
30th April 2015	£ 8.40m	£ 2.40m	£ 16.80m	£ 4.80m
31st July 2015	£ 11.90m	£ 3.60m	£ 23.90m	£ 7.20m
31st October 2015	£ 15.50m	£ 3.60m	£ 31.10m	£ 7.20m
31st January 2016	£ 19.10m	£ 3.60m	£ 38.20m	£ 7.20m
30th April 2016	£ 22.70m	£ 3.60m	£ 45.40m	£ 7.20m
31st July 2016	£ 26.30m	£ 3.60m	£ 52.60m	£ 7.20m

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

<i>Assessment Date</i>	<i>Expenditure threshold</i>	<i>Growth threshold</i>	<i>Super expenditure threshold</i>	<i>Super growth threshold</i>
31st October 2016	£ 29.90m	£ 3.60m	£ 59.80m	£ 7.20m
Any date after 30th January 2017	£ 33.50m	£ 3.60m	£ 67.00m	£ 7.20m

PART 2

Air source heat pumps

Table 2

<i>Assessment Date</i>	<i>Expenditure threshold</i>	<i>Growth threshold</i>	<i>Super expenditure threshold</i>	<i>Super growth threshold</i>
31st July 2014	£ 2.40m		£ 4.80m	
31st October 2014	£ 4.20m	£ 1.80m	£ 8.40m	£ 3.60m
31st January 2015	£ 6.00m	£ 1.80m	£ 12.00m	£ 3.60m
30th April 2015	£ 8.40m	£ 2.40m	£ 16.80m	£ 4.80m
31st July 2015	£ 11.90m	£ 3.60m	£ 23.90m	£ 7.20m
31st October 2015	£ 15.50m	£ 3.60m	£ 31.10m	£ 7.20m
31st January 2016	£ 19.10m	£ 3.60m	£ 38.20m	£ 7.20m
30th April 2016	£ 22.70m	£ 3.60m	£ 45.40m	£ 7.20m
31st July 2016	£ 26.30m	£ 3.60m	£ 52.60m	£ 7.20m
31st October 2016	£ 29.90m	£ 3.60m	£ 59.80m	£ 7.20m
Any date after 30th January 2017	£ 33.50m	£ 3.60m	£ 67.00m	£ 7.20m

PART 3

Ground source heat pumps

Table 3

<i>Assessment Date</i>	<i>Expenditure threshold</i>	<i>Growth threshold</i>	<i>Super expenditure threshold</i>	<i>Super growth threshold</i>
31st July 2014	£ 2.40m		£ 4.80m	
31st October 2014	£ 4.20m	£ 1.80m	£ 8.40m	£ 3.60m
31st January 2015	£ 6.00m	£ 1.80m	£ 12.00m	£ 3.60m

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

<i>Assessment Date</i>	<i>Expenditure threshold</i>	<i>Growth threshold</i>	<i>Super expenditure threshold</i>	<i>Super growth threshold</i>
30th April 2015	£ 8.40m	£ 2.40m	£ 16.80m	£ 4.80m
31st July 2015	£ 11.90m	£ 3.60m	£ 23.90m	£ 7.20m
31st October 2015	£ 15.50m	£ 3.60m	£ 31.10m	£ 7.20m
31st January 2016	£ 19.10m	£ 3.60m	£ 38.20m	£ 7.20m
30th April 2016	£ 22.70m	£ 3.60m	£ 45.40m	£ 7.20m
31st July 2016	£ 26.30m	£ 3.60m	£ 52.60m	£ 7.20m
31st October 2016	£ 29.90m	£ 3.60m	£ 59.80m	£ 7.20m
Any date after 30th January 2017	£ 33.50m	£ 3.60m	£ 67.00m	£ 7.20m

PART 4

Solar thermal plants

Table 4

<i>Assessment Date</i>	<i>Expenditure threshold</i>	<i>Growth threshold</i>	<i>Super expenditure threshold</i>	<i>Super growth threshold</i>
31st July 2014	£ 1.20m		£ 2.30m	
31st October 2014	£ 2.10m	£ 0.90m	£ 4.10m	£ 1.80m
31st January 2015	£ 2.90m	£ 0.90m	£ 5.90m	£ 1.80m
30th April 2015	£ 3.90m	£ 1.00m	£ 7.80m	£ 1.90m
31st July 2015	£ 5.00m	£ 1.10m	£ 10.00m	£ 2.20m
31st October 2015	£ 6.10m	£ 1.10m	£ 12.20m	£ 2.20m
31st January 2016	£ 7.20m	£ 1.10m	£ 14.40m	£ 2.20m
30th April 2016	£ 8.30m	£ 1.10m	£ 16.60m	£ 2.20m
31st July 2016	£ 9.40m	£ 1.10m	£ 18.80m	£ 2.20m
31st October 2016	£ 10.50m	£ 1.10m	£ 21.00m	£ 2.20m
Any date after 30th January 2017	£ 11.60m	£ 1.10m	£ 23.20m	£ 2.20m''