
STATUTORY INSTRUMENTS

2021 No. 76

**The Domestic Renewable Heat Incentive
Scheme and Renewable Heat Incentive
Scheme (Amendment) Regulations 2021**

PART 3

Amendment of the Renewable Heat Incentive Scheme Regulations 2018

CHAPTER 6

Amendment of Part 6

Insertion of regulation 54A

25. After regulation 54 (changes in ownership) insert—

“Change of producer of biomethane for injection

54A.—(1) This regulation applies where—

- (a) a person begins to use equipment to produce biomethane for injection (“new producer”); and
- (b) a registered producer of biomethane for injection (“the original producer”) is receiving periodic support payments for the production of biomethane for injection using that same equipment.

(2) No periodic support payment may be made to the new producer until—

- (a) the new producer has notified the Authority of the change;
- (b) the steps required by paragraph (4) have been completed; and
- (c) periodic payments to the original producer for the production of biomethane for injection using the same equipment have stopped.

(3) On receipt of a notification under paragraph (2)(a), the Authority may require the new producer to provide information which the Authority considers necessary for the proper administration of the Scheme.

(4) If the Authority is satisfied that the ongoing obligations will continue to be complied with by the new producer and that the eligibility criteria will continue to be met, the Authority must (subject to regulations 31 and 81(4))—

- (a) update the central register referred to in regulation 32(10)(b) by substituting the name of the new producer; and
- (b) send the new producer a statement of eligibility including the following information—
 - (i) the date of registration of the original producer;

- (ii) the date on which the new producer is added to the register;
- (iii) the tariff which applies;
- (iv) the process and timing for providing meter readings, if applicable;
- (v) details of the frequency and timetable for periodic support payments; and
- (vi) the tariff lifetime and tariff end date.

(5) The Authority may refuse to register a new producer where it considers that one or more of the applicable ongoing obligations will not be complied with.

(6) The new registered producer must be paid periodic support payments (calculated from the date of receipt of a notification under paragraph (2)(a) until the tariff end date in accordance with these Regulations) if injection of biomethane produced by the new registered producer has commenced.

(7) This paragraph applies where, within the period of 12 months beginning with a change of producer, the Authority becomes aware that a new producer is using equipment to produce biomethane for injection and a registered producer of biomethane for injection is receiving periodic support payments for the production of biomethane for injection using that same equipment, and—

- (a) no notification is made under paragraph (2)(a); or
- (b) any information required under paragraph (3) is not provided to the Authority.

(8) If paragraph (7) applies, at the end of the period of 12 months specified in that paragraph—

- (a) the original producer will cease to be registered; and
- (b) no further periodic support payments may be made in respect of any biomethane produced using that equipment.

(9) The period specified in paragraph (7) may be extended by the Authority where the Authority considers it is just and equitable to do so.”.