STATUTORY RULES OF NORTHERN IRELAND

2015 No. 287

ELECTRICITY

The Renewables Obligation (Amendment) Order (Northern Ireland) 2015

Laid before the Assembly in draft

Made - - - -	*29th June 2015*
Coming into operation	*1st July 2015*

The Department of Enterprise, Trade and Investment ("the Department") makes the following Order in exercise of the powers conferred upon it by Articles 52 to 55F and 66(3) of the Energy (Northern Ireland) Order 2003(**1**).

The Department has had regard to those matters stated in Article 54B(4) of that Order and has held a review by virtue of Article 54B(8) of that Order.

The Department has consulted the Northern Ireland Authority for Utility Regulation, the General Consumer Council for Northern Ireland, electricity suppliers to whom this Order applies, and such generators of electricity from renewable sources in Northern Ireland and other persons as considered appropriate in accordance with Article 55E of that Order.

In accordance with Article 66(2) of that Order a draft of this instrument was laid before and approved by a resolution of the Assembly.

Citation, commencement, extent and interpretation

1.—(1) This Order may be cited as the Renewables Obligation (Amendment) Order (Northern Ireland) 2015 and comes into operation on 1st July 2015.

(2) In this Order, "the 2009 Order" means the Renewables Obligation Order (Northern Ireland) 2009(**2**).

Amendments to Article 27 of the 2009 Order (microgenerators and qualifying new small scale generators)

2. For Article 27 of the 2009 Order (microgenerators) substitute—

(**1**) S.I. 2003/419 (N.I.6) Articles 52 to 55F were substituted by S.R. 2009 No.35
(**2**) S.R. 2009 No. 154 as amended by S.R. 2010 No. 134, S.R. 2011 No. 169, S.R. 2013 No. 174 and S. R. 2014 No. 146

"**Microgenerators and qualifying new small scale generators**

27.—(1) This Article applies to a generating station which—

(a) is an accredited microgenerator,

(b) has not had a total declared net capacity in excess of 50 kilowatts at any time after 31st March 2009, and

(c) is not a qualifying new onshore wind station or a qualifying new hydro station or a qualifying new solar photovoltaic station or a qualifying new anaerobic digestion station.

(2) The amount of electricity to be stated in each NIROC issued in respect of electricity generated—

(a) by a generating station to which this Article applies, and

(b) using—

(i) pre-2013 capacity, or

(ii) 2013/14 capacity, or

(iii) 2014/15 capacity,

is

$$\frac{1}{2}$$

of a megawatt hour.

(3) The amount of electricity to be stated in each NIROC issued in respect of electricity generated—

(a) by a generating station to which this Article applies, and

(b) using 2015/16 capacity,

is

$$\frac{10}{19}$$

of a megawatt hour.

(4) The amount of electricity to be stated in each NIROC issued in respect of electricity generated—

(a) by a generating station to which this Article applies, and

(b) using post-2016 capacity,

is

$$\frac{5}{9}$$

of a megawatt hour.

(5) In this Article and in Articles 27A to 27C—

"2010/2015 qualifying new solar photovoltaic station" means a generating station which—

(a) generates electricity from the direct conversion of sunlight to electricity,

(b) was accredited after 31st March 2010 and before 1st October 2015, and

(c) has not had a declared net capacity in excess of 250 kilowatts at any time after 31st March 2010;

"2015/2016 qualifying new solar photovoltaic station" means a generating station which—

(a) generates electricity from the direct conversion of sunlight to electricity,

(b) was accredited after 30th September 2015 and before 1st October 2016, and

(c) has not had a declared net capacity in excess of 250 kilowatts at any time after 30th September 2015;

"2016/2017 qualifying new solar photovoltaic station" means a generating station which—

(a) generates electricity from the direct conversion of sunlight to electricity,

(b) was accredited after 30th September 2016, and

(c) has not had a declared net capacity in excess of 250 kilowatts at any time after 30th September 2016;

"qualifying new hydro station" means a hydro generating station which—

(a) was first accredited after 31st March 2010, and

(b) has not had a declared net capacity in excess of 5 megawatts at any time after 31st March 2010;

"qualifying new onshore wind station" means a generating station which—

(a) generates electricity from onshore wind,

(b) was accredited after 31st March 2010, and

(c) has not had a declared net capacity in excess of 5 megawatts at any time after 31st March 2010;

"qualifying new solar photovoltaic station" means—

(a) a 2010/2015 qualifying new solar photovoltaic station,

(b) a 2015/2016 qualifying new solar photovoltaic station, and

(c) a 2016/2017 qualifying new solar photovoltaic station;

"qualifying new anaerobic digestion station", means a generating station which—

(a) generates electricity from gas formed by the anaerobic digestion of material which is neither sewage nor material in a landfill,

(b) was first accredited after 31st March 2011, and

(c) has not had a declared net capacity in excess of 5 megawatts at any time after 31st March 2011.

(6) This Article is subject to Article 30.".

Amendments to Article 27A (Qualifying new onshore wind stations and qualifying new solar photovoltaic stations)

3. For Article 27A(3) of the 2009 Order(**3**) substitute—

(**3**) Article 27 substituted for Articles 27, 27A and 27B by Article 9 of S.R. 2010 No. 134, Articles 27, 27A and 27B substituted by Article 10 of S.R. 2011 No. 169 and Article 27A amended by Article 18 of S.R. 2013 No. 116.