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STATUTORY RULES OF NORTHERN IRELAND

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**2012 No. 47**

**The Rates (Microgeneration) Order (Northern Ireland) 2012**

**Amendment of the Rates (Northern Ireland) Order 1977**

2.—(1) The Rates (Northern Ireland) Order 1977 shall be amended in accordance with paragraphs (2) and (3).

(2) In Article 2(2) after the definition of “levy” there shall be inserted the following definition—

““microgeneration capacity” means the capacity of plant or machinery to generate electricity or to produce heat where—

(a) in generating electricity or, as the case may be, producing heat, the plant or machinery relies wholly or mainly on one or more of the following sources of energy or technologies—

- (i) biomass;
- (ii) biofuels;
- (iii) fuel cells;
- (iv) photovoltaics;
- (v) water (including waves and tides);
- (vi) wind;
- (vii) solar power;
- (viii) geothermal sources;
- (ix) heat from air, water or the ground;
- (x) combined heat and power systems; and

(b) the capacity of the plant or machinery to generate electricity or, as the case may be, to produce heat does not exceed—

- (i) 50 kilowatts, in relation to the generation of electricity; and
- (ii) 45 kilowatts thermal, in relation to the production of heat;”.

(3) In paragraph 3 of Part III of Schedule 12(1)—

(a) in Class 1 for “(other than excepted plant and machinery)” there shall be substituted—

“(except to the extent that plant and machinery has microgeneration capacity and excluding excepted plant and machinery)”.

(b) in Class 2 for “Plant” where it first occurs there shall be substituted—

“Except to the extent that plant or machinery has microgeneration capacity, plant”.

(c) in Class 3 at the beginning for “The following items—” there shall be substituted—

“Except to the extent that they have microgeneration capacity, the following items—”

(d) in Class 4 after (b) insert—

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**Status:** This is the original version (as it was originally made).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

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“(ba) so much of any item as has microgeneration capacity;”.