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STATUTORY INSTRUMENTS

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**2018 No. 635**

**The Renewable Heat Incentive Scheme  
and Domestic Renewable Heat Incentive  
Scheme (Amendment) Regulations 2018**

**PART 3**

**Amendments to the Renewable Heat Incentive Scheme Regulations 2018**

**Amendments to regulation 32 (producers of biomethane)**

**14.** In regulation 32—

(a) after paragraph (4) insert—

“(4A) Where a producer of biomethane for injection makes an application for registration on or after 20th June 2018, the Authority must not register an applicant unless—

- (a) the applicant has specified the biogas production plant to be used for the purposes of its registration; and
- (b) the equipment used to produce biomethane has been commissioned.”,

(b) after paragraph (12) insert—

“(12A) Where an application for registration is made on or after 1st October 2018, the Authority must not register an applicant unless—

- (a) any necessary environmental permits have been granted in respect of the processes by which the biogas which is used to produce the biomethane is produced, the biogas is converted into biomethane, or the biomethane is injected; and
- (b) a declaration is made that the processes by which the biogas which is used to produce the biomethane is produced, the biogas is converted into biomethane, or the biomethane is injected comply, and will continue to comply, with all local and national laws including those relating to the protection of the environment.”,

(c) after paragraph (13)(c) insert—

“(d) in the case of an application for registration made on or after 20th June 2018, may refuse to register an applicant where the Authority is satisfied that the biogas production plant specified in accordance with paragraph (4A)(a) has been used for the purposes of the registration of any other participant”.