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DRAFT STATUTORY INSTRUMENTS

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**2011 No.**

**The Renewable Heat Incentive Scheme Regulations 2011**

**PART 4**

**Ongoing obligations for participants**

**CHAPTER 3**

**Ongoing obligations relating to other matters**

**Ongoing obligations: general**

- 34.** Participants must comply with the following ongoing obligations, as applicable—
- (a) they must keep and provide upon request by the Authority records of type of fuel used and fuel purchased for the duration of their participation in the scheme;
  - (b) they must keep and provide upon request by the Authority written records of fossil fuel used for the permitted ancillary purposes specified in Chapters 1 and 2;
  - (c) they must submit an annual declaration as requested by the Authority confirming, as appropriate, that they are using their accredited RHI installations in accordance with the eligibility criteria and are complying with the relevant ongoing obligations;
  - (d) they must notify the Authority if any of the information provided in support of their application for accreditation or registration was incorrect;
  - (e) they must ensure that their accredited RHI installation continues to meet the eligibility criteria;
  - (f) they must comply with any condition attached to their accreditation or registration;
  - (g) they must keep their accredited RHI installation maintained to the Authority's satisfaction and keep evidence of this including service and maintenance documents;
  - (h) participants combusting biogas must not deliver heat by air from their accredited RHI installation to the biogas production plant producing the biogas used for combustion;
  - (i) they must allow the Authority or its authorised agent reasonable access in accordance with Part 9;
  - (j) participants generating heat from solid biomass must comply with the regulation specified by the Authority in accordance with regulation 22(6)(e);
  - (k) they must notify the Authority within 28 days where they have ceased to comply with an ongoing obligation or have become aware that they will not be able so to comply, or where there has been any change in circumstances which may affect their eligibility to receive periodic support payments;
  - (l) they must notify the Authority within 28 days of the addition or removal of a plant supplying heat to a heating system of which their accredited RHI installation forms part;
  - (m) they must notify the Authority within 28 days of a change in ownership of all or part of their accredited RHI installation;

- (n) they must repay any overpayment in accordance with any notice served under regulation 48;
- (o) they must, if requested, provide evidence that the heat for which periodic support payments are made is used for an eligible purpose;
- (p) they must not generate heat for the predominant purpose of increasing their periodic support payments;
- (q) they must comply with such other administrative requirements that the Authority may specify in relation to the effective administration of the scheme.