



Notification Number: 2009/694/UK

## Feed-In Tariffs Scheme

Date received : 21/12/2009

End of Standstill : 22/03/2010

Issue of comments by : Commission

### Message

Message 001

Communication from the Commission - SG(2009) D/52990

Directive 98/34/EC

Notificación - Oznámení - Notifikation - Notifizierung - Teavitamine - Γνωστοποίηση - Notification - Notification - Notifica - Pieteikums - Pranešimas - Bejelerentés - Notifika - Kennisgeving - Zawiadomienie - Notificação - Hlásenie-Obvestilo - Ilmoitus - Anmälan - Нотификация : 2009/0694/UK - Notificare.

No abre el plazo - Nezahtuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - Не се предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 200902990.EN)

#### 1. Structured Information Line

MSG 001 IND 2009 0694 UK EN 22-03-2010 21-12-2009 UK NOTIF 22-03-2010

#### 2. Member State

UK

#### 3. Department Responsible

Department for Business, Innovation and Skills

Innovation & Enterprise Group

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#### 3. Originating Department

Department of Energy and Climate Change

#### 4. Notification Number



2009/0694/UK - N20E

## **5. Title**

Feed-In Tariffs Scheme

## **6. Products Concerned**

Equipment for the small scale production of renewable electricity and the assured installation of that equipment

## **7. Notification Under Another Act**

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## **8. Main Content**

The Feed-in Tariffs Scheme is designed to appropriately remunerate [small-scale] generation of low carbon electricity to surmount the financial barriers associated with small scale low carbon electricity technologies, but not over compensate such production, and to use existing schemes (Microgeneration Certification Scheme, MCS, Renewables Obligation, RO) for ensuring that remunerated small scale generation of low carbon electricity is based on well-founded and correctly installed technologies

This scheme legally binds the electricity supply industry into the feed-in tariff scheme and provides a mechanism (including, e.g., use of existing accreditation schemes, registration and scheme administration) to provide oversight of low carbon energy generators to both provide a degree of protection akin to consumer protection (as purchasers of the equipment and services) and to ensure governance of the scheme (as suppliers of low carbon electricity)

## **9. Brief Statement of Grounds**

The Electricity Act 1989 requires that electricity suppliers must hold and comply with the terms of a licence that is issued and enforced by the energy markets regulator Ofgem.

It is proposed to introduce the scheme by way of secondary legislation setting out the statutory operational requirements for effective administration of the scheme, and modifications to electricity supply licences.

One key aspect of the feed-in tariff scheme is to use the existing MCS accreditation process (see Notification 2007/458/UK) where appropriate, and existing RO processes for which eligibility is determined by the source of electricity rather than through technical requirements. The feed-in tariff scheme merely links to the existing MCS and the RO accreditation processes and does not alter them. The need to link to both systems arises to ensure coverage of all technologies.

The MCS scheme is designed to promote consumer confidence in reliable and effective microgeneration products and installers, through a process of certification, by an independent third party, accredited under EN 45011, of compliance with relevant European standards. Consistent with Recital 45 to and Article 13 of Directive 2009/28/EC, the MCS scheme does not impede the free movement of goods: UK Government figures suggest that the proportion of microgeneration products whose purchasers are eligible for financial assistance which are sourced from non-UK suppliers has increased under the MCS scheme (to 87%). Moreover, it should be noted that payments under the Feed-in Tariff Scheme will not be made only to those with MCS certification: electricity generated using any products which have been manufactured and installed subject to an equivalent process (i.e. with their compliance with equivalent standards certified by an EN45011-accredited independent third party) will also be eligible for the feed-in tariff.



**10. Reference Documents - Basic Texts**

e) No basic texts.

**11. Invocation of the Emergency Procedure**

No

**12. Grounds for the Emergency**

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**13. Confidentiality**

No

**14. Fiscal measures**

No

**15. Impact assessment**

Impact assessment in a separate file.

**16. TBT and SPS aspects**

TBT Aspect

No.

The draft does not have a significant effect on international trade.

SPS Aspect

No.

The draft is not a sanitary or phytosanitary measure in the sense of Annex A of the SPS Agreement.

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