

UNITED STATES OF AMERICA

DEPARTMENT OF ENERGY

OFFICE OF FOSSIL ENERGY

_____)
KAMINE/BESICORP CARTHAGE L.P.) FE DOCKET NO. 89-48-NG
_____)

ORDER AMENDING PREVIOUS ORDER
FOR THE PURPOSE OF ADDING IMPORT POINTS

DOE/FE ORDER NO. 389-A

—

In DOE/FE Opinion and Order No. 389 (Order 389),^{1/} issued March 28, 1993, Kamine/Besicorp Carthage L.P. (Kamine/Besicorp) was authorized to import up to 14,200 Mcf of gas per day and a total of 104 Bcf over a 20-year term using existing pipeline facilities. These volumes are used to fuel a 49.9-megawatt cogeneration plant in Carthage, New York. Under the arrangement approved in Order 389, Kamine/Besicorp imported the gas at Emerson, Manitoba, and transported it from there through pipelines owned by Great Lakes Gas Transmission Company Limited Partnership, ANR Pipeline Company, Texas Gas Pipeline Company, and CNG Transmission Corporation (CNG). CNG delivered the gas to Niagara Mohawk Power Company for ultimate delivery to the cogeneration plant.

On October 20, 1993, Kamine/Besicorp notified the Office of Fuels Programs, Fossil Energy, in accordance with 590.407 of

the Department of Energy's (DOE) administrative procedures, that

1/ 1 FE □ 70,309.

beginning November 1, 1993, it proposes to import this gas for its cogeneration plant at the interconnection of the pipeline systems of TransCanada PipeLines Limited (TransCanada) and Empire State Pipeline Company (Empire) at Chippewa, Ontario/Grand Island, New York. Empire is currently under construction and is expected to be placed in commercial operation between November 1, 1993, and December 1, 1993. In the event the Empire construction is not complete by November 1, 1993, Kamine/Besicorp would import the gas at the interconnection of TransCanada's facilities and those of either Tennessee Gas Pipeline Corporation at Niagara, New York, or Iroquois Gas Transmission, L.P. at Waddington, New York.

Under section 3 of the Natural Gas Act,^{2/} as amended by section 201 of the Energy Policy Act of 1992 (Pub. L. 102-486), the importation of natural gas from a nation with which the United States has in effect a free trade agreement requiring national treatment for trade in natural gas is deemed to be consistent with the public interest and must be granted without modification or delay. Therefore, approving additional import points for gas imported from Canada, a nation with which a free trade agreement is in effect, is consistent with the public interest.

ORDER

Pursuant to section 3 of the Natural Gas Act, DOE/FE Opinion and Order No. 389, issued March 28, 1990, is amended to authorize

2/ 15 U.S.C. § 717b.

—

Kamine/Besicorp Carthage L.P. to import natural gas from Canada at the following additional import points: (1) the point of interconnection of the TransCanada PipeLines Limited (TransCanada) and Tennessee Gas Pipeline Company pipeline systems near Niagara, New York; (2) the point of interconnection of the TransCanada and Iroquois Gas Transmission, L.P. pipeline systems near Waddington, New York; and (3) the point of interconnection of the TransCanada and Empire State Pipeline Company pipeline systems near Grand Island, New York. In all other respects the earlier order shall remain in full force and effect.

Issued in Washington, D.C., on November 1, 1993.

Anthony J. Como
Director
Office of Coal & Electricity
Office of Fuels Programs
Office of Fossil Energy