

UNITED STATES OF AMERICA

DEPARTMENT OF ENERGY

OFFICE OF FOSSIL ENERGY

_____)
BRYMORE ENERGY INC.)
_____)

FE DOCKET NO. 93-61-NG

ORDER GRANTING BLANKET AUTHORIZATION TO
IMPORT AND EXPORT NATURAL GAS
FROM AND TO CANADA

DOE/FE ORDER NO. 820

JULY 13, 1993

I. DESCRIPTION OF REQUEST _____

On June 21, 1993, Brymore Energy Inc. (Brymore) filed an application with the Office of Fossil Energy of the Department of Energy (DOE), under section 3 of the Natural Gas Act (NGA),^{1/}

for blanket authorization to import up to 200 billion cubic feet (Bcf) of natural gas from Canada and to export up to 200 Bcf of natural gas to Canada. The term of the authorization would be for a period of two years beginning on the date of the first import or export delivery after August 13, 1993.^{2/} Brymore is

a Delaware corporation with its principal place of business in Calgary, Alberta, Canada. Brymore will import and export the gas under spot and short-term purchase arrangements, either on its own behalf or as an agent for others. The requested authorization does not involve the construction of new pipeline facilities.

II. FINDING _____

The application filed by Brymore has been evaluated to determine if the proposed import/export arrangement meets the public interest requirement of section 3 of the NGA, as amended by section 201 of the Energy Policy Act of 1992 (Pub. L. 102-486). Under section 3(c), the import or export of natural gas from or to a nation with which there is in effect a free

1/ 15 U.S.C. Sec. 717b. _____

2/ This is the expiration date of Brymore's current blanket authorization to export natural gas to Canada, granted by DOE/FE Opinion and Order No. 320 on July 9, 1991 (1 FE 70,229).

Brymore's current blanket authorization to import Canadian natural gas, granted by DOE/FE Opinion and Order No. 518 on July 9, 1991 (1 FE Para. 70,464), expires August 19, 1993.

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. The authorization sought by Brymore to import and export natural gas from and to Canada, a nation with which a free trade agreement is in effect, meets the section 3(c) criterion and, therefore, is consistent with the public interest. This blanket order authorizes transactions under contracts with terms of no longer than two years.

ORDER

Pursuant to section 3 of the Natural Gas Act, it is ordered that:

A. Brymore Energy Inc. (Brymore) is authorized to import up to 200 billion cubic feet (Bcf) of natural gas from Canada and export up to 200 Bcf of natural gas to Canada for a two-year period beginning on the date of the first import or export delivery after August 13, 1993. This natural gas may be imported and exported at any point on the border of the United States and Canada.

B. Within two weeks after deliveries begin, Brymore shall notify the Office of Fuels Programs (OFP), Fossil Energy, Room 3F-056, FE-50, Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C. 20585, in writing, of the date that the first import and export delivery of natural gas authorized in Ordering Paragraph A above occurred.

C. With respect to the natural gas imports and exports authorized by this Order, Brymore shall file with OFP, within 30 days following each calendar quarter, quarterly reports indicating whether imports or exports of natural gas have been made. If no imports or exports of natural gas have been made, a report of "no activity" for that calendar quarter must be filed. If imports or exports occur, Brymore must report total monthly volumes in Mcf and the average purchase price of gas per MMBtu at the international border. The reports shall also provide the details of each import and export transaction, including:

- (1) the name of the seller(s);
- (2) the name of the purchaser(s);
- (3) the estimated or actual duration of the agreement(s);
- (4) the name of the United States transporter(s);
- (5) the point(s) of entry and exit;
- (6) the geographic market(s) served;
- (7) whether sales are being made on an interruptible or firm basis; and, if applicable,
- (8) the per unit (MMBtu) demand/commodity/reservation charge breakdown of the contract price.

D. The first quarterly report required by Ordering Paragraph C of this Order is due not later than October 30, 1993, and should cover the period from August 14, 1993, until the end of the third calendar quarter, September 30, 1993.

Issued in Washington, D.C., on July 13, 1993.

Anthony J. Como
Acting Deputy Assistant Secretary
for Fuels Programs
Office of Fossil Energy

