

UNITED STATES OF AMERICA

DEPARTMENT OF ENERGY

OFFICE OF FOSSIL ENERGY

HUSKY GAS MARKETING, INC.

FE DOCKET NO. 01-41-NG

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

DOE/FE ORDER NO. 1702

AUGUST 10, 2001

I. DESCRIPTION OF REQUEST

On August 3, 2001, Husky Gas Marketing, Inc. (HGMI) 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/} and DOE Delegation Order Nos. 0204-111 and 0204-127, for blanket authorization to import and export up to a combined total of 250 billion cubic feet (Bcf) of natural gas from and to Canada over a two-year term commencing on August 10, 2001, and extending through August 9, 2003. HGMI, a marketer of natural gas, is a Delaware corporation, with its principal office located in Calgary, Alberta, Canada. HGMI will import and export the natural gas under spot and short-term purchase arrangements on its own behalf and on the behalf of others. The requested authorization does not involve the construction of new pipeline facilities. Additionally, on November 9, 1999, HGMI was granted authorization in DOE/FE Order No.1539 to import natural gas from Canada for a two-year term commencing December 1, 1999, and extending through November 30, 2001.^{2/} HGMI requests that Order 1539 be vacated since the proposed authorization would supersede the current authorization.

II. FINDING

The application filed by HGMI has been evaluated to determine if the proposed import and 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

^{1/} 15 U.S.C. § 717b.

^{2/} 2 FE ¶ 70,407.

export of natural gas from or to a nation with which there is 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. The authorization sought by HGMI 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. Husky Gas Marketing, Inc. (HGMI) is authorized to import and export up to a combined total of 250 Bcf of natural gas from and to Canada over a two-year term commencing on August 10, 2001, and extending through August 9, 2003. This natural gas may be imported or exported at any point on the international border of the United States and Canada.

B. With respect to the natural gas imports and exports authorized by this Order, HGMI shall file with Office of Natural Gas & Petroleum Import & Export Activities, within 30 days following each calendar quarter, reports indicating whether imports or exports of natural gas have been made.

Quarterly reports must be filed whether or not initial deliveries have begun. 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 have occurred, HGMI must report the following: (1) total monthly volumes in Mcf; (2) the average purchase price of gas per MMBtu at the international border; (3) the name of the seller(s); (4) the name of the purchaser(s); (5) the estimated or actual duration of the agreement(s); (6) the name of the United States transporter(s); (7) the point(s) of entry or exit; (8) the geographic market(s) served

(for imports, by State). For import transactions only, the report shall also include: (1) whether sales are being made on an interruptible or firm basis; and, if applicable, (2) the per unit (MMBtu) demand/commodity/reservation charge breakdown of the contract price. [OMB No.: 1901-0294]

C. The first quarterly report required by Ordering Paragraph B of this Order is due not later than October 30, 2001, and should cover the period from August 10, 2001, through the end of the third calendar quarter, September 30, 2001.

D. Quarterly reports shall be filed with the Office of Natural Gas & Petroleum Import & Export Activities, Fossil Energy, Room 3E-042, Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C., 20585.

E. The authorization to import natural gas from Canada in DOE/FE Order No. 1539 is hereby vacated.

Issued in Washington, D.C., on August 10, 2001.

Clifford P. Tomaszewski
Manager, Natural Gas Regulation
Office of Natural Gas & Petroleum
Import & Export Activities
Office of Fossil Energy