

UNITED STATES OF AMERICA
DEPARTMENT OF ENERGY
OFFICE OF FOSSIL ENERGY

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DOE/FE/FOIA

IRVING OIL TERMINALS INC.

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DOCKET NO. 05-109-NG

ORDER GRANTING BLANKET AUTHORIZATION TO
IMPORT NATURAL GAS FROM CANADA

DOE/FE ORDER NO. 2161

DECEMBER 28, 2005

I. DESCRIPTION OF REQUEST

On November 17, 2005, Irving Oil Terminals Inc. (Irving Oil) 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 a total of 29 billion cubic feet of natural gas from Canada. Irving Oil requests the authorization be granted for a two-year term beginning on January 1, 2006. Irving Oil is a Delaware corporation with its principal place of business in Portsmouth, New Hampshire.

II. FINDING

The application 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 of natural gas from 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 Irving Oil to import natural gas from 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 Order authorizes transactions with terms of no longer than two years.

^{1/} 15 U.S.C. § 717b. This authority is delegated to the Assistant Secretary for Fossil Energy pursuant to Redelegation Order No. 00.002.04A (April 13, 2005).

ORDER

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

A. Irving Oil Terminals Inc. (Irving Oil) is authorized to import up to 29 billion cubic feet of natural gas from Canada. The two-year term of authority begins on January 1, 2006, and extends through December 31, 2007.

B. This natural gas may be imported at any entry point on the border of the United States and Canada.

C. **Monthly Reports:** With respect to the imports of natural gas authorized by this Order, Irving Oil shall file with the Office of Natural Gas Regulatory Activities, within 30 days following each calendar month, a report indicating whether imports of natural gas have been made. Monthly reports must be filed whether or not initial deliveries have begun. If imports of natural gas have not been made, a report of “no activity” for the month must be filed. If imports of natural gas have occurred, the report must give the following details: (1) country of origin (2) point(s) of entry; and (3) total volume at each import point in Mcf for the month. [OMB NO.: 1901-0294]

D. The first monthly report required by this Order is due not later than February 28, 2006, and should cover the reporting period of January 1, 2006, through January 31, 2006.

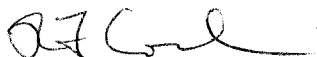
E. **Quarterly Reports:** With respect to the natural gas imports authorized by this Order, Irving Oil shall file with the Office of Natural Gas Regulatory Activities, within 30 days following each calendar quarter, reports indicating whether imports of natural gas have been made. Quarterly reports must be filed whether or not initial deliveries

have begun. If imports of natural gas have not been made, a report of "no activity" for that calendar quarter must be filed. If imports of natural gas have occurred, the report must give the details of each transaction, including: (1) the total monthly volumes in thousand cubic feet (Mcf); (2) the average purchase price of gas per million British thermal units (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; and (8) the geographic market(s) served. [OMB No.: 1901-0294]

F. The first quarterly report required by this Order is due not later than April 30, 2006, and should cover the period from January 1, 2006, until the end of the first calendar quarter, March 30, 2006.

G. The quarterly reports shall be filed with the U.S. Department of Energy, Office of Natural Gas Regulatory Activities, FE-34, P.O. Box 44375, Washington, D.C. 20026-4375.

Issued in Washington, D.C., on December 28, 2005.



R. F. Corbin
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