

UNITED STATES OF AMERICA  
DEPARTMENT OF ENERGY  
OFFICE OF FOSSIL ENERGY AND CARBON MANAGEMENT

IRVING OIL TERMINALS OPERATIONS LLC )  
)

DOCKET NO. 21-95-NG

ORDER GRANTING BLANKET AUTHORIZATION  
TO IMPORT NATURAL GAS FROM CANADA

DOE/FECM ORDER NO. 4746

OCTOBER 14, 2021

## I. DESCRIPTION OF REQUEST

On September 9, 2021, Irving Oil Terminals Operations LLC (Irving Oil Terminals Operations) filed an application with the Office of Fossil Energy and Carbon Management (FECM) of the Department of Energy (DOE) under section 3 of the Natural Gas Act (NGA)<sup>1</sup> for blanket authorization to import 58 billion cubic feet (Bcf) of natural gas from Canada by pipeline. The applicant requests the authorization be granted for a two-year term beginning on October 24, 2021.<sup>2</sup> Irving Oil Terminals Operations is a Maine limited liability company with its principal place of business in Portsmouth, New Hampshire.

## II. FINDING

The application has been evaluated to determine if the proposed import 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 and export of natural gas, including liquefied natural gas (LNG), from and to a nation with which there is in effect a free trade agreement requiring national treatment for trade in natural gas and the import of LNG from other international sources are deemed to be consistent with the public interest, and applications for such imports and exports must be granted without modification or delay. The authorization sought by Irving Oil Terminals Operations to import natural gas from Canada, a nation with which a free trade agreement requiring national treatment for trade in natural gas is

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<sup>1</sup> Authority to regulate the imports and exports of natural gas, including liquefied natural gas (LNG), under section 3 of the NGA (15 U.S.C. § 717b) has been delegated to the Assistant Secretary for FECM in Redelelegation Order No. S4-DEL-FE1-2021, issued on March 25, 2021. On July 4, 2021, the Office of Fossil Energy changed its name to the Office of Fossil Energy and Carbon Management.

<sup>2</sup> Irving Oil Terminals Operations' blanket authorization, granted in DOE/FE Order No. 4450, extends through October 23, 2021.

in effect, meets the section 3(c) criterion and, therefore, is consistent with the public interest. This Order authorizes transactions with terms of not greater than two years.

### ORDER

Pursuant to section 3 of the NGA, it is ordered that:

A. Irving Oil Terminals Operations is authorized to import 58 Bcf of natural gas from Canada, pursuant to transactions that have terms of not greater than two years. This authorization shall be effective for a two-year term beginning on October 24, 2021, and extending through October 23, 2023.

B. This natural gas may be imported by pipeline at any point on the border between the United States and Canada.

C. **Monthly Reports:** With respect to the natural gas imports authorized by this Order, Irving Oil Terminals Operations shall file with the Office of Regulation, Analysis, and Engagement, within 30 days following the last day of 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 no imports have been made, a report of “no activity” for that month must be filed. If imports of natural gas have occurred, the report must give the following details: (1) the country of origin; (2) the point(s) of entry; (3) the volume in thousand cubic feet (Mcf); (4) the average purchase price of gas per million British thermal units (MMBtu) at the international border; (5) the name of the supplier(s); (6) the name of the U.S. transporter(s); (7) the estimated or actual duration of the supply agreement(s); and (8) the geographic market(s) served (list State(s), U.S. Census Region(s), or general U.S. geographic area(s)).

(Approved by the Office of Management and Budget under OMB Control No. 1901-0294)

D. The first monthly report required by this Order is due not later than November 30, 2021, and should cover the reporting period from October 24, 2021, through October 31, 2021.

E. All monthly report filings on Form FE-746R shall be made to the U.S. Department of Energy (FE-34), Office of Fossil Energy and Carbon Management, Office of Regulation, Analysis, and Engagement, according to the methods of submission listed on the Form FE-746R reporting instructions available at <https://www.energy.gov/fe/services/natural-gas-regulation>.

Issued in Washington, D.C., on October 14, 2021.

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Amy R. Sweeney  
Director, Office of Regulation, Analysis, and Engagement  
Office of Resource Sustainability