

UNITED STATES OF AMERICA

DEPARTMENT OF ENERGY

OFFICE OF FOSSIL ENERGY

UNIPER GLOBAL COMMODITIES)
NORTH AMERICA LLC)

FE DOCKET NO. 18-73-NG
FE DOCKET NO. 17-83-NG

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

DOE/FE ORDER NOS. 4207 AND 4064-A

JULY 20, 2018

I. DESCRIPTION OF REQUEST

On June 21, 2018, Uniper Global Commodities North America LLC (Uniper Global Commodities North America) filed an application with the Office of Fossil Energy (FE) of the Department of Energy (DOE) under section 3 of the Natural Gas Act (NGA)¹ for blanket authorization to import and export up to a combined total of 365 billion cubic feet (Bcf) of natural gas from and to Canada via pipeline. The applicant requests the authorization be granted for a two-year term beginning on the date the Order is issued. Uniper Global Commodities North America is a Delaware limited liability company with its principal place of business in Chicago, Illinois.

On July 17, 2017, in FE Docket No. 17-83-NG, DOE/FE issued DOE/FE Order No. 4064, granting Uniper Global Commodities North America blanket authorization to import and export up to a combined total of 7.2 Bcf of natural gas from and to Canada for a two-year term beginning on July 17, 2017, and extending through July 16, 2019. On June 21, 2018, Uniper Global Commodities North America requested that DOE/FE vacate its existing authorization in DOE/FE Order No. 4064, effective the date this Order is issued.²

II. FINDING

The Application has been evaluated to determine if the proposed import and/or 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 and export of natural gas, including liquefied natural gas (LNG), from and to a nation with which

¹ Authority to regulate the imports and exports of natural gas, including liquefied natural gas, under section 3 of the NGA (15 U.S.C. § 717b) has been delegated to the Assistant Secretary for FE in Redefinition Order No. 00-006.02 issued on November 17, 2014.

² See Application. See also supplemental e-mail from Vanessa Colon, Senior Legal Counsel and Compliance Officer, Uniper Global Commodities North America, to DOE/FE (July 9, 2018) (confirming Uniper Global Commodities North America's request to vacate prior authorization in DOE/FE Order No. 4064).

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 Uniper Global Commodities North America to import and export natural gas from and to Canada, a nation with which a free trade agreement requiring national treatment for trade in natural gas 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.

ORDER

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

A. Uniper Global Commodities North America is authorized to import and export up to a combined total of 365 Bcf of natural gas from and to Canada and Mexico, pursuant to transactions that have terms of no longer than two years. This authorization shall be effective for a two-year term beginning on July 20, 2018, and extending through July 19, 2020.

C. This natural gas may be imported and exported via pipeline at any point on the border between the United States and Canada.

D. **Monthly Reports:** With respect to the natural gas imports and exports authorized by this Order, Uniper Global Commodities North America shall file with the Office of Regulation and International Engagement, within 30 days following the last day of each calendar month, a report indicating whether imports or exports of natural gas have been made. Monthly reports must be filed whether or not initial deliveries have begun. If no imports and/or exports have been made, a report of “no activity” for that month must be filed. If imports and/or exports of natural gas have occurred, the report must give the following details: (1) for imports, the country

of origin; (2) for exports, the country of destination; (3) the point(s) of entry and exit; (4) the volume in thousand cubic feet (Mcf); (5) the average purchase price of gas per million British thermal units (MMBtu) at the international border; (6) the name of the supplier(s); (7) the name of the U.S. transporter(s); (8) the estimated or actual duration of the supply agreement(s); and (9) for imports, the geographic markets 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)

E. The first monthly report required by this Order is due not later than August 30, 2018, and should cover the reporting period from July 20, 2018, through July 31, 2018.

F. All monthly report filings shall be made to U.S. Department of Energy (FE-34), Office of Fossil Energy, Office of Regulation and International Engagement, P.O. Box 44375, Washington, D.C. 20026-4375, Attention: Natural Gas Reports. Alternatively, reports may be e-mailed to ngreports@hq.doe.gov, or may be faxed to Natural Gas Reports at (202) 586-6050.

G. Uniper Global Commodities North America's blanket authorization to import and export natural gas from and to Canada, granted in DOE/FE Order No. 4064 on July 17, 2017, is hereby vacated effective July 20, 2018.

Issued in Washington, D.C., on July 20, 2018.

Amy R. Sweeney
Director, Division of Natural Gas Regulation