

UNITED STATES OF AMERICA

DEPARTMENT OF ENERGY

OFFICE OF FOSSIL ENERGY

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IRVING OIL TERMINALS INC. )  
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FE DOCKET NO. 20-41-CNG

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

DOE/FE ORDER NO. 4533

MAY 1, 2020

## I. DESCRIPTION OF REQUEST

On April 27, 2020, Irving Oil Terminals Inc. (Irving Oil Terminals) 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)<sup>1</sup> for blanket authorization to import and export compressed natural gas (CNG) from and to Canada by truck, in a combined total of 58 billion cubic feet (Bcf) of natural gas. The applicant requests the authorization be granted for a two-year term beginning on June 22, 2020.<sup>2</sup> Irving Oil Terminals is a New Hampshire 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 arrangements meet 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. DOE/FE has determined that CNG falls within the statutory definition of natural gas. 15 U.S.C. § 717a(5); *see also* 10 C.F.R. § 500.2. The authorization sought by Irving Oil Terminals to import and export CNG by truck 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)

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<sup>1</sup> The 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 Redlegation Order No. 00-002.04G issued on June 4, 2019.

<sup>2</sup> Irving Oil Terminals' blanket authorization to import and export CNG from and to Canada by truck, granted in DOE/FE Order No. 4185 on May 21, 2018, extends through June 21, 2020.

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 is authorized to import and export CNG from and to Canada by truck, in a combined total of 58 Bcf of natural gas, pursuant to transactions that have terms of not greater than two years. This authorization shall be effective for a two-year term beginning on June 22, 2020, and extending through June 21, 2022.

B. This CNG may be imported and exported by truck at any point on the border between the United States and Canada. This CNG may be imported by truck to any CNG receiving facility in the United States and its territories. This CNG may be exported by truck from any CNG loading facility in the United States and its territories.

C. **Monthly Reports:** With respect to the imports and exports of CNG authorized by this Order, Irving Oil Terminals 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 or exports of CNG have been made. Monthly reports must be filed whether or not initial deliveries have begun. If no imports or exports have been made, a report of “no activity” for that month must be filed.

If imports of CNG by truck have occurred, the report must give the following details of each CNG cargo: (1) the name(s) of the authorized importer registered with DOE/FE; (2) the country of origin; (3) the point of entry into the U.S.; (4) the U.S. truck receiving facility and location; (5) the volume in thousand cubic feet (Mcf); (6) the price at the point of entry in U.S. dollars per million British thermal units (MMBtu); (7) the name of the supplier/seller; (8) the

name of the CNG truck transporting company; (9) the name(s) of the purchaser(s); and (10) the duration of the supply agreement.

If exports of CNG by truck have occurred, the report must give the following details of each CNG cargo: (1) the name(s) of the authorized exporter registered with DOE/FE; (2) the country of destination; (3) the point(s) of exit from the U.S.; (4) the U.S. truck loading facility and location; (5) the volume in thousand cubic feet (Mcf); (6) the price at the point of exit in U.S. dollars per million British thermal units (MMBtu); (7) the name of the supplier/seller; (8) the name of the CNG truck transporting company; (9) the name(s) of the purchaser(s); and (10) the duration of the supply agreement.

(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 July 30, 2020, and should cover the reporting period from June 22, 2020, through June 30, 2020.

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, 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 May 1, 2020.

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Director, Office of Regulation, Analysis, and Engagement  
Office of Oil and Natural Gas