
United States
Department of Energy

Office of Electricity Delivery and Energy Reliability

The Royal Bank of Scotland PLC

OE Docket No. EA-331-A



Rescission of Export Authorization

Order No. EA-331-A

December 17, 2010

The Royal Bank of Scotland PLC

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I. BACKGROUND

Exports of electricity from the United States to a foreign country are regulated by the Department of Energy (DOE) pursuant to sections 301(b) and 402(f) of the Department of Energy Organization Act (42 U.S.C. 7151(b), 7172(f)) and require authorization under section 202(e) of the Federal Power Act (FPA) (16 U.S.C. 824a(e))¹.

On December 18, 2007, DOE issued Order No. EA-331 to the Royal Bank of Scotland PLC (RBS). That Order authorized RBS to export electric energy as a power marketer to Mexico for a five-year term. That order will expire on December 18, 2012.

On November 15, 2010, DOE received a notice from RBS that it wishes to rescind its existing authorization to export electricity to Mexico, effective November 1, 2010. RBS asserts that it never engaged in any export activity under the authorization and that it is now getting out of the energy trading business.

II. COMPLIANCE

Upon issuance of this Rescission Order, RBS shall no longer have authority to export electricity to Mexico. However, this Rescission Order is being issued without prejudice and does not preclude RBS, upon proper application, from requesting authority to export electric energy again in the future. It should be noted that DOE requires at least sixty days to adequately process an application to export electric energy.

Obtaining a valid Order from DOE authorizing the export of electricity under section 202(e) of the FPA is a necessary condition before engaging in an export. Therefore, RBS must obtain a new authorization from DOE before engaging in the further export of electricity. Failure to obtain such an order before exporting may subject RBS to sanctions and penalties under the FPA. RBS should implement appropriate internal procedures to monitor the status of its electricity trading activities to ensure that it does not cause electricity to be exported in the absence of a valid order.


III. ORDER

Based on the above and pursuant to section 202(e) of the FPA and the Rules and Regulations issued thereunder (Title 10, Code of Federal Regulations, sections 205.300-

¹ The authority to administer the International Electricity Regulatory Program through the regulation of electricity exports and the issuance of Presidential permits has been delegated to the Assistant Secretary for the Office of Electricity Delivery and Energy Reliability in Redelegation Order No. 00-002.10C issued on May 29, 2008.

309), the electricity export authorization issued to RBS on December 18, 2007, in Order No. EA-331, is hereby rescinded, effective as of November 1, 2010.

Issued in Washington, D.C., on December 17, 2010.


Anthony J. Como
Director, Permitting and Siting
Office of Electricity Delivery
And Energy Reliability