

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

CERTARUS LTD.)
_____))
_____)

DOCKET NO. 21-94-NG

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

DOE/FECM ORDER NO. 4745

OCTOBER 14, 2021

I. DESCRIPTION OF REQUEST

On September 8, 2021, Certarus Ltd. (Certarus) filed an application with the Office of Fossil Energy and Carbon Management (FECM) of the Department of Energy under section 3(c) of the Natural Gas Act (NGA)¹ for blanket authorization to import and export compressed natural gas (CNG) from and to Canada by truck, in a combined total volume equivalent to 1.2 billion cubic feet (Bcf) of natural gas. The applicant requests the authorization be granted for a two-year term that began on July 26, 2021.² Certarus is a Canada limited partnership with its principal place of business in Calgary, Alberta, Canada.

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 has determined that CNG falls within the definition of natural gas under section 2 of the NGA. 15 U.S.C. § 717a(5); *see also* 10 C.F.R. § 500.2. The authorization sought by Certarus to import and export CNG 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)

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 FECM in Redeleation 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.

² Certarus' blanket authorization, granted in DOE/FE Order No. 4415, extended through July 25, 2021.

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. Certarus is authorized to import and export CNG from and to Canada, in a combined total volume equivalent to 1.2 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 that began on July 26, 2021, and extends through July 25, 2023.

B. 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, Certarus 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 of the U.S. receiving facility; (2) the country of origin; (3) the point(s) of entry; (4) the name(s) of the supplier(s)/seller(s); (5) the name(s) of the CNG transporter(s); (6) the volume in thousand cubic feet (Mcf); (7) the price per million British thermal units (MMBtu) at the point of entry; (8) the duration of the supply agreement; and (9)

the geographic market(s) served (list State(s), U.S. Census Region(s), or general U.S. geographic area(s)).

If exports of CNG by truck have occurred, the report must give the following details of each CNG cargo: (1) the name of the U.S. departure facility; (2) the country of destination; (3) the point(s) of exit; (4) the name(s) of the supplier(s)/seller(s); (5) the name(s) of the CNG transporter(s); (6) the volume in Mcf; (7) the price per MMBtu at the point(s) of exit; (8) the duration of the supply agreement; and (9) the name(s) of the purchaser(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 July 26, 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.

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