



Canada Energy  
Regulator

Régie de l'énergie  
du Canada

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File 4673439  
25 August 2025

Joe Secreti  
Vice President of Logistics  
Midstream Energy Partners (Canada) Ltd.  
205 - 5 Avenue SW  
Calgary, AB T2P 2V7  
Email [joe.secreti@midstreamlpg.com](mailto:joe.secreti@midstreamlpg.com)

Dear Joe Secreti:

**Midstream Energy Partners (Canada) Ltd.  
Non-compliance with respect to filing requirements under the  
*National Energy Board Export and Import Reporting Regulations*  
Export Orders ROE-006-2025 & EBU-051-2025**

This letter contains the direction of the Commission of the Canada Energy Regulator to Midstream Energy Partners (Canada) Ltd. regarding reporting obligations under the *National Energy Board Export and Import Reporting Regulations* (**Reporting Regulations**) and confirms that failure to submit complete filings by the 31 August 2025 deadline may result in enforcement action.

### **Background**

The Canada Energy Regulator (**CER**) regulates pipelines, energy development and trade in the Canadian public interest. The export of certain commodities must be authorized by the Commission of the CER, under the *Canadian Energy Regulator Act* and the *National Energy Board Act Part VI (Oil and Gas) Regulations*.

The CER collects, monitors, analyzes, and publishes fact-based information on energy markets and supply, sources of energy, and the safety and security of pipelines and international power lines. The requirements for reporting on the export of crude oil and refined petroleum products, natural gas, natural gas liquids and electricity from Canada are set out in the Reporting Regulations. The data and reports published by the CER provide timely and relevant information on commodity imports and exports, energy supply, and sources.

### **Reporting History**

Midstream Energy Partners (Canada) Ltd. (**Midstream Energy**) holds several orders issued by the Commission. Order [EBU-051-2025](#), issued on 24 October 2024, authorizes the export of butane. Order [ROE-006-2025](#), issued on 24 October 2024, authorizes the export of light and heavy crude oil and refined petroleum products.

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These orders include conditions which require Midstream Energy to file, using the Commodity Forms web-based system on or before the last day of each month, a return for the previous month. The conditions also require the return to contain the information specified in the Reporting Regulations.

On 4 January 2024, the CER issued an [All Company Letter](#) which reminded companies holding an export licence, permit or order to comply with the Reporting Regulations.

On 7 October 2024, the CER Vice President, System Operations, Jonathan Timlin, issued a [Warning Letter](#) to Midstream Energy, for consistently making late filings, including for Orders [EBU-050-2024](#) and [ROE-095-2024](#) (which have now expired). The warning letter stated that future non-compliances may result in further enforcement action.

Midstream Energy has since failed to meet the reporting requirements for Orders ROE-006-2025 and EBU-051-2025.

The tables below document the **non-compliances** which have occurred since the All Company Letter and Warning Letter were issued for each of these two orders.

#### Non-Compliances for Order ROE-006-2025

Authorization	Commodity	Due Date	Filing Status
ROE-006-2025	Crude Oil	31 March 2025	Late
ROE-006-2025	Refined Petroleum Products	31 March 2025	Late
ROE-006-2025	Crude Oil	30 June 2025	Late
ROE-006-2025	Refine Petroleum Products	30 June 2025	Late

#### Non-Compliances for Order EBU-051-2025

Authorization	Commodity	Due Date	Filing Status
EBU-051-2025	Butane	28 February 2025	Late
EBU-051-2025	Butane	31 March 2025	Late

#### Commission Direction

The Commission directs Midstream Energy to comply with the reporting requirements, on or before the last day of each month, as set out in Orders EBU-051-2025 and ROE-006-2025.

If Midstream Energy does not take immediate steps to come into compliance with the Commission's orders and future reporting is non-compliant, additional enforcement actions may be taken by the CER. Additional enforcement actions are described in the CER's [Enforcement Policy](#). In particular, the Commission reminds Midstream Energy that contravening a Commission order is a designated violation<sup>1</sup> that may be subject to an

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<sup>1</sup> Pursuant subsection 2(3) of the *Administrative Monetary Penalties Regulations (Canadian Energy Regulator)*, the failure to comply with a condition of any certificate, licence, permit, authorization, leave or exemption that is granted under the Canadian Energy Regulator Act is designated as a violation that may be proceeded with in accordance with sections 116 to 135 of the Act.

Administrative Monetary Penalty pursuant to the *Administrative Monetary Penalties Regulations (Canadian Energy Regulator)*. Administrative Monetary Penalty amounts are considered debts to His Majesty in right of Canada and can be recovered via enforcement action including by registering certificates of non-payment directly against Midstream Energy's assets.

This Letter of Direction is being sent via both email and registered mail for action to be taken immediately. Please contact Candace Olver at [candace.olver@cer-rec.gc.ca](mailto:candace.olver@cer-rec.gc.ca) if you have any questions.

Yours sincerely,

*S. Wong for*

Ramona Sladic  
Secretary of the Commission