

DEPARTMENT OF ENERGY  
DELEGATION ORDER NO.0204- 163  
TO THE FEDERAL ENERGY REGULATORY COMMISSION

Pursuant to the authority vested in me as the Secretary of Energy (Secretary) by sections 642 and 402(e) of the Department of Energy Organization Act (Pub. L. 95-91) (DOE Act), there is hereby delegated and assigned to the Federal Energy Regulatory Commission (Commission) the authority to carry out such functions as are vested in the Secretary to regulate access to, and the rates, terms and conditions for, transmission services over facilities owned, controlled or operated by the El Paso Electric Company and covered by Presidential Permits PP-48-3 and PP-92.

In exercising the authority delegated by this Order the Commission is specifically authorized to modify, revoke, or attach terms and conditions to Presidential Permits PP-48-3 and PP-92 and Export Authorization EA-48-I under Executive Order 10485, as amended by Executive Order 12038 and section 202(e) of the Federal Power Act (FPA) and such other sections of the FPA vested in the Secretary as may be relevant, and to issue such supplemental orders in these dockets, as the Commission finds necessary and appropriate to the public interest. This authority is delegated to the Commission for the sole purpose of authorizing the Commission to take actions necessary, if any, to effectuate open access transmission over the United States portion of the lines connecting the Diablo and Ascarate substations in the United States with the Insurgentes and Riverena substations in Mexico.

The authority delegated to the Commission may be further delegated within the Commissions in whole or in part, as may be appropriate.

All actions taken pursuant to authority delegated prior to this Order or pursuant to any authority delegated by this Order taken prior to and in effect on the date of this Order are hereby confirmed and ratified, and shall remain in full force and effect as if taken under this Order, unless and until rescinded, amended, or superseded.

Nothing in this Order shall preclude the Secretary from exercising or further delegating any of the authority hereby delegated, whenever, in the Secretary's judgment, the exercise or further delegation of such authority is necessary or appropriate to administer the functions vested in the Secretary.

This Order is effective on [**date of publication in the Federal Register**]. (November 1, 1996)

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Hazel R. O'Leary  
Secretary of Energy