

# GasEDI

c/o Canadian Association of Petroleum Producers  
2100 - 350 - 7 Ave SW, Calgary, AB, Canada T2P 3N9

<http://www.gasedi.ca>

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## NEW GasEDI BASE CONTRACT FOR SALE AND PURCHASE OF NATURAL GAS

**Mission:** Develop a New GasEDI Base Contract for Sale and Purchase of Natural Gas ("New GasEDI Base Contract") based on: the GasEDI Base Contract for Short-Term Sale and Purchase of Natural Gas as published by GasEDI on October 26, 2000, ("GasEDI 2000 Base Contract"); the North American Energy Standards Board ("NAESB") Base Contract for Sale and Purchase of Natural Gas as published by NAESB on April 19, 2002, and its addenda ("NAESB 2002 Base Contract"); the NAESB General Terms and Conditions for Day Trade Interruptible Contract as published by NAESB on April 16, 1998; and additional recommendations from committee participants.

### MISCELLANEOUS SUBCOMMITTEE MEETING - OCTOBER 7, 2004 - MINUTES Final - October 28, 2004

When Thursday, October 7, 2004; 1:30 - 3:30 pm Calgary Time  
Where CAPP, 2100 First Canadian Centre, 350 - 7 Avenue SW, Calgary

■ Call to Order - Shannon Glover

■ Anti-Trust Guideline - Shannon Glover

We shall not engage in any discussion which could have the affect of influencing prices, supply or markets, and we shall assist each other to comply with this guideline.

■ Attendees

Colleen Mallaley	Cargill Energy
Pat Butler	Coral Energy Canada Inc.
Jodi Marshall	Direct Energy Marketing Limited
Diana Andel	EnCana Gas Marketing
Ian Anderson	GasEDI
Kerrie Logan	Macleod Dixon (Tele-conference)
Sharron Roberts	Nexen Marketing
Sandra Lord	Petro-Canada Oil & Gas
Lory Volpi	Seminole Canada Gas Company
Diane Pettie	Sempra Energy Trading (Canada) Limited
Shannon Glover	TD Commodity and Energy Trading Inc.
Son Tran	TransAlta

■ Approval of Minutes - Ian Anderson

◆ September 9, 2004, Meeting: approved without change.

■ Discussion

◆ Definitions:

● Review definition of Contract as revised by credit committee:

★ **Decided to move reference to Credit Annex from definition of Contract to definition of Base Contract, and review at next meeting.**

- Review definition of Base Contract:
  - ★ **Decided to move reference to Credit Annex from definition of Contract to definition of Base Contract, and review at next meeting.**
- Add definition of Special Provisions:
  - ★ **Shannon Glover to develop the definition.**
  - **Decided to add definition: "Credit Annex" means, any Credit Annex as may be attached hereto as Exhibit B.**
- ◆ 1.2.d - Review wording as revised by credit committee:
  - Wording sets priorities for interpretation of various parts of the Contract.
- ◆ 6.3.a - Change "Canada Customs and Revenue Agency" to "Canada Revenue Agency":
  - **Will be changed.**
- ◆ 9.3 - Discuss change of "Notice shall be given" to "Notice shall be effective":
  - **Will be changed.**
- ◆ 13.1 - Limitations - Review:
  - **Deferred to next meeting.**
- ◆ 14.11: Use of "other insolvency legislation" vs "other similar legislation"; and reword clause so that Canadian element appears first:
  - **Do not change language; resequence sentences.**
- ◆ Confidentiality provision:
  - **Copy from NAESB 2002 Base Contract; agreed to revise wording so this provision won't conflict with Section 13.1; and add "or advisors" after "and other agents" so the wording would be "accountants and other agents or advisors of the party".**
- ◆ Review of Disclaimer:
  - **Deferred to next meeting. Should Disclaimer be on Cover Sheet or at tail end of General Terms and Conditions (or both)?**
- ◆ Discussion of Electronic Transactions Act:
  - Shannon Glover advised that the New GasEDI Base Contract does not conflict with the Electronic Transactions Act (Alberta).
- ◆ Cover Sheet:
  - **Decided to delete the space for Special Provisions number of pages (but keep the check box).**
  - **Decided to add a check box for Credit Annex.**
- ◆ Next Steps.

■	Next Meeting	
	When	Thursday, October 28, 2004; 10:00 am - 12:00 noon, Calgary Time
	Where	TD Commodity and Energy Trading Inc., 800 Home Oil Tower, 324 - 8 Avenue SW, Calgary
	Chair	Shannon Glover; TD Commodity and Energy Trading Inc.; 403-299-8672; <a href="mailto:Shannon.Glover@tdsecurities.com">Shannon.Glover@tdsecurities.com</a>
	RSVP	Shannon Glover; 403-299-8672; <a href="mailto:Shannon.Glover@tdsecurities.com">Shannon.Glover@tdsecurities.com</a> by noon Calgary Time on Wednesday October 27 if you plan to attend.
	Tele-Conference	Available for non-Calgary participants; please advise Shannon Glover; 403-299-8672; <a href="mailto:Shannon.Glover@tdsecurities.com">Shannon.Glover@tdsecurities.com</a> by noon Calgary Time on Wednesday October 27 if you wish to participate by tele-conference

## FURTHER INFORMATION

Please contact Ian Anderson (403-243-1079, [ian@isanderson.com](mailto:ian@isanderson.com)) or Shannon Glover (403-299-8672, [Shannon.Glover@tdsecurities.com](mailto:Shannon.Glover@tdsecurities.com)), or visit GasEDI's web site (<http://www.gasedi.ca>).