

RESOLUTION No. RES / 267/2006

RES / 267/2006

**RESOLUTION AMENDING THE PROVISIONS OF
GENERAL APPLICATION MADE BY THE REGULATORY COMMITTEE
OF ENERGY IN ACCORDANCE WITH STANDARD NOM-008-SCFI-2002,
GENERAL SYSTEM OF UNITS OF MEASUREMENT****RESULTING**

First. That, in accordance with Article 5 of the *Federal Act Standardization and Metrology* (the LFMN) in the United Mexican States *General System of Units of Measure* is the only legal and binding use.

Second. That, in accordance with Article 7 of the LFMN, the Units base, supplementary and under the *General System of Units of Measure*, As well as its symbology, will be recorded in official Mexican standards.

Third. That on May 19, 1999, various reforms were issued to the LFMN, and

Fourth. That on November 27, 2002, the Ministry of Economy published the *Official Journal of the Federation Mexican Official Standard NOM-008-SCFI 2002, General System of Measurement Units* (the Standard).

CONSIDERING

First. That the Standard aims to establish a common language that Respond to the current demands of scientific, technological, Educational, industrial and commercial, within reach of all sectors of the country, For which it establishes definitions, symbols and rules of writing of the units of the *International System of Units* (SI) and other units outside This system accept the *General Conference on Weights and Measures*, which together they constitute the *General System of Units of Measure* used in The different fields mentioned above.

RES / 267/2006

2

Second. That from the units of measurement of the base magnitudes *International Measurement System*, called *SI base units*, the Standard states *SI derived units*, among which are the Main magnitudes and heat units, which like all other Units described in the Standard, are mandatory.

Third. Which according to the Standard, the heat Unit *General System Measurement Units* is the *joule* and its symbol, *J*.

Fourth. That, in parallel, the Standard explains that there are other units that do not Belong to the SI and should not be used by virtue of Coherence of the IS. *Cal* is among the units Standard Identify within this group.

Fifth. That, in accordance with article 1 of the Law, it shall Republic and its provisions are of public order and social interest. his Implementation and monitoring is the responsibility of the Federal Executive, through Dependencies of the federal public administration that have competence in The matters regulated in this law.

Sixth. That in terms of Article 2, paragraphs VI and VII of the *Act Energy Regulatory Commission*, this body aims decentralized Promote the efficient development of the transport and storage of natural gas Which are not indispensable for the interconnection of their exploitation and processing, and As the distribution of this hydrocarbon.

Seventh. That since the issuance of its law in October 1995, the Commission Energy Regulator (the Commission) has issued various provisions Regulators that incorporate the calorie as unit of measurement of the natural gas.

Eighth. That, by virtue of the fact that the Standard was issued at a time Commission carried out the first five-year reviews of a number of Of permit holders, the modification of Measure of natural gas until the review processes had been completed.

RES / 267/2006

3

Of all the permit holders subject to this procedure. The foregoing, in order not to
To further confuse users of natural gas transport and distribution
That were assimilating or assimilating tariff adjustments resulting from the analysis
quinquennial.

Ninth. That, likewise, since the five-year reviews are carried out
At the end of five years of operation and, therefore, at different times, the
Implementation of the Standard could have unduly discriminated against
Detriment of the permit holders who were already applying the resulting tariffs
Of their five-year review, since they would be obliged to make an adjustment
Additional in their billing systems with respect to the other permit holders.

Tenth. That, given the progress made in the five-year review process of the
Permit holders subject to this procedure, this is an opportune time for
To determine the adjustment of the general provisions in terms of the
Rule.

Eleventh. That in consideration of the argument of the immediately preceding recital,
the Commission decided to bring the draft *directive on Determination
Of Tariffs and the Transfer of Prices for Regulated Activities in Matter
Natural Gas* (Directive) in terms of the Standard.

Twelfth. That in order that the permit holders can carry out the
Appropriate adjustments to their billing systems, it is appropriate to establish
A deadline for the entry into force of this resolution.

Thirteenth. In terms of Article 4 of the *Federal Act
Administrative procedure* for administrative arrangements
generally they take effect shall be published in the *Official Journal of the
Federation*.

Fourteenth. In terms of Article 69-H of the *Federal Law
Administrative Procedure* before issuing administrative acts to

RES / 267/2006

4

Referred to in article 4 of said law will require the presentation of a Regulatory Impact Statement (MIR) before the Federal Regulatory Improvement (Cofemer), and

Fifteenth. That by official letter number COFEME / 06/3512, dated 19 October 2006, Cofemer issued its final opinion on the MIR concerning the This Resolution, and stated that it could be published in the *Official Journal of the Federation*.

For the foregoing, and based on articles 4, second paragraph, and 14, Fractions I, subsection c), and VI and 16 of the Regulatory Law of Article 27 Constitutional in the Oil Sector; And 1, 2, 3, fractions VIII, X, XIV and XXII, And 4 of the Law of the Energy Regulatory Commission; 1, 3, 12, 14, 16, fraction X And 57, section I of the Federal Law of Administrative Procedure; 1st, 5th and 7th The Federal Law on Metrology and Standardization; 1, 7, 81, 90, and 91 of the Regulation of Natural Gas, this Energy Regulatory Commission:

RESOLVES

First. In all the provisions of general application issued by the Regulatory Commission for Energy, which refer to the unit of measurement *calorie, joule* unit (J) be used and, if applicable, must be made the Conversions between these units in accordance with the following Equivalence: calorie = 4.1868 joules.

Second. The provision referred to in the previous First Six months after the date of publication of this Resolution in the *Official Journal of the Federation*.

Third. The permit holders will have six months counted from the day the publication of this resolution in the *Official Journal of the Federation* To inform its users of the new units of measurement and adapt their Administrative systems in order to incorporate these in their billing.

RES / 267/2006

5

Fourth. Once the deadline referred to in the previous Resolution, Permit holders to issue their invoices in accordance with the Disposed in the First Resolutive.

Fifth. Publish this Resolution in the *Official Journal of the Federation*.

Sixth. Enter this resolution in the register referred to in Section XVI of Article 3 of the Law of the Energy Regulatory Commission under no. **RES / 267/2006**.

Mexico City, September 7, 2006

Francisco J. Salazar Diez de Sollano
President

ABSENT

Francisco José Barnés de Castro
Commissioner

View Raúl's full profile to ...
Commissioner

Adrián Rojí Uribe
Commissioner