

Ruling of the Minister
Ministry of Municipal Affairs and Housing
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BUILDING CODE ACT, 1992

RULING OF THE MINISTER OF MUNICIPAL AFFAIRS AND HOUSING

N° 03-05-94 (13048-R)

Dated March 18, 2003

Pursuant to Section 29(1)(a) of the *Building Code Act, 1992*, the Director of the Building and Development Branch, as delegate of the Minister of Municipal Affairs and Housing (Minister), hereby approves the use of **MUR-PAN Prefabricated Insulated Wall Panels**, subject to the following terms and conditions:

1. MANUFACTURER/AGENT

MUR-PAN Industries Inc.
13932 Woodbine Avenue
Gormley, Ontario
L0H 1G0

Tel: (905) 727-0229
Fax: (905) 727-0998

2. MANUFACTURING FACILITIES

MUR-PAN Industries Inc.
13932 Woodbine Avenue
Gormley, Ontario
L0H 1G0

3. SPECIFIC CONDITIONS

- (a) The use of **MUR-PAN Prefabricated Insulated Wall Panels** is approved in respect of Articles 9.23.10.1., 9.23.16.2., 9.25.2.3., 9.25.3.1., 9.25.3.3., 9.25.4.2., 9.29.5.2 and 9.29.5.3. of Regulation 403/97, as amended or remade from time to time (the "Ontario Building Code");
- (b) The **MUR-PAN Prefabricated Insulated Wall Panels** shall comply with the Ontario Building Code except for Articles 9.23.10.1., 9.23.16.2., 9.25.2.3., 9.25.3.1., 9.25.3.3., 9.25.4.2., 9.29.5.2 and 9.29.5.3. of the Ontario Building Code.
- (c) The use of **MUR-PAN Prefabricated Insulated Wall Panels** must be in accordance with Canadian Construction Materials Centre (the "CCMC") Evaluation Report N° CCMC 13048-R, (the "Evaluation Report") issued on December 20, 2001 and revised on June 6, 2002, provided that reference in the Evaluation Report to Articles 9.23.10.1., 9.23.16.2., 9.25.2.2., 9.25.3.1., 9.25.3.2., 9.25.3.3., 9.25.4.2., 9.29.5.2 and 9.29.5.3., Subsection 9.25.4., Section 9.23.8.5., Sentence 9.25.3.2.(1), Table 9.23.3.4.,

and Appendix A-9.25.3.2. of the National Building Code of Canada, 1995 shall be deemed to be reference Articles 9.23.10.1., 9.23.16.2., 9.25.2.3., 9.25.3.1., 9.25.3.2., 9.25.3.3., Table 9.23.3.4., 9.25.4.2., 9.29.5.2 and 9.29.5.3.; Subsection 9.25.4, Section 9.23.8.5., Sentence 9.25.3.2.(1) and Appendix A-9.25.3.2. of the Ontario Building Code;

- (d) A copy of this Ruling shall be attached to the application for a building permit; and,
- (e) This Ruling is valid only for **MUR-PAN Prefabricated Insulated Wall Panels** manufactured at the facilities outlined in Section 2. (Manufacturing Facilities) of this Ruling.

4. GENERAL CONDITIONS

The Minister or his/her delegate may amend or revoke this Ruling if:

- (a) the Evaluation Report is amended by the CCMC;
- (b) the Evaluation Report expires in accordance with the CCMC's General Conditions for Evaluation Reports;
- (c) the Evaluation Report is rendered void in accordance with the CCMC's General Conditions for Evaluation Reports by reason of alterations to the product or relocation of manufacturing facilities, described in the Evaluation Report, without prior agreement by the CCMC;
- (d) the Evaluation Report is withdrawn by the CCMC in accordance with the CCMC's General Conditions for Evaluation Reports where, in the opinion of the CCMC:
 - (i) the level of performance, in-situ, of the product described in the Evaluation Report is unsatisfactory;
 - (ii) the proponent of such product fails to fulfil its obligations as set out in the CCMC's General Conditions for Evaluation Reports; or
 - (iii) such product may pose any danger to the health or safety of the user of such product;

- (e) the Minister or his/her delegate determines that the use of the material, system or building design authorized by this Ruling:
 - (i) will not comply with the *Building Code Act, 1992* or any relevant law as they may be amended or reenacted from time to time; or
 - (ii) provides an unsatisfactory level of performance, in situ; or

- (f) any Ontario Building Code provision relevant to this Ruling is amended or remade.

DATED AT TORONTO THIS 18TH DAY OF MARCH 2003.

ALI ARLANI, DIRECTOR BUILDING AND DEVELOPMENT BRANCH