

Ruling of the Minister  
Ministry of Municipal Affairs and Housing  
777 Bay Street, 2<sup>nd</sup> Floor  
Toronto, Ontario M5G 2E5

Tel: (416) 585 4234  
Fax: (416) 585 7531



## ***BUILDING CODE ACT, 1992***

### **RULING OF THE MINISTER OF MUNICIPAL AFFAIRS AND HOUSING**

**No. 04-09-13125-R**

**Dated June 15, 2004**

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 (the "Minister"), hereby approves the use of **Trex Wood-Polymer® Composite Lumber-Decking**, subject to the following terms and conditions:

**1. MANUFACTURER/AGENT**

Trex Company, Inc.  
245 Capitol Lane  
Winchester, Virginia  
22602 U.S.A.

Tel: (540) 542-6300  
Fax: (540) 678-3002

**2. MANUFACTURING FACILITIES**

Trex Company, Inc.  
3229 Shawnee Drive  
Winchester, Virginia  
22601 U.S.A.

**3. SPECIFIC CONDITIONS**

- (a) The use of the **Trex Wood-Polymer® Composite Lumber-Decking** can serve as exterior decking in combustible construction for light duty applications, such as residential occupancies and provides a level of performance equivalent to subflooring references in Article 9.23.14.5. of the 1997 Ontario Building Code, Ontario Regulation 403/97 (the "Ontario Building Code") as amended or remade from time to time;
- (b) The **Trex Wood-Polymer® Composite Lumber-Decking** shall comply with the *Building Code Act, 1992*; and except as specifically provided otherwise in this ruling, with the Ontario Building Code;
- (c) The use of the **Trex Wood-Polymer® Composite Lumber-Decking** must be in accordance with Canadian Construction Materials Centre (the "CCMC") Evaluation Report No. CCMC 13125-R (the "Evaluation Report") issued on June 24, 2003;

and that the references in that report to the National Building Code of Canada, 1995 listed in column 1 below, shall be deemed references to the Ontario Building Code listed in column 2 below, as described in the following table;

<b>National Building Code References</b>	<b>Ontario Building Code References</b>
9.3.2.9. 9.4.2. 9.4.3.1. 9.23.3.1. 9.23.14.5.	9.3.2.9. 9.4.2. 9.4.3.1. 9.23.3.1. 9.23.14.5.

- (d) National Building Code references to exterior decking in combustible construction for light duty Part 9 applications such as in residential occupancies, are deemed Ontario Building Code references to exterior decking in combustible construction for light duty Part 9 applications such as in residential occupancies.
- (e) A copy of this Ruling shall be attached to the application for a building permit; and;
- (f) This Ruling is valid only for 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 15<sup>TH</sup> DAY OF JUNE, 2004.

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ALI ARLANI, DIRECTOR BUILDING AND DEVELOPMENT BRANCH