

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

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

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

**No. 05-03-127 (13119-R)**

**Dated April 5, 2005**

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 **Tyvek® Commercial Wrap®** subject to the following terms and conditions:

**1. MANUFACTURER/AGENT**

DuPont Canada Inc.  
P.O. Box 2200, Streetsville  
Mississauga, Ontario  
L5M 6C7

Tel: (905) 821-3300  
Fax: (905) 821-5110

**2. MANUFACTURING FACILITIES**

Spruance Plant  
5401 Jefferson Davis Highway  
Richmond, Virginia  
U.S.A. 23234

**3. SPECIFIC CONDITIONS**

- (a) The use of **Tyvek® Commercial Wrap®** is approved in respect of the requirements as a breather type sheathing membrane in Article 9.23.17.1. of Ontario Regulation 403/97 (the "Building Code") as amended or remade from time to time;
- (b) The **Tyvek® Commercial Wrap®** shall comply with the *Building Code Act, 1992*; and except as specifically provided otherwise in this Ruling, with the Building Code;
- (c) The use of the **Tyvek® Commercial Wrap®** must be in accordance with Canadian Construction Materials Centre (the "CCMC") Evaluation Report No. CCMC 13119-R (the "Evaluation Report") issued on June 11, 2003; and provided that the references in that report to the National Building Code of Canada, 1995 including those 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;

National Building Code References	Ontario Building Code References
9.10.15. 9.23.17.1. 9.23.17.3.	9.10.15. 9.23.17.1. 9.23.17.3.
column 1	column 2

- (d) A copy of this Ruling shall be attached to the application for a building permit;  
and;
- (e) 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 Building Code provision relevant to this Ruling is amended or remade.

DATED AT TORONTO THIS 5<sup>TH</sup> DAY OF APRIL 2005.

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DAVID BREZER, ACTING DIRECTOR