



BUILDING CODE ACT, 1992

RULING OF THE MINISTER OF MUNICIPAL AFFAIRS AND HOUSING

N^o 03-09-98 (09877-R)

Dated June 6, 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 **Weathershield/TCI 75/K-13/NIC Plus Spray-on Insulation**, subject to the following terms and conditions:

1. MANUFACTURER/AGENT

Can-Cell Industries Inc.
14715-114 Avenue
Edmonton, Alberta
T5M 2Y8

Tel: (780) 447-1255
Fax: (780) 447-1034

2. MANUFACTURING FACILITIES

Can-Cell Industries Inc.
16355-130 Avenue
Edmonton, Alberta
T5M 2Y8

3. SPECIFIC CONDITIONS

- (a) The use of **Weathershield/TCI 75/K-13/NIC Plus Spray-on Insulation** is approved in respect of a thermal insulation as for the requirements contained in Article 9.25.2.3. of the Ontario Building Code, Ontario Regulation 403/97 (the "Ontario Building Code"), as amended or remade from time to time;
- (b) The **Weathershield/TCI 75/K-13/NIC Plus Spray-on Insulation** must comply with the *Building Code Act, 1992*; and, except for Article 9.25.2.3. and as specifically provided otherwise in this Ruling, with the 1997 Ontario Building Code.
- (c) The use of **Weathershield/TCI 75/K-13/NIC Plus Spray-on Insulation** must be in accordance with Canadian Construction Materials Centre (the "CCMC") Evaluation Report N^o CCMC 09877-R, (the "Evaluation Report") issued on January 6, 1982, re-evaluated January 17, 2003, provided that references in the Evaluation Report to Article 9.25.2.2. of the National Building Code of Canada, 1995 shall be deemed to be references to Article 9.25.2.3. 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 **Weathershield/TCI 75/K-13/NIC Plus Spray-on Insulation** 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 6TH DAY OF JUNE, 2003.

ALI ARLANI, DIRECTOR BUILDING AND DEVELOPMENT BRANCH