

Ruling of the Minister

Ministry of Municipal Affairs
and Housing
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RULING OF THE MINISTER OF MUNICIPAL AFFAIRS AND HOUSING

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 **AIR-GARD® ULTRA/BP AIR LOCK – AIR BARRIER MATERIAL** subject to the following terms and conditions:

Minister Ruling No. 09-02-200 (13298-R)

File No: 12-01

Issued on April 16, 2009

Revised on May 10, 2012

1. MANUFACTURER

PGI Fabrene Inc.
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2. MANUFACTURING FACILITIES

North Bay (Ontario) Canada

3. SPECIFIC CONDITIONS

- (a) The use of **AIR-GARD® ULTRA/BP AIR LOCK – AIR BARRIER MATERIAL** is approved for use as an air barrier material in respect of the requirements of Sentence 5.4.1.2.(1) of Division B of the 2006 Building Code, Ontario Regulation 350/06 (the "Building Code");
- (b) **AIR-GARD® ULTRA/BP AIR LOCK – AIR BARRIER MATERIAL** 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 **AIR-GARD® ULTRA/BP AIR LOCK – AIR BARRIER MATERIAL** must be in accordance with Canadian Construction Materials Centre (the "CCMC") Evaluation Report No. CCMC 13298-R (the "Evaluation Report") issued on December 19, 2007 and

re-evaluated on December 6, 2011 provided that the references in that report to the model National Building Code of Canada, 2010 including those listed in column 1 below, shall be deemed references to Ontario's Building Code listed in column 2 below, as described in the following table;

model National 2010 Building Code References	Ontario's 2006 Building Code References
Division A, 1.2.1.1.(1)(b) Division B, 5.4.1.2.(1) Division B, 9.10.16. Division B, 9.25.3.1. Division B, 9.25.3.2. Division B, 9.25.3.2.(1) Division B, 9.25.3.3. Division B, 9.25.4.2.(1) Division B, 9.25.4.2.(2) Division B, 9.25.4.2.(3) Division B, 9.25.4.2.(4) Division B, 9.25.4.2.(5) Division B, 9.25.5.2. NBC 2010 Authority Having Jurisdiction (AHJ)	Division A, 1.2.1.1.(1)(b) Division B, 5.4.1.2.(1) Division B, 9.10.16. Division B, 9.25.3.1. Division B, 9.25.3.2. Division B, 9.25.3.2.(1) Division B, 9.25.3.3. Division B, 9.25.4.2.(1) Division B, 9.25.4.2.(2) Division B, 9.25.4.2.(3) Division B, 9.25.4.2.(4) Division B, 9.25.4.2.(5) Division B, 9.25.4.2.(6) Division B, 9.25.1.2.(2) Ontario's 2006 Building Code Principal Authority
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 products 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 re-enacted from time to time; or
 - (ii) provides an unsatisfactory level of performance, in situ; or
- (f) any provision of Ontario's Building Code relevant to this ruling is amended or remade.

Dated at Toronto this 10th day of May 2012

Brenda Lewis
Director, Building and Development Branch