

Ruling of the Minister  
Ministry of Municipal Affairs  
and Housing  
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et du Logement  
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<b>RULING 07-23-181 (13113-R)</b>	
<b>Minister's Ruling File Number</b>	<b>MR 12-27</b>
<b>Ruling Issued</b>	<b>November 7, 2007</b>
<b>Ruling Revised</b>	<b>August 31, 2012</b>
<b>Master Format</b>	<b>09 28 13.04</b>
<b>Corresponding CCMC Evaluation Report</b>	<b>CCMC 13113-R issued on June 24, 2003, and re-evaluated on June 6, 2012</b>

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 **PERMABASE™ CEMENT BOARD** subject to the following terms and conditions:

### 1. MANUFACTURER

Unifix, Inc.  
A Subsidiary of National Gypsum  
Company  
35 rue Unifix  
Bromont (Quebec) Canada  
J2L 1N5

Tel: 450 534-0955  
Fax: 450 534-0953

### 2. MANUFACTURING FACILITIES

Bromont (Quebec) Canada

### 3. SPECIFIC CONDITIONS

- (a) The use of **PERMABASE™ CEMENT BOARD** is approved for use as an interior moisture resistant backerboard or exterior wall sheathing in respect of the requirements of Subsection 9.23.16. and Article 9.29.10.4. of Division B, of Ontario's 2006 Building Code, Ontario Regulation 350/06 (the "Building Code");
- (b) **PERMABASE™ CEMENT BOARD** shall comply with the *Building Code Act, 1992*; and except as specifically provided otherwise in this Ruling, with the Building Code;
- (c) A copy of this Ruling and the Canadian Construction Materials Centre Evaluation Report No. 13113-R issued on June 24, 2003, and re-evaluated on June 6, 2012 (the "CCMC Evaluation Report") shall be submitted in connection with each application for a building

permit;

- (d) The use of the **PERMABASE™ CEMENT BOARD** must be in accordance with the CCMC Evaluation Report; 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 2006 Building Code listed in column 2 below, as described in the following table;

<b>model National 2010 Building Code References</b>	<b>Ontario's 2006 Building Code References</b>
Division A, 1.2.1.1.(1)(a) Division A, 1.2.1.1.(1)(b) Division B, 9.10.16. Division B, 9.23.13. Division B, 9.23.17. Division B, 9.27.3. Division B, 9.29.10.4. NBC 2010	Division A, 1.2.1.1.(1)(a) Division A, 1.2.1.1.(1)(b) Division B, 9.10.16. Division B, 9.23.10.2. Division B, 9.23.16. Division B, 9.27.3. Division B, 9.29.10.4. Ontario's 2006 Building Code
column 1	column 2

- (e) This Ruling is valid only for products manufactured at the facilities outlined in Section 2. (Manufacturing Facilities) of this Ruling.

#### **4. GENERAL CONDITIONS**

- (a) The Manufacturer specified in Section 1 shall notify the Ministry of Municipal Affairs and Housing without delay of any change made to the CCMC Evaluation Report. A change to the CCMC Evaluation Report includes the CCMC Evaluation Report having expired or having been revised, re-evaluated, amended, rendered void, or withdrawn.
- (b) The Minister or his/her delegate may amend or revoke this Ruling if:
- (i) the Manufacturer specified in Section 1 fails to notify the Ministry of any change made to the CCMC Evaluation Report, as required by Section 4.(a);
  - (ii) the Evaluation Report is revised, re-evaluated, or amended by the CCMC;
  - (iii) the Evaluation Report expires in accordance with the CCMC's General Conditions for Evaluation Reports;
  - (iv) the Evaluation Report is rendered void in accordance with the CCMC's General Conditions for Evaluation Reports;
  - (v) the Evaluation Report is withdrawn;

- (vi) the Minister or his/her delegate determines that the use of the material, system or building design authorized by this Ruling:
- 1) 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;
  - 2) provides an unsatisfactory level of performance, in situ; or
  - 3) may pose a danger to health or safety; or
- (vii) any provision of the Building Code relevant to this Ruling is amended or remade.

Dated at Toronto this 31<sup>st</sup> day of August 2012,

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Brenda Lewis  
Director, Building and Development Branch

The official version of this Ruling of the Minister of Municipal Affairs and Housing is the signed original in the Ministry's file. In the event of a question about content, the original in the office file takes precedence.