

Ruling of the Minister
Ministry of Municipal Affairs
and Housing
777 Bay Street, 2nd Floor
Toronto, ON, M5G 2E5

Ministère des Affaires municipales
et du Logement
777, rue Bay, 2^e étage
Toronto, ON, M5G 2E5



T: 416 585-4234

T: 416 585-4234

F: 416 585-7531

F: 416 585-7531

W: www.ontario.ca/buildingcode

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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 **SUPERSEAL Dimpled Membrane (Drainage)** subject to the following terms and conditions;

Minister Ruling Number: 08-01-186 (13098-R)

File No: 09-36

Issued on January 18, 2008

Revised on November 30, 2009

1. MANUFACTURER

SUPERSEAL Basement Systems Ltd.
19370 36th Avenue
Surrey, BC
V3S 0L5

Tel: 604 576-8190

Fax: 604 576-2458

2. MANUFACTURING FACILITIES

Haiterbach, Germany

3. SPECIFIC CONDITIONS

- (a) The use of **SUPERSEAL Dimpled Membrane (Drainage)** is approved for use as a drainage medium for basement walls in respect of the requirements of Subsection 9.12.3. and Article 9.14.2.1. of Division B of Ontario's 2006 Building Code, Ontario Regulation 350/06 (the "Building Code");
- (b) **SUPERSEAL Dimpled Membrane (Drainage)** 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 **SUPERSEAL Dimpled Membrane (Drainage)** must be in accordance with Canadian Construction Materials Centre (the "CCMC") Evaluation Report No. CCMC 13098-R (the "Evaluation Report") issued on January 23, 2003, and re-evaluated on July 10, 2009;

- (d) This Ruling is valid only for products manufactured at the facilities outlined in Section 2. (Manufacturing Facilities) of this Ruling; and
- (e) A copy of this Ruling shall be attached to the application for a building permit.

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 the Building Code relevant to this Ruling is amended or remade.

Dated at Toronto This 30th Day of November 2009.

David Brezer, P.Eng, MBA

