

Ruling of the Minister

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BUILDING CODE ACT, 1992

RULING OF THE MINISTER OF MUNICIPAL AFFAIRS AND HOUSING

No. 05-16-140 (12349-R)

Dated December 15, 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 **BPB Canada Inc. ProRoc™ Interior Ceiling** subject to the following terms and conditions;

1. MANUFACTURER/AGENT

BPB Canada Inc.
2424 Lakeshore Road West
Mississauga, Ontario
L5J 1K4

Tel: (905) 823-9881
Fax: (905) 823-0545

2. MANUFACTURING FACILITIES

6715 Ogden Dale Road S.E.
Calgary, Alberta
T2C 2A4

1200 Empress Street
Winnipeg, Manitoba
R3E 3B4

2424 Lakeshore Road West
Mississauga, Ontario
L5J 1K4

57 Quality Way
McAdam, New Brunswick
E6J 1B1

1070 Derwent Way
Annacis Island
New Westminster, British Columbia
V3M 5R1

3. SPECIFIC CONDITIONS

- (a) The use of 12.7 mm **BPB Canada Inc. ProRoc™ Interior Ceiling** is approved in place of a 15.9 mm thick regular gypsum board in ceiling applications, where supports are spaced at 600 mm on centre and where the boards are to receive a water-based, textured finish as referenced in Article 9.29.5.3. and Table 9.29.5.3. of the 1997 Ontario Building Code, Ontario Regulation 403/97 (the “Ontario Building Code”) as amended or remade from time to time;

- (b) The **BPB Canada Inc. ProRoc™ Interior Ceiling** 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 **BPB Canada Inc. ProRoc™ Interior Ceiling** must be in accordance with Canadian Construction Materials Centre (the "CCMC") Evaluation Report No. CCMC 12349-R (the "Evaluation Report") issued on March 23, 1992, re-evaluated on June 10, 2004, 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
9.29.5. 9.29.5.2. 9.29.5.3. Table 9.29.5.3.	9.29.5. 9.29.5.2. 9.29.5.3. Table 9.29.5.3.
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 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 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 15TH DAY OF DECEMBER 2005.

DAVID BREZER, DIRECTOR (ACTING)