

**BUILDING CODE ACT, 1992**

**RULING OF THE MINISTER OF MUNICIPAL AFFAIRS AND HOUSING**

**No. 98-04-54 (12641-R)**

**Revised on July 22, 2002**

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, hereby approves the use of **Arxx™ High Performance Wallsystem**, as modular expanded-polystyrene concrete forms subject to the following terms and conditions:

**1. MANUFACTURER/AGENT**

Arxx Building Products Inc.  
800 Division Street  
Cobourg, ON  
K9A 5V2

Tel.: (905) 373-0004  
(800) 293-3210  
Fax: (905) 373-8301

**2. MANUFACTURING FACILITIES**

PSC Moulding Corporation  
840 Division Street  
Cobourg, ON  
K9A 5V2

**3. SPECIFIC CONDITIONS**

(a) The use of **Arxx™ High Performance Wallsystem** is approved in respect to wall construction requirements in Article 4.3.3.1., Subsection 9.3.1. and Section 9.4 in construction up to two storeys high, falling under the provisions of Part 9, of O. Reg. 403/97, as amended or remade from time to time (the "Ontario Building Code");

(b) The use of **Arxx™ High Performance Wallsystem** must comply with the *Building Code Act, 1992*, and except as specifically provided otherwise in this Ruling, with the Ontario Building Code;

- (c) The use of **Arxx™ High Performance Wallsystem** must be in accordance with Canadian Construction Materials Centre (CCMC) Evaluation Report No. CCMC 12641-R, issued April 26, 1995 and as revised on December 21, 2000, provided that references to Parts 4 and 9; Sections 9.4., 9.13., 9.20., 9.27 and 9.28.; Subsections 9.3.1., Article 4.3.3.1., and Sentence 9.10.16.10.(1) of the National Building Code of Canada, 1995 shall be deemed to be references to the Ontario Building Code;
- (d) The thermal insulation requirements of Sentence 9.25.2.1.(1) or Sentence 9.38.3.1.(1) must be satisfied.
- (e) A copy of this Ruling shall be attached to the application for a building permit; and
- (f) This Ruling is valid only for **Arxx™ High Performance Wallsystem**, manufactured at the facilities outlined in Section 2 ("Manufacturing Facilities") of this Ruling.
- (g) For below grade installations, dampproofing material compatible with the polystyrene must be provided in accordance with Section 9.13 of the OBC.

#### 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 products 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 authorised 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 22<sup>nd</sup> DAY OF JULY 2002.

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DAVID BREZER (ACTING) DIRECTOR BUILDING AND DEVELOPMENT BRANCH