

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

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 **BENO-MAT** subject to the following terms and conditions:

Minister Ruling No: 07-01-159 (12307-R)

File No: 11-39

Issued February 5, 2007

Revised on November 1, 2011

1. APPLICANT

Benolec Ltee
1451, rue Nobel
Sainte-Julie (Quebec) Canada
J3E 1Z4

Tel: 450 922-2000

Fax : 450 922-4333

Web: www.benolec.com

2. MANUFACTURER

Sainte-Julie (Quebec) Canada

2. SPECIFIC CONDITIONS

- (a) **BENO-MAT** can serve as a cellulose insulation injection system in above grade frame walls and is approved in respect of Articles 9.25.2.2. and 9.25.2.4. of Division B of Ontario Regulation 350/06 (the “Building Code”);
- (b) The **BENO-MAT** shall comply with the *Building Code Act, 1992*; and except as specifically provided otherwise in this Ruling, with Ontario’s Building Code;
- (c) Additional insulation materials must be provided where the **BENO-MAT** does not provide the minimum thermal resistance of insulation to achieve the energy efficiency performance required by Sentences 12.2.1.1.(3) and (4) of Division B of Ontario’s Building Code;

- (d) After December 31, 2011 the energy efficiency design of a building must be verified for conformance with the requirements of Division B, Article 12.2.1.2. of Ontario's Building Code;
- (e) The use of the **BENO-MAT** must be in accordance with Canadian Construction Materials Centre (the "CCMC") Evaluation Report No. CCMC 12307-R (the "Evaluation Report") issued on April 16, 1992 and re-evaluated on August 3, 2011 provided that the references in that report to the model National Building Code of Canada, 2010 included 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 Building Code 2010 References	Ontario's 2006 Building Code References
Division A, 1.2.1.1.(1)(a) Division B, 9.25.2.2. Division B, 9.25.2.4. National Building Code 2010	Division A, 1.2.1.1.(1)(a) Division B, 9.25.2.2. Division B, 9.25.2.4. Building Code
column 1	column 2

- (f) A copy of this ruling shall be attached to the application for a building permit, and;
- (g) 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 the Building Code relevant to this Ruling is amended or remade.

Dated at Toronto This 1st Day of November 2011

Denise K. Evans
Director, Building and Development Branch