

Ruling of the Minister

Ministry of Municipal Affairs
Building and Development Branch
777 Bay Street
Toronto Ontario M5G 2E5

Telephone: 416 585-6666
Facsimile: 416 585-7455

Décision du ministre

Ministère des Affaires municipales
Direction du bâtiment et de l'aménagement
777, rue Bay
Toronto (Ontario) M5G 2E5

Téléphone: 416 585-6666
Télécopieur: 416 585-7455

**RULING NUMBER: 22-02-371 (13309-R)****Minister's Ruling Application Number:****MR 2022-03****Ruling Issued:****October 5, 2022**

This Minister's Ruling corresponds with the Canadian Construction Materials Centre (CCMC) Canadian Code Standard Compliance Evaluation ("Evaluation") No. CCMC 13309-R issued on July 4, 2022.

Pursuant to clause 29(1)(a) of the *Building Code Act, 1992*, the Minister of Municipal Affairs and Housing may, subject to conditions, make rulings, approving the use of innovative materials, systems or building designs evaluated by a materials evaluation body designated in the Building Code.

The Minister has delegated the power to make a Ruling to the Director of the Building and Development Branch.

As delegate of the Minister of Municipal Affairs and Housing (the "Minister"), I hereby approve the use of **The Footing Tube** subject to the following terms and conditions:

1. MANUFACTURER

Cliffcorp Inc.
5290 Route 102
Upper Kingsclear
NB E3E 2P7
Canada

Telephone: 888-929-2011
Website: www.foottube.com

2. MANUFACTURING FACILITIES

Sheila, NB, CA

3. SPECIFIC CONDITIONS

- (a) The use of **The Footing Tube** is approved when used as a concrete pier in respect of the requirements of Subsection 9.15.3 of Division B of Ontario's 2012 Building Code, Ontario Regulation 332/12 (the "Building Code");
- (b) **The Footing Tube** 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 Evaluation No. 13309-R issued on July 4, 2022, (the “CCMC Evaluation Report”), shall be submitted in connection with each application for a building permit;
- (d) The use of **The Footing Tube** must be in accordance with the Evaluation; provided that the references in that report to the model National Building Code of Canada, 2015 including those listed in column 1 below, shall be deemed references to Ontario’s 2012 Building Code listed in column 2 below, as described in the following table;

model National 2015 Building Code References	Ontario’s 2012 Building Code References
Division A, Clause 1.2.1.1.(1)(b)	Division A, Clause 1.2.1.1.(1)(b)
Division B, Sentence 4.1.8.16.(3)	Division B, Sentence 4.1.8.16.(3)
Division B, Subsection 9.3.1	Division B, Subsection 9.3.1
Table 9.4.4.1. of Division B	Table 9.4.4.1. of Division B
Division B, Article 9.4.4.1	Division B, Sentence 9.4.4.1.(1)
Division B, Subsection 9.15.3	Division B, Subsection 9.15.3
Authority Having Jurisdiction	Principal Authority
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 without delay of any change made to the Evaluation. A change to the Evaluation includes the Evaluation having expired or having been modified, 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 Evaluation, as required by Section 4.(a);
 - (ii) the Evaluation is modified, revised, re-evaluated, or amended by the CCMC;
 - (iii) the Evaluation expires;
 - (iv) the Evaluation is rendered void;
 - (v) the Evaluation 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 **October 5, 2022**



Mansoor Mahmood
Director, Building and Development Branch

The official version of this Ruling of the Minister of Municipal Affairs 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.