



**Technical Standards and Safety Authority**

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**VARIANCE ATTESTATION**

*Technical Standards and Safety Act*  
 Boilers and Pressure Vessels and  
 Operating Engineers Regulations

LOCATION OF THE PROPOSED VARIANCE		FOR TSSA OFFICE USE ONLY	
A	Company Name:		
	Street:		
	City:		
	Province:	Postal Code:	
	Contact Person:		
	Telephone:	Fax:	
	E-mail:		
	Acct No.:		

DESCRIPTION OF COMPONENT, SYSTEM OR PLANT INVOLVED					
B	Plant Registration Number	CRN or P number	Boiler/Vessel UIN or Serial Number	Max. Allowable Working Pressure	Design Temperature
	<b>R-</b>				
Manufacturer Name:					

C	<b>i) State the Regulation, Director's Ruling, Standard or Code that cannot be complied with:</b>
	<b>ii) State the reason why the Regulation, Director's Ruling, Standard or Code cannot be complied with:</b>

D	<b>Describe the measures to be taken to establish an equivalent level of safety:</b>

**Please ensure that the Insurer has been notified of the proposed Variance, and provide documented evidence of their acknowledgment.**

**Please provide a statement of acknowledgment from the Chief OE Officer if this variance is related to a registered attended OE plant.**

**ATTESTATION AND ACKNOWLEDGMENT**

E	The Applicant is: The Manufacturer <input type="checkbox"/> The Plant Owner <input type="checkbox"/> Other (Describe): _____
	I acknowledge that an application for a variance has been submitted by the applicant or its agents in respect of the component, system or plant described above. I attest that I have reviewed the full application materials including all supporting documents and I authorize the submission of this application and agree to be bound by it.
	I understand a variance may be issued for a limited time period only. My requested expiry date for this variance is: _____ (dd-mmm-yyyy)
<b>Waiver and Indemnity – The applicant agrees to indemnify and hold harmless the Technical Standards and Safety Authority and its employees, agents, successors and assigns from any and all damages, actions, suits, claims or loss arising from the granting of this variance. In the event of claims made against TSSA arising from the granting of this variance, the applicant shall, on demand, defend such actions on behalf of TSSA and shall assume any costs, legal or otherwise, for the defence or settlement of such claims.</b>	

Applicant (legal name) [Manufacturer or plant owner]      Signing Officer Name      Signing Officer Title      Signature

Address      Date

**FOR TSSA OFFICE USE ONLY**

<input type="checkbox"/> Variance Granted	Signed by: _____	Variance No: _____
<input type="checkbox"/> Variance Declined	Title: _____	
<input type="checkbox"/> Variance Granted with Conditions listed (See attached letter)	Date: _____	

## Variance Attestation

### Instructions

Variations may be allowed for items which are not in full compliance with the **Ontario's Technical Standards and Safety Act**, Boilers and Pressure Vessels and Operating Engineers Regulations, Director's Order and Code Adoption Document, where the Director or Chief Officer, as applicable, is satisfied, as permitted in Section 36(3)(c) of the Technical Standards and Safety Act, that the variance would not detrimentally affect the safe use of the thing to which the regulation or Minister's order applies or the health or safety of any person.

The application process involves extensive review and research by the **Variance Review Committee**. To avoid delays, please provide the following information together with this completed variance application form (see page 1). **Note that incomplete applications will not be processed.**

Box A: Provide the name, address and contact information for the location of the proposed variance.

Box B: Provide the information requested at each box. Where the information is not applicable use "N/A"

Box C: i) Clearly identify the regulation, standard, or code and the rule or clause that cannot be complied with  
ii) Explain the reason why the regulation, code or standard cannot be complied with

Box D: Describe the measures to be taken to establish an equivalent level of safety

Box E: An officer of the company must Complete the Attestation and Acknowledgement.

### In addition, provide:

1. A complete description of, and any installation instructions for, the thing, item or process involved;
2. A full description of the circumstances and reasons that require the variance;
3. Assessment of every safety risk associated with the variance, based on safety engineering principles and recognized industry standards;
4. Description of the measures that are proposed to make the installation equivalent in safety to the level of safety intended by the requirements in the regulation, standard, or code;
5. A qualified individual (e.g. P. Eng.) knowledgeable in the design aspects and specifics of the installation must sign the technical support documents. OE related Variations do not require a P.Eng.
6. Please provide a statement of acknowledgment from the Chief OE Officer if this variance is related to a registered attended OE plant

An Application for a Variance can only be considered by the **Technical Standards and Safety Authority (TSSA)** after receipt of all relevant information. Please note that permission in writing must be received by the applicant from the Director, Chief Officer or an authorized representative of TSSA's **Boilers and Pressure Vessels Safety Program or Operating Engineers Program**, as applicable, and the appropriate fees paid by the applicant to TSSA, prior to any work commencing on the installation.

If you require assistance in completing this application, please call **416.734.3299**.

\*Information provided in this application is releasable under the Freedom of Information and Privacy Protection Act and may be disclosed upon request.