



Technical Standards and Safety Authority  
 345 Carlingview Drive  
 Toronto, Ontario M9W 6N9  
 Fax: 416.234.9169  
 Customer Service: 1.877.682.8772  
 www.tssa.org

# APPLICATION FOR A VARIANCE

*Technical Standards and Safety Act*

Operating Engineers Regulations

APPLICANT NAME AND ADDRESS	
Company Name:	
Street:	
City:	
Province:	Postal Code:
Contact Person:	Position:
Telephone:	Fax:
Email	
Plant Registration Number	

B	The Applicant is:    The Chief Engineer/Operator    Plant User    Other (Describe):
	Where the Applicant is not the Plant User, or the Chief Engineer/Operator, of the plant described in this variance request; by signature in this space the Plant Owner acknowledges agreement with all the terms and conditions of this application for variance and accepts all liabilities associated with this application including all of those described on this page. <b>I am the Plant User / Chief Operating Engineer/Operator / Plant Owner</b> (delete as applicable) of the item, authorizing submission of this application.
	Print Name of Authorized Signatory: _____ Signature _____ Date: _____
	Print Plant Owner or Chief Engineer/Operator Name: _____ Address: _____

ADDITIONAL INFORMATION				YES	NO	N/A
C	1) Is the requested variance for a Plant Registered under the Operating Engineers Regulation? (see "D" below)					
	2) Is a letter from the Plant Chief Operating Engineer agreeing with the proposed variance included with this application?					
	3) Has the insurance company been notified of the proposed variance?					
	4) Is documented evidence of acknowledgement from the insurer provided with this application?					

D	i) State the Regulation (include section #), Director's Ruling, Standard or Code that cannot be complied with:
	ii) State the reason why the Regulation, Director's Ruling, Standard or Code cannot be complied with:

E	The Variance requested is: (attach additional information if required)
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F	I understand a variance maybe issued for a limited time period only. My suggested expiry date for this variance is: _____ (dd-mmm-yyyy)
	Where a variance is granted, the applicant, its successors, heirs and assigns accepts full responsibility for any and all damages whatsoever and for injury to any person that may arise as a result of the variance or non-conformity for the conditions specified for the variance, to the complete exclusion of the Technical Standards and Safety Authority and agrees to hold harmless and indemnify the Technical Standards and Safety Authority for any action or claim including third-party claims and attendant costs.

Please Print & Sign before returning to TSSA

Print Name of Applicant (Signing Officer)                      Print Title                      Signature of Applicant                      Date: (dd-mmm-yyyy)

FOR TSSA OFFICE USE ONLY			
Variance Granted	Variance Declined	Variance Granted with Conditions listed (see attached letter)	
Signed by: _____	Date: _____	W.O. Number: _____	
Title: _____		Variance Number: _____	



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## INSTRUCTIONS AND APPLICABLE FEES

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 may involve extensive review and research by **TSSA**. 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 applicant and the location of the proposed variance.

**Box B:** Identify the applicant by checking the appropriate box or identifying by description under "Other". When the applicant is not the Plant User or Chief Engineer/Operator, as applicable, follow the instructions for completion of the statement.

**Box C:** Respond to each question or statement as "Yes", "No", or "N/A" (Not Applicable).


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


**Box E:** Describe the proposed variance from the Regulation, Director's Ruling, Standard, or Code identified at Box D


**Box F:** Enter the suggested expiry date for the proposed variance. Read the statement and sign and date the application.

**In addition, provide:**



1. The name, certification number, class and expiry date of the personnel involved;
2. A full description of the circumstances and reasons that require the variance;
3. In the case of a Non-Sealed Rate Reduction (NSRR) provide a description of the measures that are proposed to ensure the installation operated at the reduced power rating as agreed;
4. An officer of the company must sign the form under this statement at Box B (when applicable) and below Box G; 

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 **Operating Engineers Program** prior to. 

Please submit completed applications via  il to [bgee@tssa.org](mailto:bgee@tssa.org). Please call 416.734.3420 if you require assistance in completing this application.