



**GENERAL SPECIFICATION FOR  
SUPPLY OF PRE-QUALIFIED MATERIAL AND PRODUCTS**

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**TABLE OF CONTENTS**

<b>128.01</b>	<b>SCOPE</b>
<b>128.02</b>	<b>REFERENCES</b>
<b>128.03</b>	<b>DEFINITIONS</b>
<b>128.04</b>	<b>PRE-QUALIFIED MATERIAL AND PRODUCTS INFORMATION</b>
<b>128.05</b>	<b>SUPPLY OF MATERIAL AND PRODUCTS</b>
<b>128.06</b>	<b>QUALITY ASSURANCE</b>

**APPENDICES**

<b>128-A</b>	<b>Commentary</b>
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<b>128.01</b>	<b>SCOPE</b>
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This specification identifies the Material and products that shall be obtained from sources identified in the Owner's approved Material or product listings and used in the Work of the following Owners:

- a) Ontario Ministry of Transportation (MINISTRY)
- b) Ontario Municipalities and local authorities (MUNICIPALITY)
- c) Agencies in the transportation and related business (AGENCY)

This specification also describes the process that a manufacturer or supplier must follow to register with The Road Authority (TRA) and the procedures for classification of a Material or product shown on the TRA website.

**128.01.01 Significance and Use of Appendices**

Appendices are not a mandatory part of this specification unless invoked by the Owner.

**Appendix 128-A** is a commentary appendix to provide designers with actions and considerations for the use of this specification in a Contract.

## **128.02 REFERENCES**

This specification refers to the following standards, specifications, publications, listings, and information resource for Material and products:

### **MINISTRY Publication:**

Designated Sources for Materials (DSM)

### **MUNICIPALITY Listing:**

Municipal Product Listing (MPL)

### **AGENCY Listing:**

Agency Product Listing (APL)

### **Information Resource:**

The Road Authority (TRA)

## **128.03 DEFINITIONS**

For the purpose of this specification, the following definitions apply:

**Pre-Qualified Material and Products** means Material and products included on a DSM, MPL, or APL.

**Product** means the same as Material.

**Product Listing** means a DSM, MPL, or APL that is appropriate to an Owner.

## **128.04 PRE-QUALIFIED MATERIAL AND PRODUCTS INFORMATION**

### **128.04.01 Submission**

Manufacturers or suppliers desiring inclusion of their Material and products in the product listing of a particular Owner shall register their Material and product with TRA. Application for registration on TRA and inclusion on a DSM, MPL, or APL shall be made online the OPS website at [www.ops.on.ca](http://www.ops.on.ca), TRA Product Registration.

The OPS Products Management Committee (PMC) shall process applications following receipt of the completed application for the Material or product. Contractors, manufacturers, and suppliers are cautioned that the PMC, MINISTRY, MUNICIPALITY, or AGENCY accepts no obligation to process applications within any fixed period of time.

### **128.04.02 Pre-Qualified Material and Products**

Inclusion of a Material or product in a product listing shall be granted by the MINISTRY, MUNICIPALITY, or AGENCY subject to compliance with this specification, the particular standards for the Material or product, and the classification granted by the PMC. For continuous listing, the manufacturer shall not change Material or product type or sources, production methods, or design without the prior written authorization of the Owner. Submission of changes shall be according to the Submission subsection.

### **128.04.03 Material and Product Endorsement**

Inclusion of a Material or product in a product listing does not constitute a general endorsement of the Material or product for all Owners and shall not be used by the recipient to promote the sale of the pre-qualified Material or product in any way. The Owner tests and evaluates Material and products in the context of its specific needs only. Any violation of this restriction may result in the withdrawal of any listing granted.

Listing of Material and products classified by the OPS Products Management Committee on TRA does not constitute approval of the Material or product.

Companies wishing to publicize their classification may only refer to the decision of the PMC as:

"THIS PRODUCT HAS RECEIVED A ***“fill in correct classification type”*** CLASSIFICATION FROM THE ONTARIO PROVINCIAL STANDARDS PRODUCTS MANAGEMENT COMMITTEE. THE PRODUCT PROFILE MAY BE REVIEWED ON THE ROAD AUTHORITY (TRA) WEBSITE."

### **128.05 SUPPLY OF MATERIAL AND PRODUCTS**

#### **128.05.01 General**

Any Material or products required for an Owner's Contract and included in their product listing shall be supplied by the Contractor from sources designated in the product listing, when the Contractor is responsible for such supply. A source shall only be considered as listed if it appears in the product listing that is in effect at the time of supply of the Material or product.

The MINISTRY is responsible for maintenance of the DSM. The individual MUNICIPALITY or AGENCY is responsible for maintaining its own MPL or APL. Although registration of Material and products is through TRA, inclusion of the Material or product on a product listing is the responsibility of and at the discretion of each Owner.

Any pre-qualified Material or products shown on a product listing is applicable only to the specific sponsoring Owner of the product listing.

Any Material or products required for an Owner's Contract that is not listed in their product listing shall be supplied from sources specified in the Contract Documents.

#### **128.05.02 Queries**

Queries regarding the content on a MPL or APL shall be directed to the MUNICIPALITY or AGENCY that has responsibility for the MPL or APL.

Queries during the bidding, tendering, or construction of the work regarding the DSM content shall be directed to:

Head, Contracts  
Construction Office  
Ministry of Transportation  
Garden City Tower, 2nd Floor  
301 St. Paul Street  
St. Catharines, ON L2R 7R4  
Telephone: 905-704-2203  
Fax: 905-704-2040

**128.05.03                      Product Listings**

The complete DSM and several MPLs are available online on the TRA website, Doing Business.

The hard-copy version of the DSM is available from Publications Ontario.

Any MPL or APL not shown on the TRA website is available from the MUNICIPALITY or AGENCY that has responsibility for the respective MPL or APL.

**128.06                              QUALITY ASSURANCE**

**128.06.01                      Material and Product Quality and Quantity**

Sources in a product listing have demonstrated their ability to produce Material or products according to the relevant Material and product specifications. However, the Owner does not warrant that these sources will produce acceptable or sufficient Material or product for any Contract. Contractors shall make independent investigation and examination, as they deem necessary, to satisfy themselves as to the quality and quantity of the Material or product that is available from these sources. The Contractor is responsible for ensuring that all Material and products supplied by the sources satisfy contractual requirements.

## **Appendix 128-A, Commentary for OPSS 128, April 2006**

**Note: This appendix does not form part of the standard specification. It is intended to provide designers with actions and considerations for the use of this specification in a Contract.**

### **Designer Action/Considerations**

The designer should specify sources of Materials and products in the Contract Documents, if there is a particular Material or product source required that is not included in an Owner's DSM, MPL, or APL. (128.05.01)

The designer should ensure that the Ontario Provincial Standards General Conditions of Contract and the 100 Series General Specifications are included in the Contract Documents.

### **Related Ontario Provincial Standards Drawings**

None.