

New *buildings* and *additions* where permits are applied for on or after January 1, 2024, are required to demonstrate energy compliance to Section 9.36. of the National Building Code of Canada (NBC) 2020 or the National Energy Code of Canada for Buildings (NECB) 2020, as applicable (see Table below). These must continue to meet energy requirements on a go-forward basis. This means that future work to those *buildings* or *additions* must continue to demonstrate energy compliance.

New Building means a building for which a building and development permit application was submitted on or after January 1, 2024.

Addition means any *conditioned space* that is added to an existing building and that increases the *building's floor surface area* by more than 10 m² (NECB 2020 defined term). Additions to buildings that were constructed prior to January 1, 2019, are not required to demonstrate energy compliance (see subsection 3(4) of *The Building Code Regulations* and *The Energy Code Regulations*).

Building Types and Sizes	Energy Efficiency Compliance Options				
	NBC 9.36.2. to 9.36.4. (Prescriptive)	NBC 9.36.5. (Performance)	NBC 9.36.7. (Tiered Performance)	NBC 9.36.8. (Tiered Prescriptive)	NECB (Part 10)
<ul style="list-style-type: none"> Houses with or without a secondary suite Buildings containing only dwelling units with common spaces ≤ 20% of building's total floor area⁽¹⁾ 	✓	✓	✓	✓	✓
<ul style="list-style-type: none"> Group C occupancies (Part 9) 	✓	×	×	✓	✓
<ul style="list-style-type: none"> Buildings containing Group D, E or F3 occupancies whose combined total floor area ≤ 300 m² (excluding parking garages that serve residential occupancies) Buildings with a mix of Group C and Group D, E or F3 occupancies where the non-residential portion's combined total floor area ≤ 300 m² (excluding parking garages that serve residential occupancies) 	✓	×	×	×	✓
<ul style="list-style-type: none"> Buildings containing Group D, E or F3 occupancies whose combined total floor area > 300 m² Buildings containing F2 occupancies of any size Part 3 Buildings (building area > 600 m² and/or Group A, B, or F1) 	×	×	×	×	✓

⁽¹⁾ The walls that enclose a common space are excluded from the calculation of floor area of that common space.