

**BOARD OF EXAMINERS IN LAND SURVEYING**

**STATUTE LAW EXAM**

**(CLOSED BOOK)**

**APRIL 2001**

**TIME: 3 HOURS**

**Marks**

**Surveys Act**

- 1** 1. Who administers the Surveys Act?
- 2** 2. What lands in Alberta does the Surveys Act not apply to?
- 4** 3. Describe briefly the process for dealing with survey errors under the Surveys Act.
- 3** 4. Name three (3) duties of the Director of Surveys under the Act.
- 6** 5. Under the Act what powers are granted to a surveyor in regards to
  - (a) Right of Entry
  - (b) Evidence Under Oath
  - (c) Compelling Attendance of a Witness
- 3** 6. If no monument was placed on the official plan, how is the position of the centre of the section determined?
- 1** 7. What governs the boundary on an official plan – the survey monuments or the plan dimensions?
- 4** 8. (a) What two (2) significant dates must be considered when re-establishing lost corners in a subdivision?
  - (b) State the significance of each date.
- 1** 9. What is the legal term used to define the limit of a water boundary?

**Land Titles Act**

- 10** 10. Define
  - (a) Statutory Plan
  - (b) Encumbrance
  - (c) Registration
  - (d) Restrictive Covenant
  - (e) Strata Space

- 2 11. What land cannot be included in one certificate of title?
- 2 12. If an easement is registered against a parcel of land describe who are the dominant and servient tenements.
- 2 13. What effect on title does the registration of the following plans of survey have
- (a) Road Plan
  - (b) Right-of-Way Plan
- 2 14. Upon registration of a subdivision plan who has title to
- (a) Lands shown as environmental reserves.
  - (b) Mines and minerals.
- 2 15. When submitting an application and survey plan for the change in position of a natural boundary what consents are required?

#### **Municipal Government Act**

- 3 16. Describe the process for closing a road in a municipality.
- 4 17. (a) What is the purpose of a land use bylaw?  
(b) Give three (3) examples of matters they may deal with.
- 4 18. What four (4) requirements must be met before a subdivision authority can approve an application for subdivision?

#### **Oil & Gas Conservation Act & Regulations**

- 2 19. What is the normal drilling spacing unit for
- (a) A gas well.
  - (b) An oil well.
- 1 20. How is the drilling space unit determined on a fractional section?

#### **Land Surveyors Act**

- 5 21. Practice of land surveying means.... (list any five (5)).
- 2 22. What are the main responsibilities of “Council”?
- 4 23. Council may make “regulations” and “by-laws.” Explain the difference.
- 9 24. What are the statutory bodies appointed by Council and give a brief description of their mandates.

- 4 25. What two (2) offences may a surveyor be found guilty of through the discipline process and give an example of each.

### **Survey Law**

- 4 26. State, in order of importance, the hierarchy of boundary evidence.

### **Condominium Act**

- 1 27. What is the total number of unit factors in a parcel equal to?
- 3 28. When registering an amendment to a condominium plan relating to a change in the units, who can certify that the amendment has taken place?
- 2 29. Is there a strict method for determining the unit factors of a condominium building and does the methodology need to be registered at Land Titles?
- 1 30. When a plan is registered as a condominium plan under which the building or plan is to be developed in phases, what document must accompany the plan?
- 6 31. A plan presented for registration as a condominium plan must be accompanied by a certificate from a land surveyor. Describe the three (3) things the surveyor certifies.