The membership of the Alberta Land Surveyors' Association met from April 24-26, 2014 in Banff for its 105th annual general meeting.

For the sake of brevity and clarity, motions to amend, divide, table and withdraw are not included in this summary.

**Surface Rights Board Plans – Recommendation #1**

*It was MOVED by Mr. David Hagen, seconded by Mr. Dirk VandenBrink, that Part D, Section 1 of the Manual of Standard Practice be revised as follows:*

Alberta Land Surveyors' Association Manual of Standard Practice
Part D: Standard Practice for Surveys and Plans
Section 1: General Requirements for Plans
The Surveys Act defines the field requirements for surveys. The Land Titles Act and the Métis Settlements Land Registry Regulation provide the authority for the registration of plans of survey and specify, to some extent, the information that must be shown on plans.

The information in this Section supplements and expands on statutory provisions to support effective plan preparation. Alberta Land Surveyors should also consult the following publications for direction:


**MOTION CARRIED**
Use of Digital Signatures – Recommendation #2

It was MOVED by Mr. David Hagen, seconded by Mr. David Thomas, that Part E, Section 1 of the Manual of Standard Practice be revised as follows:

Alberta Land Surveyors' Association Manual of Standard Practice
Part E: Appendices
Section 1: ALS Certifications
Most plans should be signed by the Alberta Land Surveyor who is responsible for the plan.

This Section contains templates for two standard Alberta Land Surveyor certifications on plans that are not registrable at the Land Titles Office or the Métis Settlements Land Registry:

1. Alberta Land Surveyor’s Real Property Report
2. ALS Certification for Wellsites on Private Land

Plans that are submitted for registration at the Land Titles Office or the Métis Settlements Land Registry also require various signatures, affidavits, statutory declarations and/or other approvals. The Surveyor should consult the Land Titles Procedures Manual or the Métis Settlements Land Registry Registrar’s Rules regarding which of these are required for the type of plan being prepared and submitted for registration:

2. Métis Settlements Land Registry Registrar’s Rules:

An Alberta Land Surveyor must prevent unauthorized use of digital signature images and permit stamps. Policies should be developed to address the following circumstances. The Surveyor should:

1. Ensure that a digital signature image is securely stored with strict control to access the signature.
2. Ensure that verification procedures are in place to confirm that a product has been reviewed and the Surveyor has authorized placing a digital signature image on a product.
3. Ensure that digital signature images and permit stamps are removed from CAD files when released to a client.
4. Ensure that their digital signature image is removed from a firm’s records when they are no longer employed at the firm.

MOTION AS AMENDED CARRIED

Code of Ethics Regulation – Recommendation #3

It was MOVED by Mr. Greg Illchuk, seconded by Mr. Bruce Drake, that the Alberta Land Surveyors' Association recommend to the Government of Alberta that a new Part I, Section (9) on Professional Communication be added to the Code of Ethics Regulation as follows:
ALBERTA REGULATION 324/82 — Land Surveyors Act — CODE OF ETHICS

Part 1

The Code

1 An Alberta land surveyor shall serve society, his clientele and his profession with the ultimate objective of contributing to the knowledge of land, to the better management of land and to the preservation of peaceful and lawful enjoyment of land.

Duty to Personnel

2(1) An Alberta land surveyor has a duty to assist his pupils and employees to achieve their optimum level of contribution to society through their contribution to the profession.

Professional Impropriety

(2) An Alberta land surveyor should avoid even the appearance of professional impropriety.

Professional Confidences

(3) An Alberta land surveyor has a duty to preserve the confidences of his client and regard as privileged the information he may obtain regarding the affairs of his client.

Professional Judgment

(4) An Alberta land surveyor has a duty to exercise unbiased independent professional judgment on behalf of his client and shall represent his client competently.

Integrity and Competence

(5) An Alberta land surveyor shall assist in maintaining and improving the integrity and competence of the profession of surveying.

Dignity of the Profession

(6) An Alberta land surveyor has a duty to maintain the dignity of the profession through his association with his clients, colleagues and subordinates.

Professional Services

(7) An Alberta land surveyor should assess and receive fair and just compensation from his client, commensurate with the professional and technical complexity, level of responsibility and liability potential of the services performed.

Unauthorized Practice

(8) An Alberta land surveyor shall assist in preventing the unauthorized practice of land surveying.

Professional Communication

(9) An Alberta land surveyor has a duty to contact and respond to the public, clients, professionals, and the association in a timely manner where professional communication is concerned.
Part 2
General
3 When the context permits, in this regulation “Alberta land surveyor” includes a surveyor’s corporation and a surveyor’s partnership.

Publication
4 The sections that constitute the Code of Ethics shall be published and distributed to members of the profession of surveying and made available to the general public.

Amendment
5 This Regulation may be re-enacted, amended or repealed in the same way that the General By-laws of the Association may be enacted, amended or repealed but, in accordance with the Land Surveyors Act, an enactment, amendment or repeal does not come into force unless it is approved by the Lieutenant Governor in Council.

MOTION AS AMENDED DEFEATED

Discipline Regulation – Recommendation #4

It was MOVED by Mr. Greg Illchuk, seconded by Mr. Michael Thompson, that the Alberta Land Surveyors’ Association recommend to the Government of Alberta that the Discipline Regulation be amended as follows:

ALBERTA REGULATION 325/82 — Land Surveyors Act — DISCIPLINE

Part 1
General
1(1) In this Regulation
   (a) “Act” means the Land Surveyors Act;
   (b) “chairman” or “vice-chairman” mean respectively the chairman or a vice-chairman of the Discipline Committee.

(2) Unless the context otherwise requires, the Interpretation Act applies to this regulation.

Discipline Committee
2(1) The Discipline Committee shall be composed of at least 5 Alberta land surveyors appointed by the Council.
(2) The chairman of the Discipline Committee shall be a member of the Council.
(3) A quorum of the Discipline Committee is 3 of its members, one of whom shall be the chairman or a vice-chairman.

Complaints and Notification
3 If a complaint is made to the Registrar about a practitioner, the Registrar shall, if necessary, request that the complaint be made in writing.
4(1) On receipt of a written complaint the Registrar shall determine whether the complaint can properly be the subject of mediation and if so whether both parties agree to mediation.
(2) If the Registrar determines that the complaint is not capable of being the subject of mediation, or if one or both parties do not agree to mediation, the Registrar shall

(a) refer the complaint to the chairman or a vice-chairman for investigation,
(b) notify the complainant in writing that the complaint has been referred to the chairman or a vice-chairman for investigation and send him a copy of the relevant sections of the Act that pertain to complaints and disciplinary proceedings, and this regulation, and
(c) notify the practitioner concerned that the complaint has been referred to the chairman or a vice-chairman for investigation.

(3) If a complainant and the practitioner concerned both agree to mediation, the Registrar shall notify both of them and the mediator concerned of their desire for mediation under section 37 of the Act.

Service of Notices
5(1) When a notice is permitted or required to be served under the Act or this regulation, it shall be served
(a) by personal service, or
(b) if, in the opinion of the chairman, personal service is not possible or practical, the notice may be served by electronic communication, pre-paid double registered mail or certified mail addressed to the person at his last known business address as recorded in the records or register of the Association, and the notice shall be deemed to have been served on the 5th day after it is mailed.
(2) If notice must be served on the Registrar, the Discipline Committee or any member of it or the Council, it may be served on him or it at the head office of the Association.

Costs
6 If the Discipline Committee or the Council makes an order as to the payment of costs those costs may include all or any of the following costs:
(a) any transportation, accommodation and living expenses paid to a person conducting a preliminary investigation or a member of the Discipline Committee or the Council involved in investigating and hearing the matter;
(b) the fees of an Alberta land surveyor making a survey for the purpose of the proceedings;
(c) an honorarium or payment made to a person referred to in clause (a) for participating in the manner;
(d) cost of hiring a reporter to take a transcript of the proceeding and the transcript of proceedings;
(e) witness fees;
(f) cost of renting rooms or renting recording equipment;
(g) fees payable to the solicitor acting on behalf of the Association, and any solicitor providing independent legal advice to the Discipline Committee or the Council;
(h) any other costs incurred by or on behalf of the Association, and the Registrar that are attributable to the review, investigation, hearing or an appeal resulting from it.

Part 2
Re-instatements
Application for Reinstatement
7(1) A practitioner whose registration is cancelled as a result of disciplinary proceedings may apply to the Council to be reinstated.
(2) The Council may establish a committee of inquiry to consider the application for reinstatement and make recommendations to Council. (3) The registration of the former practitioner shall not be reinstated in the register except by order of the Council or a Court of competent jurisdiction.

Re-examination
8 If a practitioner is suspended or his registration is cancelled for 1 year or more he may be required by the Council to take examinations prescribed by the Practice Review Board or the Council before his reinstatement becomes effective.

Fees
9 Subject to section 8, a practitioner whose registration is cancelled as a result of non-payment of fees, dues or levies shall be reinstated on application to the Council together with payment of arrears and on payment of any fees, dues or levies that are payable under the General By-laws.

Part 3
Amendments
10 This Regulation may be re-enacted, amended or repealed in the same way that the General By-laws of the Association may be enacted, amended or repealed but, in accordance with the Act, a re-enactment, amendment or repeal of this regulation does not come into force unless it is approved by the Lieutenant Governor in Council.

MOTION CARRIED

Examination & Training Regulation – Recommendation #5

It was MOVED by Mr. Paddy Marshall, seconded by Mr. Hugo Engler, that the Alberta Land Surveyors’ Association recommend to the Government of Alberta that the Examination and Training Regulation be amended as follows:

ALBERTA REGULATION 86/2003 — Land Surveyors Act — EXAMINATION AND TRAINING REGULATION
Definitions
1 In this Regulation,

(a)“Act” means the Land Surveyors Act;

(b)”affidavit of service” means an affidavit of service prescribed in the General Bylaws;

(c)“articles” means articles of service entered into between an individual seeking to become an Alberta land surveyor and an Alberta land surveyor permitted to accept pupils, and, for the purposes of section 3, includes a transfer of articles;

(d)”Examination Board” means the Canadian Board of Examiners for Professional Surveyors Western Canadian Board of Examiners for Land Surveyors established by agreement between the Corporation of Land Surveyors of the Province of British Columbia, the Alberta Land Surveyors’ Association, the Saskatchewan Land Surveyors’ Association and the Association of Manitoba Land Surveyors in association with the Department of
An individual may enter into articles with an Alberta land surveyor if

(a) the individual

   (i) holds a Certificate of Completion issued by the Examination Board, and

   (ii) pays to the Association the required fees prescribed in the General Bylaws,

(b) the Alberta land surveyor

   (i) has been engaged in the active practice of surveying as an Alberta land surveyor for at least the two years immediately preceding the date the articles are proposed to be entered into, and

   (ii) unless the Registration Committee otherwise permits, is a resident of Alberta,

(c) the articles are in the form prescribed in the General Bylaws, and

(d) the articles have been approved by the Registration Committee or, on review, by the Council.

Approval of articles

3(1) The Registration Committee may not approve articles unless it is satisfied that
(a) the Alberta land surveyor will provide the individual with sufficient practical training and experience or, if the Alberta land surveyor is not able to personally provide it, is able to satisfactorily arrange that training and experience,

(b) the individual will be under the direct personal supervision of

(i) the Alberta land surveyor or,

(ii) if during any part of the articling period the Alberta land surveyor will not be able to personally supervise the individual, another person satisfactory to the Registration Committee,

(c) the relationship between the Alberta land surveyor and the individual is such that the Alberta land surveyor will not, through employment arrangements or otherwise, be subservient to the individual, and

(d) the Alberta land surveyor will be personally responsible for the training given and experience received by the individual.

(2) An individual and the Alberta land surveyor with whom the individual wishes to enter into articles must have such interviews with the Registration Committee as the Committee requires before it approves the articles.

(3) If the Registration Committee refuses to approve the articles, it must send written reasons to the Alberta land surveyor and the individual.

(4) An individual whose articles are refused by the Registration Committee may, within 30 days of receiving a notice of refusal and the reasons for it, request the Council to review the articles by serving on the Registrar a written request for review by the Council setting out the reasons why, in the individual's opinion, the articles should be approved.

(5) The Council must, after receipt of a request for review under this section, review the articles.

(6) An individual who requests a review

(a) must be notified in writing by the Registrar Association of the date, place and time that the Council will review the articles, and

(b) is entitled to appear and make representations to the Council when it reviews the articles.

(7) A member of the Registration Committee who is also a member of the Council may participate at a review by the Council under this section but may not vote in a decision of the Council.

(8) On considering a review under this section, the Council may make any decision the Registration Committee may make under this section.

Length of articled service
4(1) A pupil must complete at least 2 years of articled service.

(2) Except as otherwise permitted by the Registration Committee, the 2 years of articled service referred to in subsection (1) must consist of
(a) at least 18 months of field practice, and

(b) at least 6 months of office practice.

(3) If a pupil has completed the term of articled service, but has not passed the professional practice examinations, the pupil must, unless the Registration Committee otherwise permits, continue to serve under the articles until the pupil has passed the examinations.

**Number of pupils**

5 Unless the Registration Committee otherwise permits, a principal may not accept more than one pupil in any one calendar year.

**Filing of articles**

6(1) A pupil must, within 2 months after the articles are entered into, file one copy of the articles with the Registration Committee Registrar together with the fees referred to in section 2(a)(ii).

(2) Subject to subsection (3), the term of articled service begins on the date that the articles are entered into.

(3) If a pupil fails to comply with subsection (1), the term of articled service begins on the date on which the articles and the required fees are received by the Association Registrar.

**Transfer of articles**

7 Articles may be transferred from the service of a pupil’s principal to another Alberta land surveyor if

(a) the pupil

   (i) files with the Registrar Registration Committee a transfer of articles and an affidavit of service for the period of articles served to date, and

   (ii) pays to the Association the required fees prescribed in the General Bylaws,

(b) the Alberta land surveyor

   (i) has been engaged in the active practice of surveying as an Alberta land surveyor for at least the 2 years immediately preceding the date the transfer of articles are proposed to be entered into, and

   (ii) unless the Registration Committee otherwise permits, is a resident of Alberta,

(c) the transfer of articles is in the form prescribed in the General Bylaws, and

(d) the transfer of articles has been approved by the Registration Committee.

**Filing of transfer of articles**

8(1) A pupil must, within 2 months after the transfer of articles is entered into, file one copy of the transfer of articles with the Registration Committee Registrar together with the fees referred to in section 7(a)(ii).
(2) Subject to subsection (3), the term of articled service begins on the date that the transfer of articles is entered into.

(3) If a pupil fails to comply with subsection (1), the term of articled service begins on the date on which the transfer of articles and the required fees are received by the Registration Committee Registrar.

Affidavit of service
9(1) On or before January 15 of each year, a pupil must provide to the Association Registrar an affidavit of service that

(a) is signed by the principal, and

(b) describes the surveying operations in which the pupil was engaged during the preceding calendar year.

(2) After providing an affidavit of service under subsection (1), the pupil must meet with the Registration Committee to review the training and experience obtained by the pupil during the preceding calendar year.

Educational leave
10(1) A pupil may, with permission of the pupil's principal, take educational leave for the purpose of attending a course of study at a university, college or technical school.

(2) A pupil must provide to the Registration Committee Registrar a letter signed by both the pupil and the principal setting out the details of the educational leave.

(3) Any period of time during an educational leave that requires the pupil to be absent from service with the principal may not be considered field practice or office practice for the purposes of section 4(2).

Maternity and Parental leave
10.1(1) If a pupil is on parental leave or maternity leave in accordance with the Employment Standards Code of Alberta, the pupil may apply to the Registration Committee for a leave from articles.

(2) A pupil must provide to the Registration Committee a letter signed by both the pupil and the principal requesting the leave from articles.

(3) Any period of time during a maternity and parental leave that requires the pupil to be absent from service with the principal may not be considered field practice or office practice for the purposes of section 4(2).

Courses and seminars
11 A pupil must, during the pupil's articled service, take such courses of study or seminars as are prescribed by the Registration Committee.

Breach of articles
12(1) If a pupil

(a) leaves the service of the pupil's principal without consent, or

(b) breaches any of the pupil's obligations under the pupil's articles, or
(c) is involved in conduct that may put in question the pupil’s good character, the principal or the Registrar Association may report the matter to the Registration Committee and request that

(d) the articles be terminated, or

(e) the Registration Committee provide direction as to the future conduct of the pupil or the principal, or both.

(2) If a pupil’s employment with the principal is terminated by the principal, the pupil or the Registrar Association may report the matter to the Registration Committee and request that

(a) the articles be continued, or

(b) the Registration Committee provide direction as to the future conduct of the pupil or the principal, or both.

(3) On receipt of a report under subsection (1) or (2), and after giving notice to the pupil and the principal, the Registration Committee must hold a hearing into the matter and may

(a) order the articles terminated,

(b) suspend the articles,

(c) permit or order the articles to continue with or without conditions, or

(d) make an order as to the future conduct of the pupil or the principal, or both or,

(e) may order the articles be transferred to another Alberta land surveyor.

(4) On receipt of a report under subsection (2), the Registration Committee may meet with the pupil, or the pupil and the principal, and may

(a) order that the articles be continued, or

(b) provide direction as to the future conduct of the pupil or the principal, or both.

Termination of articles by mutual consent
13(1) A pupil and the pupil’s principal may terminate articles by mutual consent.

(2) If articles are terminated by mutual consent under subsection (1), the principal must provide to the Registrar a letter signed by both the principal and the pupil notifying the Registrar of the termination.

Automatic termination of articles
14(1) If a pupil fails

(a) to pay annual fees to the Association within the time prescribed in the General Bylaws, or

(b) to provide the Registrar with an affidavit of service in accordance with section 9,
(c) to pass any of the professional practice examinations after three attempts,

the articles are terminated and the Association Registrar must notify the pupil and the principal accordingly.

(2) Articles terminated under subsection (1) may be reinstated by the Registration Committee on application to it and after payment of any required reinstatement fees prescribed in the General Bylaws.

(3) If a principal dies or the principal's registration as an Alberta land surveyor is suspended or cancelled, the articles are terminated.

(4) A pupil whose articles are terminated under subsection (3) may apply to the Registration Committee for approval of new articles for the balance of the pupil's term of articled service.

Transfer of articles required
15(1) Unless otherwise permitted by the Registration Committee, if a principal ceases to engage in the practice of surveying in Alberta, the principal must transfer the articles of a pupil to another Alberta land surveyor permitted to accept pupils in accordance with section 7.

(2) If a principal fails, refuses or is not able to transfer the articles of a pupil under subsection (1), the pupil may apply to the Registration Committee for termination of the articles and approval of new articles for the balance of the pupil's term of articled service.

Time when training and examinations must be completed
16(1) Subject to subsection (2), a pupil who commences articles must complete the pupil's required practical training, experience and professional practice examinations within 5 years of the commencement of the articles, whether or not the articles are terminated and subsequent articles are entered into.

(2) The 5-year period referred to in subsection (1) may be extended

(a) by the same period of time that the pupil is granted educational leave under section 10, or

(b) by the same period of time that the pupil is granted maternity and parental leave under section 10.1, or

(bc) by any other period approved by both the pupil's principal and the Registration Committee.

Prior service
17(1) If articles are terminated and subsequently the pupil articles with another principal, the pupil may apply to the Registration Committee for any period of prior service under the articles to be credited as field practice or office practice for the purposes of section 4(2).

If articles are terminated and subsequently the Registration Committee approves a new application for articles, the pupil must
(1) Unless the Registration Committee otherwise permits, complete all of the professional practice examinations,

(2) Unless the Registration Committee otherwise permits, complete all of the field practice and office practice requirements for the purposes of section 4(2),

Whether or not any of the requirements had been completed under prior articles.

(2)(3) If prior service is credited under subsection (1)(2), the Registration Committee may impose any conditions that it considers appropriate with respect to future field practice and office practice.

Termination of articles
18 If a pupil fails to complete the pupil's required practical training, experience and professional practice examinations within the 5-year period under section 16(1) or any longer period extended under section 16(2), the Registration Committee must terminate the articles of the pupil by notice in writing to the pupil and the principal.

PART 2
QUALIFICATIONS FOR REGISTRATION AS AN ALBERTA LAND SURVEYOR

Alberta applicants
19 An applicant is entitled to be registered as an Alberta land surveyor if the applicant meets the requirements of section 24 and

(a) the applicant

(i) completes the term of articled service in accordance with Part 1, and

(ii) passes the professional practice examinations to the satisfaction of the Registration Committee, or

(b) the applicant has a combination of education, practice requirements, examinations and other qualifications that demonstrate the competence required for registration to the satisfaction of the Registration Committee.

Canadian land surveyors
20 An applicant is entitled to be registered as an Alberta land surveyor if the applicant meets the requirements of section 24 and

(a) the applicant

(i) is authorized to survey land under the Canada Lands Survey Act or an Act of a province of Canada governing land surveyors,

(ii) holds a Certificate of Completion issued by the Examination Board,

(iii) completes such period of articles prescribed by the Registration Committee, and
(iv) passes the professional practice examinations to the satisfaction of the Registration Committee within the applicant’s period of articles or within such other period of time prescribed by the Registration Committee, or

(b) the applicant

(i) is registered in good standing with a land survey profession in another jurisdiction recognized by the Council as having substantively equivalent competence and practice requirements, and

(ii) passes the professional practice examinations to the satisfaction of the Registration Committee.

(a) the applicant is a land surveyor holding a license to practice cadastral land surveying issued under the Canada Lands Surveyors Act or is registered as a land surveyor in good standing with a professional regulatory organization under an Act of another province or territory that is a signatory to one or more domestic trade agreements in force in Alberta at the time the application is made, and

(b) demonstrates competence in jurisdictional knowledge by successfully completing a jurisdictional examination.

Retired members
21 A retired member of the Association is entitled to be registered as an Alberta land surveyor if the member meets the requirements of section 24 and the requirements of section 19(b).

Procedure for examinations
22 An individual who wishes to take a professional practice examination under this Part must

(a) apply to the Association Registrar at least 6 weeks two weeks before the date set for the examination by the Registration Committee,

(b) satisfy the Association Registrar that the other requirements of this Regulation have been met, and

(c) pay to the Association the required fees prescribed in the General Bylaws.

Authority of Registration Committee
23 The Registration Committee must decide any question that arises as to the qualifications of a candidate for examination under this Regulation or as to the candidate’s compliance with any requirement of the Registration Committee with respect to professional practice examinations.

Applicants for registration
24(1) In addition to the other requirements of the Act or this Regulation for registration as an Alberta land surveyor, an applicant must

(a) be at least 18 years old,

(b) satisfy the Registration Committee that the applicant is of good character,
(c) pay to the Association the required fees prescribed in the General Bylaws,

(d) provide the Association Registrar with a discharge of articles prescribed in the General Bylaws,

(e) file an affidavit of service for the current year in the form prescribed in the General Bylaws, and

(e) take and subscribe before

(i) the chair of the Registration Committee if the chair is a commissioner for oaths in and for the province of Alberta, or

(ii) a member of the Council if the member of Council is a commissioner for oaths in and for the province of Alberta, or

(iii) the Registrar if the Registrar is a commissioner for oaths in and for the province of Alberta, or

(iv) a judge of the Court of Queen's Bench, or

(v) a judge of the Court of Appeal

the oath of office set out in the Schedule.

(2) Subsection (1)(d) and (e) do not apply to an applicant described in section 19(b) or 20(b).

Application referred to Registration Committee

25 The Registrar must refer an application for registration as an Alberta land surveyor to the Registration Committee for its decision on whether to register the applicant as an Alberta land surveyor in accordance with section 20 of the Act.

Transitional

26(1) In this section, "previous Regulation" means the Examination and Training Regulation (AR 326/82).

(2) A person who immediately before the coming into force of this Regulation was a pupil under the previous Regulation continues as a pupil under this Regulation.

(3) A person who immediately before the coming into force of this Regulation was registered as an Alberta land surveyor under the previous Regulation continues to be registered as an Alberta land surveyor under this Regulation.

Repeal

27 The Examination and Training Regulation (AR 326/82) is repealed.

SCHEDULE OATH OF OFFICE

I, ________ (name)________, do swear (or solemnly affirm) that I will diligently, faithfully and to the best of my ability, execute according to law the office of land surveyor; and that I will, as an Alberta land surveyor, conduct all surveys faithfully and to the best of my ability, giving due consideration to the lawful rights of all persons; I will
accurately locate and record all evidence of boundary monumentation truly and accurately to the best of my ability, I will measure and record all data truly without prejudice either toward or against any land owner, but in all things conduct myself truly and with integrity; maintaining and upholding the law and the interests of the public.

So help me God

(omit if affirmed)

MOTION AS AMENDED CARRIED

RST Regulation – Recommendation #6

It was MOVED by Mr. Martin Robinson, seconded by Mr. David Marquardt, that the Alberta Land Surveyors' Association recommend to the Government of Alberta that a Registered Survey Technologist Regulation be created and that the Land Surveyors Act be amended as follows:

RST Regulation – Proposed Regulation

Definition

(a) “Association” means the Alberta Land Surveyors’ Association;
(b) “practitioner” means an Alberta land surveyor, surveyor’s corporation or surveyor’s partnership;
(c) “Registered Survey Technologist” means an individual who is a member in good standing with the Alberta Society of Surveying & Mapping Technologies and meets the requirements for registration;
(d) “Registrar” means the Registrar appointed under section 10;

Scope of Practice

2(1) A Registered Survey Technologist is entitled to engage in the practice of surveying but not the practice of land surveying except under the supervision direction and control of a practitioner.
(2) A Registered Survey Technologist is authorized to certify the correctness and accuracy of survey work done under his supervision, that is the routine application of industry recognized standards, procedures and practices using established survey, geomatics or applied science principles and methods of problem solving.

Registration

3(1) The Registrar shall maintain, in accordance with the bylaws and subject to the direction of the Council, a register of Registered Survey Technologists.
(2) The Registrar shall register an applicant as a Registered Survey Technologist if
   (a) the applicant is a member in good standing of the Alberta Society of Surveying and Mapping Technologies, and
   (b) the applicant
      (i) has a combination of education, experience and technical expertise approved by the Council of the Alberta Society of Surveying and Mapping Technologies and the Council of the Alberta Land Surveyors’ Association, and

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(ii) has passed an examination in ethics approved by the Council of the Alberta Society of Surveying and Mapping Technologies and the Council of the Alberta Land Surveyors’ Association.

Removal of technologist from register
4(1) The Registrar may remove a person from the register of Registered Survey Technologists if the Registrar is satisfied that the person
   (a) is not an active member in good standing of the Alberta Society of Surveying and Mapping Technologies,
   (b) has practiced land surveying without any supervision or has practiced land surveying under the direction or control of someone other than a practitioner,
   (c) has contravened this Regulation, or
   (d) has been deemed by the Council of Alberta Society of Surveying and Mapping Technologies or the Council of Alberta Land Surveyors' Association not competent to practice one or more of the aspects of surveying that a Registered Survey Technologist is authorized to practice.

(2) If the Registrar removes a person from the register under subsection (1), the Registrar, in conjunction with the Alberta Society of Surveying & Mapping Technologies, may establish conditions that the person must meet to be reinstated in the register.

Registered Survey Technologist
5 Alberta Society of Surveying and Mapping Technologies (ASSMT) shall maintain and publish a code of ethics for Registered Survey Technologists respecting the practice of the profession of surveying, the maintenance of the dignity and honour of the profession of surveying and the protection of the public interest.

RST Regulation – Proposed Revisions to Land Surveyors Act
Land Surveyors Act
Definitions
(k) “practitioner” means an Alberta land surveyor, surveyor’s corporation or surveyor’s partnership;

(l) “ASSMT” means the Alberta Society of Surveying and Mapping Technologies;

(m) “Registered Survey Technologist” means an individual who is a member in good standing with the Alberta Society of Surveying & Mapping Technologies and meets the requirements for registration;

(n) “Registrar” means the Registrar appointed under section 10;

(o) “surveyor’s corporation” means a corporation that holds a permit to engage in the practice of surveying under this Act;

(p) “surveyor’s partnership” means a partnership that holds a permit to engage in the practice of surveying under this Act.
Exclusive Use of Name

4(1) No person except a practitioner shall
   (a) use the name “Alberta land surveyor”, “surveyor” or “land surveyor” or any abbreviation of them either alone or in combination with any other word,
   (b) use the initials “ALS” either alone or in combination with any other word, initial or abbreviation, or
   (c) use any title, name, description, abbreviation, letter or symbol representing the name “Alberta land surveyor”, “surveyor” or “land surveyor” that represents expressly or by implication that the person is an Alberta land surveyor, surveyor’s corporation or surveyor’s partnership.

(2) No person except a practitioner shall represent or hold out, expressly or by implication, that
   (a) the person is entitled to engage in the practice of land surveying, or
   (b) the person is an Alberta land surveyor, surveyor’s corporation or surveyor’s partnership, as the case may be.

(3) No person except a Registered Survey Technologist shall
   (a) use the name “Registered Survey Technologist” or any abbreviation of them either alone or in combination with any other word,
   (b) use the initials “RST” either alone or in combination with any other word, initial or abbreviation, or
   (c) use any title, name, description, abbreviation, letter or symbol representing the name “Registered Survey Technologist” that represents expressly or by implication that the person is a Registered Survey Technologist.

Regulations

16(1) The Council may make regulations
   (a) … (r)
   (s) establishing and prescribing the examination and training requirements for a Registered Survey Technologist;
   (t) governing the registration of a Registered Survey Technologist.

(2) A regulation under subsection (1) does not come into force unless it is approved by
   (a) a majority of Alberta land surveyors
      (i) present and voting at a general meeting, or
      (ii) voting at a vote conducted by mail in accordance with the bylaws,
   and
   (b) the Lieutenant Governor in Council.

Protection from Liability

70(1) No action lies against
   (a) any person conducting a preliminary investigation, a member of the Discipline Committee, the Council, the Registration Committee or the Board, the Registrar, the Association or any person acting on the instructions of any of them, or
   (b) any member, officer or employee of the Association for anything done by that person or body in good faith and in purporting to act under this Act, the regulations or the bylaws.
   (c) any member, officer or employee of the Alberta Society of Surveying & Mapping Technologies for anything done by that person or body in good faith and in purporting to act under this Act, the regulations or the bylaws.
(2) No action for defamation may be founded on a communication that consists of or pertains to a complaint regarding the conduct of a practitioner if the communication is published to or by
(a) the Association
(b) a member of the Council, the Discipline Committee, the Registration Committee or the Board,
(c) a person conducting a preliminary investigation,
(d) an officer or employee of the Association, or
(e) a person acting on the instructions of any of them in good faith in the course of investigating the complaint or in the course of any proceeding under Part 5 relating to the complaint.

MOTION CARRIED

Non-Elected President – Recommendation #7

It was MOVED by Mr. Greg Illchuk, seconded by Mr. Bruce Drake, that Part 2, Sections 5 and 6 of the bylaws of the Alberta Land Surveyors’ Association amended as follows:

GENERAL BYLAWS — Pursuant to the Land Surveyors Act (SA 1981 c L-4.1)

Part 2
Offices of the Association and the Council
5 (1) The offices of the Association are:
(a) the President;
(b) the Vice President;
(c) the Past President;
(d) the Secretary Treasurer;
(e) six offices of councillor,
of which the President, Vice President, and Secretary Treasurer and six offices of councillor are elected, and the
President and Past President is are appointed.
(2) The office of Past President is filled by the Alberta Land Surveyor who was the most recent President but who no longer holds that office.
(3) The office of President is filled by the Alberta Land Surveyor who was the most recent Vice President but who no longer holds that office.

Elected Offices
6 Alberta Land Surveyors shall elect from among their number:
(a) a President and a Vice President each of whom hold whom holds office until the installation of new officers
a new officer at the next annual general meeting,
(b) 3 members of Council, each of whom shall hold office until the installation of new councillors at the annual general meeting held in the second year following the year of their election, and
(c) a Secretary Treasurer who shall be elected at an Annual General Meeting and hold office for a three-year term, and
(d) such additional members of the Council as may be required, each of whom hold office until the conclusion of the term of the vacancy for which they are elected.

MOTION DEFEATED

Three-Year Council Terms – Recommendation #8

It was MOVED by Mr. Greg Illchuk, seconded by Mr. Bruce Clark, that the bylaws of the Alberta Land Surveyors’ Association amended as follows:

GENERAL BYLAWS — Pursuant to the Land Surveyors Act (SA 1981 c L-4.1)

Part 2
Elected Offices
6 Alberta Land Surveyors shall elect from among their number:
(a) a President and a Vice President each of whom hold office until the installation of new officers at the next annual general meeting,
(b) 2 members of Council, each of whom shall hold office until the installation of new councillors at the annual general meeting held in the second third year following the year of their election, and
(c) a Secretary Treasurer who shall be elected at an Annual General Meeting and hold office for a three-year term, and
(d) such additional members of the Council as may be required, each of whom hold office until the conclusion of the term of the vacancy for which they are elected.

Councillor Elected
32 (1) The candidates for councillor who receive the highest number of votes for the office of councillor shall be elected as councillors for a term of 2 3 years.
(2) If there are any vacancies on Council to be filled under Section 38(1)(d), the person or persons receiving the next highest number of votes for the office of councillor shall be elected as councilors for the balance of the unexpired term or terms to be filled, and as among them, the person or persons receiving the higher number of votes shall fill the vacancy or vacancies which have the longer unexpired term or terms.

32.1 Notwithstanding other provisions in this bylaw, the council vacancies at the 2015 AGM will be handled as follows:
   a) the candidate for council with the highest number of votes will be elected to council for a three year term
   b) the two candidates with the second and third highest number of votes will be elected to council for a two year term

32.2 Notwithstanding other provisions in this bylaw, the council vacancies at the 2016 AGM will be handled as follows:
a) the two candidates for council with the highest number of votes will be elected to council for a three year term
b) the candidate with the third highest number of votes will be elected to a two year term

MOTION CARRIED

**Upper Limit Funding – Recommendation #9**

_It was MOVED by Mr. Scott Boulanger, seconded by Mr. Michael Thompson, that Section 52(1) of the bylaws of the Alberta Land Surveyors' Association amended as follows:_

**GENERAL BYLAWS — Pursuant to the Land Surveyors Act (SA 1981 c L-4.1)**

**Part 8**

**Fees, Dues & Levies**

<table>
<thead>
<tr>
<th>Proposed Upper Limit</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>(a)</strong> on application for registration as an Alberta Land Surveyor, surveyor's corporation or surveyor's partnership; ..............................................................</td>
</tr>
<tr>
<td>or a lesser sum as may be fixed by the Council</td>
</tr>
<tr>
<td><strong>(b)</strong> for registration with the Association as an Alberta Land Surveyor, surveyor's corporation or surveyor's partnership; ..............................................................</td>
</tr>
<tr>
<td>or a lesser sum as may be fixed by the Council</td>
</tr>
<tr>
<td><strong>(c)</strong> for an Alberta Land Surveyor, a sum not exceeding annually ..................................................</td>
</tr>
<tr>
<td>or a lesser sum as may be fixed by the Council;</td>
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<tr>
<td><strong>(d)</strong> for retired membership, a sum not exceeding annually ..........................................................</td>
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<tr>
<td>or a lesser sum as may be fixed by the Council;</td>
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<tr>
<td><strong>(e)</strong> for associate membership, a sum not exceeding annually .......................................................</td>
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<tr>
<td>or a lesser sum as may be fixed by the Council;</td>
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<tr>
<td><strong>(f)</strong> for affiliate membership, a sum not exceeding annually ..........................................................</td>
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<tr>
<td>or a lesser sum as may be fixed by the Council;</td>
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<tr>
<td><strong>(g)</strong> for a surveyor's corporation or surveyor's partnership, a sum not exceeding annually ..............</td>
</tr>
<tr>
<td>or a lesser sum as may be fixed by the Council</td>
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<tr>
<td><strong>(h)</strong> for the filing of articles of service .........................................................................................</td>
</tr>
<tr>
<td>or a lesser sum as may be fixed by Council until the articles are terminated,</td>
</tr>
</tbody>
</table>
(i) for the filing of each transfer of articles of service ................................................................. $250

(j) for late payment of any fees, dues or levies ................................................................. $1,000

(k) for late submission of application for renewal as a surveyor's corporation or renewal as a
surveyor's partnership ................................................................................................................. $1,000

(l) for reinstatement, in addition to other fees, dues and levies payable ........................................ $1,000

(m) for pupils, a sum not exceeding annually ................................................................................. $400

(n) for branch offices, a sum not exceeding annually ..................................................................... $1,250

MOTION AS AMENDED AS CARRIED

Professional Surveyors Canada Funding – Recommendation #10

It was MOVED by Mr. Bob Wallace, seconded by Mr. Jason Thistle, that Section 52(2) of the bylaws
of the Alberta Land Surveyors' Association amended as follows:

GENERAL BYLAWS — Pursuant to the Land Surveyors Act (SA 1981 c L-4.1)
Part 8
Fees, Dues & Levies
(2) Each Alberta Land Surveyor shall pay to the Association, in addition to the his annual fee for active membership,
an annual levy of $500 or such lesser amount, if any, as may be fixed for any year by the Council.
(2.1) In addition to any annual levy in Section 52(2), each Alberta Land Surveyor shall pay to the Association,
a special annual “Professional Surveyors Canada levy” to be calculated annually and equal the amount of the
individual annual membership fee of Professional Surveyors Canada for the existing year, plus tax.
1. The special annual Professional Surveyors Canada levy shall expire on April 30, 2019.
2. Upon receipt, the Alberta Land Surveyors' Association shall forward the special annual levy to
Professional Surveyors Canada on the basis that there is no additional cost to any Alberta Land
Surveyor who wishes to enroll and/or renew their individual membership with Professional
Surveyors of Canada.
(3) Not later than March 15th in each year, the Association shall mail notices to all members, stating the amounts of
the membership fees and the levy payable for the next year.
(4) The annual membership fees and annual levies become due on April 1 in each year and are payable on or before
April 30.
(5) Student memberships are valid for one year and applications become due on October 31. Students must reapply annually.

MOTION CARRIED

New Business #1: Additional Fee for Registration of All Plans
It was MOVED by Mr. David Marquardt, seconded by Mr. Brian Ball, that the Council of the ALSA look at the feasibility, practicality and possibility of working with Land Titles and the Government of Alberta (Public Lands) to institute an additional fee for registration of all plans (Land Titles and Public Lands) as SDW has done for their initiatives in the past.

MOTION CARRIED

New Business #2: Additional Fee when Pulling a Registered Plan from Land Titles
It was MOVED by Mr. Brian Ball, seconded by Mr. David Marquardt, that the Council of the ALSA look at the feasibility, practicality and possibility of working with Land Titles and the Government of Alberta to institute an additional fee when pulling a registered plan from Land Titles.

MOTION CARRIED

New Business #3: Proportioning Fees between ALSs and Corporations
It was MOVED by Mr. Bob Haagsma, seconded by Mr. Paul Stoliker, that the Council take into consideration proportioning the fees between ALS full active membership and corporations. The suggested guideline shall be: corporate and branch office fees should be equal and approximately 20% of the ALS active membership fee.

MOTION CARRIED

New Business #4: Telephone Directory by Location
It was MOVED by Mr. David Hagen, seconded by Mr. Nick Ronsko, that the Council consider reinstating the annual telephone directory which list surveyor's corporations and practitioners by location as per the previously published format. The directory compiled in pdf format available for download on the website.

MOTION CARRIED

From the Registrar
Council approved Michael Amirault and Haitao Zhang as associate members.

Council exempted Tony Melton, Cam Foran and Rob Scott from the requirements of the mandatory professional liability insurance bylaw as they are not practicing surveying in Alberta.

Council approved placing Barry Necyk on the register of retired members effective April 30, 2014.
Council approved the cancellation of Maltais Geomatics Inc. as a surveyor’s corporation.

Council approved the registration of a branch office of Altus Geomatics Limited Partnership in Calgary under the supervision, direction and control of Bruce Gudim, ALS.

Council approved the registration of a branch office of Altus Geomatics Limited Partnership in Edmonton under the supervision, direction and control of Michael Lee, ALS.

Council appointed Rosalind Broderick as Registrar of the ALSA under Section 10 of the Land Surveyors Act, effective May 15, 2014.

Council appointed David McWilliam as Acting Registrar in the matters of four outstanding discipline cases and the three outstanding court actions.

**President’s Award**
Paddy Marshall, ALS

**Council**
Al Jamieson, ALS, President
Greg Boggs, ALS, Vice-President
Rob Scott, ALS, Past-President
Bruce Clark, ALS, Secretary-Treasurer
John Byrne, ALS, Councillor
Jacques Dupuis, ALS, Councillor
Kevin Grover, ALS, Councillor
Ashley Robertson, ALS, Councillor
Lesley Sick, ALS, Councillor
Steven Van Berkel, ALS, Councillor
Russ Barnes, Public Member

**2015 AGM**
The 106th annual general meeting of the Alberta Land Surveyors’ Association will be held April 23-25, 2015 in Lake Louise, Alberta.