

Salt River First Nation Reserve Creation – A Unique Experience

In 2002 Ollerhead & Associates Ltd. (O&A) was approached by the Chief and Council of the Salt River First Nation (SRFN) and asked to participate in the survey of 40,500 ha of Settlement Lands comprising thirty parcels for Reserve Creation. These parcels are scattered over a 130 km by 165 km area northeast of Fort Smith, NT. The area is remote, tree covered and accessible by boat, snowmobile and aircraft.



Salt River First Nation Jim Schaefer (l) and Lloyd Taylor (r) review and sign survey plans.

Contrary to the traditional view of a seamless survey, the SRFN Treaty Agreement separates the boundary surveys into two distinct tasks - boundary clearing and surveying. The SRFN has embraced this definition and has undertaken the cutting of the boundaries and the provision of the requisite logistics. The placing of monuments, preparation of plans and reports and other professional and technical aspects of the survey are the sole responsibility of O&A. This division of responsibility between SRFN and O&A requires considerable cooperation in areas such as timing, manpower, logistical support, and quality control related to the standards respecting line cutting.

In addition to the guidance and advice from O&A, the Chief has also been encouraged to seek advice directly from the Deputy Surveyor General in Yellowknife. This three-way communication has resulted in a more efficient process.

Each project proceeds on a parcel basis. The Chief communicates the preferred timing of the survey based on a number of criteria such as: travel in the area (e.g. winter for muskeg, summer for parcels adjoining water);

Continued on page 2

TABLE OF CONTENTS

Salt River First Nation	1	GIT Survey	7
National Surveyors Conference	2	Council Meetings Summary	8
Canadian Board of Examiners	3	Bill Jones	8
Executive Directors Notes	4	President's Message	9
ACLS Travel Bursary	6	Strategic Plan Survey	10
Canada's Offshore	6	Warranty Clause in Contracts	11
Herb Kiel	7	Bylaws and Regulations Amendments	11

availability of personnel; or priority of parcels.

The survey party is composed of two O&A staff and a band member, who proceed to the area in advance of the four-person cutting crew to start the survey and prepare the boundaries for cutting. They are accompanied by a cook and camp attendant in those instances where a camp is required. The band member who accompanies the survey party has a multifaceted role as a survey assistant, guide and most importantly, liaison with the cutting party, other band members and the Chief.

The obvious advantages from this program for the Salt River First Nation include:

- project ownership (not limited involvement);
- direct participation of many band members;
- first hand knowledge of the boundaries;
- pride in completing a defined task; and
- scheduling that maximizes the employment benefits to band.

Lloyd K. Taylor, CLS, NSLS, NBL

Note from the Aboriginal Liaison Committee: If you were involved in a success story in partnership with an Aboriginal Community, our members would like to hear about it. Contact the ACLS office to reserve a spot for an article in the next issue of *Communique*.

**ACLS 2006
National Surveyors Conference
Tuesday, June 20, 2006 to Friday, June 23, 2006
The Grand Okanagan Lakefront Resort and Conference Centre, Kelowna, B.C.**

The ACLS is proud to announce that its 22nd *Annual General Meeting* will be held in Kelowna, British Columbia this June. This presents a great opportunity to interact with professional surveyors from all over Canada in a comfortable, friendly atmosphere. We invite you to take advantage of this opportunity to explore many new opportunities and challenges; to examine critical issues relevant to the profession through practical educational seminars by experts in the field; and to gain insight into the multidisciplinary aspects of surveying across the country. Use your newfound knowledge to develop your skills or apply them to your personal business practices. The ACLS welcomes you to bring a guest to share in the fun!



Special Topics

- Writing Winning Geomatics Proposals
- Closing More Geomatics Sales
- Moving Towards Aboriginal Self-Reliance
- International Land Tenure Projects
- The Applications of High-Definition Surveying in the Geomatics Industry
- Diverse Applications of Geomatics Technology
- Time Management

Canadian Board of Examiners for Professional Surveyors

A new board of examiners obtained its Letters Patent last December and bears the name: Canadian Board of Examiners for Professional Surveyors (CBEPS). This new federally incorporated entity will take over all activities of the Western Canadian Board of Examiners for Land Surveyors (WCBELS), the pre-professional activities of the ACLS Board of Examiners, and the administration of the National Common Core (pre-professional) examinations for surveyors. The ACLS Board will continue to manage CLS professional exams.

Once the date is set for the beginning of the CBEPS operations, all WCBELS candidates as well as ACLS candidates having to write Common Core exams (Schedule I and II) will have their files transferred to the new Board. The CBEPS Certificate of Completion will be required before candidates can go forward with their professional exams in order to become CLS's or provincial surveyors within the four Western Provinces.

The five member parties of this Board are: the Association of British Columbia Land Surveyors, the Alberta Land Surveyors' Association, the Saskatchewan Land Surveyors' Association, the Association of Manitoba Lands Surveyors, and the ACLS. A small task force is presently drafting the necessary procedures to begin operations which should be sometime in the spring. The target date for the first official Board meeting is May 2006. Another order of business is the signing of a service contract between the CBEPS and the ACLS for administrative support of CBEPS activities. All parties have approved the ACLS proposal; it is now just a question of formalizing the agreement.

Some people have asked me why not have the word "Land" instead of "Professional" in the name of the new entity. The reason is that this would not be consistent with the ACLS's multidisciplinary membership. We have candidates and members who are not "Land Surveyors", such as hydrographers, for example. Potential candidates from these non-land surveyor disciplines would not feel comfortable with having to obtain a Certificate of Completion from a Board of Examiners for Land Surveyors before going on to become CLS's. The term "Professional Surveyors" encompasses all surveying disciplines. Remember that the ACLS name means "Association of surveyors who practice surveying on Canada Lands". It does not mean "Association of land surveyors".



WE'VE GOT THE SOLUTION

MORASSE

GEODESY

- MAGNETIC MARKERS
 - ~ for soil
 - ~ for rock or concrete
 - ~ GPS marker
- PROTECTIVE COVERS
 - ~ aluminium
 - ~ mix
 - ~ lifts
- POST
 - ~ witness post
 - ~ raised characters

LEGAL SURVEY

- MARKERS
 - ~ aluminium
 - ~ plastic
 - ~ steel
 - ~ boundary
 - ~ terminus type
 - ~ CLS-77
 - ~ CLS-69
- STATIONS
 - ~ PK nails
 - ~ identified washers
 - ~ MAG nails

SERVICES

- ~ installation on the site for geodesic markers
- ~ design of special markers on request
- ~ markers to fit federal and provincial standards
- ~ shipping all around the world

"ASK FOR OUR BROCHURE"

J. P. MORASSE INC. 1321, Marie-Victorin, St-Nicolas, Quebec, Canada G7A 4G4
Tel.: (418) 831-3811 ~ 1 800 463-6866 • Fax: (418) 831-7827 ~ 1 800 463-8138
WEB SITE: www.morasse.com • E-mail: morasse@total.net

Executive Directors Notes

Statistics

The final membership numbers for 2005 are as follows (compared to 2004 and 2003):

Regular:	508	514 (2004)	504 (2003)
Retired:	42	41	45
Associate:	5	5	4
Honorary Life:	6	5	3
Honorary:	1		

The final number for Licences and Permits are the following:

Licences:	380	380 (2004)	371 (2003)
Permits:	183	184	190

We seemed to have reached a plateau in membership numbers.

New CLSs

Since the September 2005 issue, we are glad to announce that CLS Commissions were awarded to following people:

- Paul Andrew Densmore, Calgary, AB
- Jason Hamel, Langley, BC
- Steve Cloutier, Montréal, QC
- Sylvain Lelièvre, Gatineau, QC
- Bronwyn D. Denton, Golden, BC.

Congratulations to all.

Practice Review

We've completed the review of all Atlantic Provinces and Ontario practices and are well on our way to completing Québec. The next region in line is the West starting with practices in British Columbia.

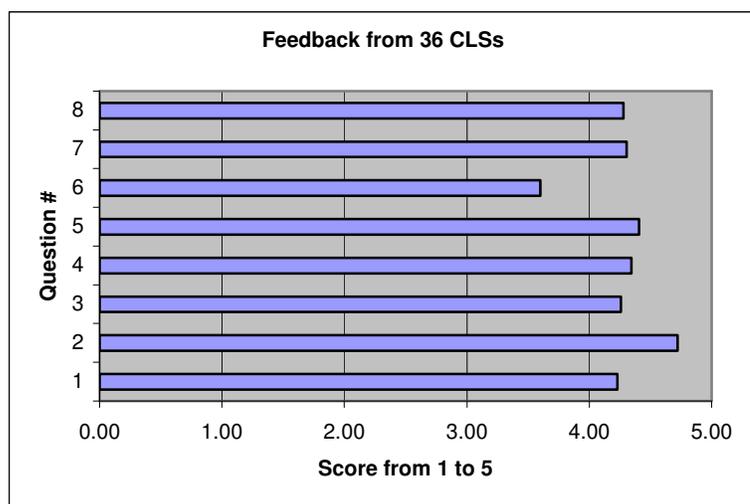
Members have been very cooperative. At the end of each review, members are provided with a feedback

questionnaire to help us measure CLSs satisfaction with our process. So far we received 36 feedback forms. The following graph shows the average score for each answer to questions 1 to 8. Members respond by circling a number between 1 (strongly disagree) and 5 (strongly agree).

It seems that it has been a very positive experience for most. The worst result is for question 6 about learning valuable information, with a result of 3.6, which is between having no opinion to "agree". Since our Practice Review Manager found that practices reviewed, so far, had very few issues, we feel that it's normal that members did not learn much from the review; their practice is already very good.

A few returned feedback questionnaires raised

Continued on page 5



Continued from page 4 (Executive Director's Notes)

some important issues, which are presently being dealt with by the Practice Review Committee.

If you have concerns with the Practice Review Process, please inform the Practice Review Committee, or myself. An important function of the Committee is to act as an Ombudsman for ACLS members in respect to practice review.

Distance Learning

The ACLS is moving forward with producing continuing professional development (CPD) material for its members. Last year we produced DVD's of the Whitehorse 2004 seminar entitled: "Changes in Land Registration and Survey Systems in Canada". We just received delivery of the DVD's for another Whitehorse seminar entitled: "Determination of Natural Boundaries Using Remote Sensing". The next one in line is one of our PEI 2005 seminars entitled: "GPS for Cadastral Surveys". For those interested, order forms are posted on the ACLS Web site.

ACLS Scholarship

The program is now in its third year. The Foundation was disappointed with the amount of scholarship applications it received so it changed some of the application requirements to decrease the amount of paperwork submitted by candidates, and increased the scholarship amounts from \$500 to \$1,500.

To obtain an application form and further information on the ACLS Foundation Scholarship Program, visit the ACLS Website at: www.acls-aatc.ca Deadline for application is May 15 of each year.

The Association of Canada Lands Scholarship Foundation Inc. is now registered as a charitable organisation so it can now issue tax receipts.

Donations are welcomed.

CPD Forms for 2005

The ACLS office received a total of 170 filled out forms for CPD activities in 2005. It's similar to the number of forms received last year. The CPD Committee is presently reviewing all forms and will send feedback letters.

Thank you to all who sent in their form.

The winner of draw for the \$100 Canadian Tire purchase card is Timothy R.B. Janzen from Burlington, Ontario. Congratulations.

Jean-Claude Tétreault
Executive Director

Continued from page 2 (National Surveyors Conference)

Social Events

- ACLS Golf Tournament at the Sunset Ranch Golf Course
- Exhibitors Evening, including Wine & Cheese, and great prizes
- Tour of World Renowned Mission Hill Winery & Lunch at the Kelowna Golf and Country Club
- Evening Houseboat Dinner and Cruise on Lake Okanagan
- Gala Dinner and Entertainment

For more information, please contact Shauna Murphy at s.murphy@acls-aatc.ca or visit our website at <http://www.acls-aatc.ca/ENGLISH/aggm/aggm.htm> for updates.

ACLS CPD Travel Bursary

So far, there has been very little interest shown for the Travel Bursary, so over the past few months, the ACLS CPD Committee reviewed the Program at the request of Council. Some changes were made to the objectives and the application form was redesigned. Council approved the revamped program as outlined below and agreed to award a maximum of two \$500 bursaries every year.

Objectives

- Encouragement and financial reward for regular members of the ACLS as they participate in the voluntary ACLS CPD Program.
- An incentive for new members of the ACLS to attend an ACLS event for the first time and thus stimulate interest in ACLS affairs.
- Encouragement of local participation in regional groups.
- Cooperation with other organizations for the advancement of geomatics by stimulating interest among our members in attending non-ACLS events that qualify for CPD hours.
- Development of a possible source of articles for the Communique magazine.

Eligibility

- Applicant cannot have received this award in the previous two years.
- Current members of the ACLS Council and employees of the ACLS are not eligible for this award.
- Only Regular members of the ACLS are eligible for this award.
- Applications for CPD-related activities that do not have travel expenses (or alternative proposals) will not be considered unless accompanied by a letter of explanation.

Regulations

- Application form must be mailed and must be received by the Executive Director of the ACLS at least 8 weeks prior to the event.
- The CPD Committee (when scoring applications) will take geographical location and related travel expenses into consideration.
- The scoring of this application form will be used as a guideline, but the CPD Committee reserves the right to award at their discretion.

The application form is available in the "Members Only" section of the ACLS Web site.

Jim Banks, CLS
Chairman of the CPD Committee

Canada's Offshore: Jurisdiction, Rights, and Management, 3rd edition

The last few years have seen major changes to the laws governing the offshore, created by international agreements, Canadian legislation, and court decisions. This will be the first Canadian book to deal comprehensively and systematically with these important issues pertaining to the jurisdiction, rights, and management in Canada's offshore. Produced by the ACLS and the Canadian Hydrographic Association, it will be a useful reference for years to come. This impressive 350-page document will replace both the Offshore Management book, which was the main text for the offshore component of the CLS professional exams, and the publication Surveying Offshore Canada Lands for Mineral Resources Development.

This book covers the following topics:

- International practices, customs, laws, and treaties concerning the oceans and their effects on Canada.
- Canada's responses to international ocean-related events through Canadian legislation, regulations and practices.
- International treaties and conventions, Canadian court decisions, and the results of arbitration decisions concerning Canada, with specific emphasis on the resulting ocean boundary delimitations.
- The mechanics of describing and determining ocean boundaries and interpreting ocean-related Canadian legislation.
- Practical issues related to Canada's offshore oil and gas industry.

If you have a question about Canada's offshore, or about international or Canadian laws and legislation concerning the offshore, then you should start your search here. If this book does not contain the full answer you need, then it will direct

Continued on page 7

you to other relevant resources. Most importantly, this book supplies the context and relationships that are vital to understanding this information.

This book brings together the current issues raised by international agreements, Canadian legislation, and court decisions, which may have been discussed in isolation before, but never in a systematic and comprehensive fashion in relations to Canada's offshore. When discussing Canadian issues, the material is organised from the Pacific Coast, to the Atlantic Coast and then to the Arctic Coast.

This book features 64 colour figures explaining international law of the sea issues and Canada's offshore. Extensive footnotes have been included to provide references and further information. A detailed bibliography is included.

The official book launch is planned in conjunction with the Canadian Hydrographic Conference (CHC2006) in Halifax, June 5th to 9th, 2006. Other launches are being considered in addition to one at the ACLS Convention in Kelowna. Copies of the book will be available for order from the ACLS and online via Trafford Publishing. A must-have for all who are involved one way or another in Canada's offshore.

Bruce Calderbank, CLS
Co-author and editor-in-chief

Herbert Edward (Herb) Kiel

Herb Kiel was born May 13, 1949. After obtaining a B.Sc. degree in Mathematics and an Education Diploma from the University of Alberta, he received his commission as Alberta Land Surveyor #461 in June 1979. Herb was articled to Walter Kiriak. Herb served on many committees including the Registration Committee and the Practice Review Board. He was also Canada Land Surveyor #1351 since 1987.

Herb operated his own firm from 1980 to 1988 called Yellowhead Surveys. In 1988, Herb joined All West Surveys where he became president in 2002.

Herb was an active member and supporter of IRWA Chapter 62. Herb took the time to attend most luncheon meetings while Herb and his wife Pat attended many Chapter 62 golf tournaments and International Conferences.

Herb was hardworking, intelligent and demonstrated integrity in his profession. He was a fun loving man who loved golf, hunting and fishing.

On October 26, 2005, Herb Kiel passed away after a battle with cancer. He will be dearly missed and lovingly remembered by his wife Pat, his daughters Kim and Kathy and by his family and many friends.

GIT Survey

The Geographic Information Technology (GIT) Committee recently conducted a survey on the needs of the ACLS members regarding geographic information technology. We received 113 completed survey forms, which is a 19.8% sample of the ACLS membership.

An average of 59% of members' practice is conventional surveying. Coming in second is GPS surveying with an average of 20.5%. GIS comes in third at only 8.6%. All other types of work represent an average of 11.9% in total. GIS is far from being a significant part of our members' practice.

Unsurprisingly, the respondents reported an average level of knowledge of 4.7 out of 5 for conventional surveying. GPS surveying comes in second at 3.5. GIS and Photogrammetry are neck and neck at approximately 2.5. Remote Sensing is the least known of topics at 1.5.

It would appear that the GIT Committee was on the right track when it presented the seminar entitled 'Determining Natural Boundaries using Remote Sensing' at the 2004 Whitehorse AGM. DVD and VHS copies of this seminar are available from the ACLS office.

Even though the members' knowledge of conventional surveying average is high, the membership would like more

Continued on page 9

Summary of Council Meetings

Teleconference, August 25, 2005

- The 2004-2005 Report to the NRCan Minister was approved.
- The Regulation Amendments package and Bylaws Amendments package were approved.
- Council made appointments to the following committees: Executive, Board of Examiners, Standards of Practice, Aboriginal Liaison, CPD, GIT, and Public Awareness.
- The next issue of *Communique* will be a pdf version posted on the ACLS website, with an email notification to the members.
- Council decided that the ACLS will become a CIG Gold Sustaining Member.

Face-to-face meeting, Edmonton, November 3, 2005

- Steven Horn was welcomed as the new Lay Councillor.
- Following membership approval by mail-in vote, Council approved the amendments to the Regulations and to the Bylaws.
- Council authorized the creation of membership pins, starting with 15 years, and every 5 years after that.
- Council gave a mandate for legal proceedings to begin due to a violation of the Canada Lands Surveyors Act.
- Council will ask the courts to issue a search warrant in another case.
- The ACLS will ask its lawyer to send a cease-and-desist letter to a firm claiming to survey on Canada Lands.
- The privacy policy was approved.
- The latest version of the Practice Manual was approved.
- Varick Ollerhead was appointed to the Complaints Committee, Steven Horn was appointed to the Discipline Committee.
- The ACLS will sign an MOU with the Royal Institute of Chartered Surveyors.

Teleconference, November 24, 2005

- The ACLS will recommend two individuals for the Minister's consideration, to fill the position of outgoing Lay Councillor Susan Christie.

Teleconference, December 16, 2005

- Council approved the Executive Committee's recommendation for staff compensation.
- CLS commissions will be offered to Jason Hamel, Steve Cloutier, Sylvain Lelièvre, and Bronwyn Denton.
- The 15-year membership pins will follow the design of the original members' pins.
- Council adopted the 5-year Strategic Plan.
- The Terms of Reference for the Aboriginal Liaison Committee were approved.

Jean-Claude Tétreault
Secretary Treasurer

William (Bill) Henry Jones

William (Bill) Henry Jones, BCLS 428, P.Eng., DLS, ALS, SLS, MLS, 1924 – 2006, of Calgary passed away peacefully at home on Tuesday, February 28, 2006, at the age of 81 years. Bill was born on March 31, 1924 in Ardath, SK, and has resided in Calgary since 1960.

Bill worked in the oil and gas industry and was a founding member of All-Can Engineering and Surveys. He belonged to the Alberta, Saskatchewan, Manitoba, British Columbia, and the Canada Lands Surveyors Associations, and he was also a member of the Willow Park Golf and Country Club.

Bill is remembered by his children, Bruce and Jo-anne Jones, Daniel and Diana Jones, Allan Jones, Glen Jones, Gail and Arnott Thomson, and Debbie Smith, all of Calgary, fifteen grandchildren, and friends.

President's Update

Continued from page 6 (GIT Survey)

information on that topic with an average response of 3.44 out of 5. The topic of GPS came in stronger at 3.9. By the way, a seminar entitled "GPS for Cadastral Surveying" was presented at the 2005 AGM in PEI, with DVD's on this seminar will also be available in the Spring of 2006.

The average for members wanting information on GIS was fairly strong at 3.21, indicating a need for information and a "raison d'être" for the GIT Committee. The other topics came out at the lower end of the scale with 2.82 for Database Management, 2.68 for Photogrammetry and 2.49 for Remote Sensing.

All venues of communication were popular, starting with the ACLS Web site with 81 respondents, 52 selected to have articles in the ACLS Communique newsletter, and 52 members selected seminars. Only 5 respondents indicated "others", suggesting distance learning, and e-mail. The total is more than 113 because respondents could select more than one answer.

In conclusion, it seems that GIS is not yet an important part of ACLS members' practice. An apparent lack of knowledge may be a barrier of entry into that field so the GIT Committee will continue to provide information to the ACLS membership through seminars and articles in Communique. The Committee is looking into a half-day seminar on practical applications of *Lidar*, which is becoming more and more popular, and other GIT related topics. The Committee is always on the lookout for seminar and newsletter ideas on topics related to GIT; if you have one please do not hesitate to inform members of the Committee or contact the ACLS office.

The GIT Committee would like to thank all ACLS members who participated in the survey. The information gathered will be used to plan the Committee's goals for the future.

**Respectfully,
GIT Committee**

The days are getting longer and thoughts are turning towards spring. And with spring comes our Annual General Meeting. For many of us, from a financial viewpoint the CLS commission is of secondary importance - nice to have but it may not generate a lot of income. However, the Canada Lands Commission cannot be justified solely on finances. It is a very special organization, I believe it is the only professional association created by a federal act of parliament, bilingual and multidisciplinary it offers members a national viewpoint and representation. The people that have put in the effort to gain this commission are special.

The location of the Annual General Meeting is proposed by the president and approved by a motion at the prior AGM. The meeting is deliberately moved about the country to enable members to attend more easily on a regional basis. This year we are in the heart of British Columbia's Okanagan Valley at the time of year when the cherries will be harvested and the lakes will be warm for swimming. It is my understanding that some of the best golfing in Canada can be found nearby. I find our AGMs emphasis on continuing education and professional development really great. We have two days each having concurrent seminars to choose from so you should not be bored.

It seems that many of us prefer the technical seminars over the "soft" business skills. This year we have a one day Time Management workshop being presented by Greg Campeau. I attended one of Greg's workshops that was put on by the professional engineers and can say it was one of the most educational and practical seminars I have experienced. Greg is a dynamic speaker and quickly points out that we cannot manage time, we have to manage ourselves and to do that we need to understand ourselves. The workshop includes some personality testing and classification. Followed by the examination of our traits (sometimes pain full!) and how to use this knowledge to effectively build teams and manage our use of the time available to us.

For those that just can't get enough of the technology we have seminars on both Lidar and High Definition Scanning and a complement of exhibitors. The seminar on International Land Tenure brings a world of interesting experience and adventures to Kelowna.

Your Council is nearly through a major changing of the guard with the retirement of Michael O'Sullivan from his position as Surveyor General and the retirement of lay member Dale Scrivens and the impending retirement of lay member Susan Christie. However, changes can be refreshing as new people provide their input and ideas. Our staff in Ottawa works extremely hard, and is very dedicated, providing the continuity that enables Council to function effectively.

Ian Lloyd, President

The ACLS Strategic Plan Survey

Last fall, the ACLS Council conducted a membership survey in preparation for its annual Strategic Plan Retreat. The head office received a total of 116 forms out of a total membership of 562, which corresponds to a sample of 20.6%. The following table shows the sample distribution by province, territory or other:

PROVINCE/TERRITORY	# OF RESPONSES	% IN PROV. OR TERR.
Newfoundland-Labrador	1	10
Nova Scotia	10	32.2
P. E. I.	2	50
New Brunswick	3	27.3
Québec	17	43.6
Ontario	18	16.5
Manitoba	3	15.8
Saskatchewan	1	6.3
Alberta	26	18.6
British Columbia	25	19.8
N.W.T. & Nunavut	2	13.3
Yukon	3	20
Outside Canada	1	7.7
No identity	4	

A majority of over 65% of respondents agreed with the stated Vision of the ACLS which is: *“The ACLS will be recognized as the national home for professionals who foster the evolution of Canada’s land related data infrastructure for the public well-being.”* So Council made no changes at its last retreat.

Again, a strong majority (over 78%) of CLSs believe that the ACLS should continue to invest time and resources on public awareness initiatives directed towards Aboriginal peoples. A proportion of over 76% stated that the ACLS should take a lead role in public awareness efforts across the country.

On the issue of recruiting efforts, over 74% of respondents agree that effort should be directed towards provincial surveyors, over 89% towards students, over 69% towards Aboriginal peoples, and finally 55% towards other disciplines. It adds up to more than 100% because respondents could answer all four questions independently.

Distance Learning is an important issue for the ACLS and over 69% of CLS’s believe that the Association should not wait for initiatives from other organisations; it should take the lead in setting up courses. Over 80% of respondents declared that learning opportunities should be available through the Internet and over 76% of CLS believe that a Web base registry of CPD resources is important.

In respect to certification, 45% of respondents said the ACLS should be in that business. We must mention that over 30% replied “Not Sure”. The Technologist issue got a similar result with 47% of CLS’s in agreement with setting up a membership category for them, but in this case, over 32% disagreed with the idea.

On advocacy, it seems that the ACLS is on the right track with over 83% of respondents agreeing with efforts to assure a role for CLSs in the United Nations Convention of the Law of the Sea survey work to establish Canada’s claim, and over 86% of CLSs agree with pursuing advocacy efforts towards the implementation of a Marine Cadastre. Should the ACLS continue to play a key national role and promote cooperation between national organizations? Over 96% of respondents said yes.

Most members agreed with Council’s six priorities and their order of importance. We are glad to see that over 81% of respondents believe that the ACLS meets their professional needs.

On a disappointing note, the survey shows that over 43% of respondents did not attend a single ACLS AGM. But of those who attended at least one, over 70% agreed with the success of our AGMs. Well notice to all who never attended, the next one is in Kelowna, BC on June 20th to 23rd, 2006.

On the topic of offering personal benefits such as a group insurance plan, over 44% disagreed with a proportion of over 35%

Continued on page 11

being “Not Sure”, and for setting up group purchase contracts, over 50% of respondents disagreed. So the ACLS will not go there.

The survey confirmed that most of the ACLS Strategic Plan is on the right track. Only a slight tweaking here and there was made at Council’s last retreat in November. A summary of the Strategic Plan is posted on the ACLS Web site. Members can obtain a complete copy of the Plan by asking yours truly. The Plan will be presented for members’ comments at the June 22nd ACLS Affairs Workshop in Kelowna.

Council wishes to express its gratitude to all members who took the time to filled out, and return the questionnaire. The winner of the \$100 Canadian Tire purchase card was Stewart MacPhee of Antigonish, Nova Scotia.

Jean-Claude Tétreault
Executive Director

Warranty Clause in Contracts for Survey Work

ENCON added clauses to its standard policy for Errors and Omissions Insurance for Surveyors to the effect that it will not cover the Insured, pay damages or provide the Insured with a defence or make supplementary payments for claims arising out of: Express warranties, guarantees and penalty clauses the Insured has given for the benefit of others.

Several issues regarding warranties and guarantees have been brought to Encon's attention and they have now insisted that these clauses be added to everyone's policy. Previously the warranty and guarantee issue was open to interpretation.

Surveyors are being exposed with increasing frequency to the use of written agreements in their dealings with clients. These agreements are often difficult to understand or which may bind the surveyor to obligations that are either not covered by their professional liability insurance, or create unreasonable risks. **CLS’s should consult with their insurers when presented with these types of contracts. The service is free of charge.**

If you have concerns about professional liability insurance, please forward them to the Insurance Committee by communicating with the Executive Director.

Insurance Committee

ACLS General Bylaws and CLS Regulations Amendments

Last fall, a mail-in membership vote was held on Bylaws and Regulations amendments. All were approved with an overwhelming majority. Council passed motions to approve these amendments at its Edmonton, November 3rd, 2005 face-to-face meeting. The Regulations amendments are now on the Natural Resources Canada Minister’s desk for his approval.

The new Bylaws sections are in effect right now. Starting on last January 1st:

- Regular membership fee went from \$200 to \$210
- Permit fee went from \$100 to \$125
- Levy for each new monument placed during a survey on Canada Lands went from \$4 to \$8

In respect to the monument levy, \$8 will be charged to all projects beginning on or after January 1st, 2006. Please use the new form, posted on the Web site.

Jean-Claude Tétreault
Executive Director

Communique is published free of charge by the Association of Canada Lands Surveyor for its membership. All inquiries should be addressed to: ACLS, 900 Dynes Rd. Unit 100E, Ottawa ON K2C 3L6. Tel: 613-723-9200 Fax: 613-723-5558
Email: admin@acls-aatc.ca