

ASSOCIATION OF CANADA LANDS SURVEYORS

BOARD OF EXAMINERS

SCHEDULE III / ITEM 3 GOVERNMENT STRUCTURES AND ABORIGINAL GOVERNMENT ISSUES

March 2005
(March 18, 1999 Regulations)

This examination consists of 12 questions on 2 pages.

Marks

Q. No

Time: 3 hours

Value

Earned

1	Write a brief explanatory note on ten (10) of the following terms a) rule of law b) parliamentary supremacy c) federalism d) responsible government (parliamentary system) e) Patriation Reference Case 1981 (Supreme Court) f) power of disallowance and reservation g) the "Gang of Eight" h) Central Coordinating Agency i) Representative role of the Cabinet j) Priorities and Planning Committee k) Question Period l) Party Whips	20	
2.	Write a two paragraph answer to the following: Explain the process for selecting Senators. Why do various observers call for a reformed process?	5	
3.	What is a referendum? Provide at least three examples of noteworthy referendums held over Canadian history and explain their political significance.	8	
4.	What is a constitutional convention? Identify three (3) of the constitutional conventions underlying the operation of the Canadian parliamentary system.	8	
5.	Explain the evolution in the procedures for selecting the Speaker. What are the Speaker's responsibilities?	5	
6.	How does Canada ensure an independent judiciary?	4	
7.	Write a brief explanatory note on ten (10) of the following terms: a) status Indian b) Royal Proclamation of 1763 c) aboriginal title d) Category A lands	20	

	<ul style="list-style-type: none"> e) Category B lands f) fiduciary obligation g) assimilation h) section 35 of the <i>Canada Act</i> i) extinguishment j) Indian Land Registry System k) Comprehensive Claim l) Specific Claim 		
8.	Describe some of the reasons why the government finally negotiated Treaty Eight in northern British Columbia, Alberta, Saskatchewan and southern NWT.	5	
9.	Explain the significance of the James Bay and Northern Quebec Agreement in 1975.	5	
10.	<p>Treaty negotiations between Canada, British Columbia and many BC First Nations are currently in progress.</p> <ul style="list-style-type: none"> a) Describe the composition of the BC Treaty Commission. b) Explain the role of the Treaty Commission. c) In point form, list the six major steps in the BC Treaty process. 	<p>2</p> <p>2</p> <p>6</p>	
11.	<p>The Supreme Court of Canada's December 1997 ruling in <i>Delgamuukw v. Attorney General of BC</i> is widely held as a landmark decision in the interpretation of aboriginal rights and title.</p> <ul style="list-style-type: none"> a) Who were the plaintiffs in the case? b) What did the decision say about the content of aboriginal title? c) What test was established by the Supreme Court to determine the existence of aboriginal title? 	<p>2</p> <p>3</p> <p>3</p>	
12.	Which is the next First Nations treaty to be signed in Canada? Explain why.	2	
	Total Marks:	100	