



STATUTES (GEODETIC) EXAMINATION
Thursday May 30, 2002
9:00AM

TIME ALLOWED: **Three (3) hours**

OF QUESTIONS: **Nine (9)**

INSTRUCTIONS

9. There are nine (9) questions; please ensure that you have a complete copy of the examination.
10. Note the number of marks for each question before compiling your answers.
11. Place your exam registration number at the top right-hand corner of each page of your answers. DO NOT write your name on or in the book(s).
12. Each answer must begin on a new page, however questions may be answered in any order.
13. Reference each response to its question number, including subsection.
14. Write only on the right hand side of the examination book. You may wish to use the left (blank) side for calculations, etc., however anything written on the blank side will not be considered during marking.
15. Do not write in pencil.
16. This examination must be returned to the invigilator.

TOTAL MARKS: **90**
PASS: **65%**

Question 1. **(10)**

- a) There are twenty-one (21) clauses in the Surveyor's Act that set out the meaning of professional misconduct for Ontario Land Surveyors. Briefly describe three (3) of these clauses. (6 marks)
- b) There are two (2) clauses that define incompetence for Ontario Land Surveyors. Briefly describe both. (4 marks)

Question 2. **(10)**

Outline, with reference to the appropriate Statute:

- a) when a Joint Health and Safety Committee is required; (4 marks)
- b) the composition and powers of the Joint Health and Safety Committee. (3 marks)
- c) Identify a worker's rights (3 Marks)

Question 3. **(6)**

What are the three main items under Section 2 of the *Business Practices Act* that are deemed to be "unfair practices"?

Question 4. **(10)**

- a) By what authority can the Registrar of the AOLS issue a Certificate of Registration in a branch of professional surveying other than cadastral? (2 marks)
- b) Explain the similarities, differences and relationship between a Licence, a Certificate of Registration and, a Certificate of Authorization. State whether each may be issued to individuals or corporations. (8 marks)

Question 5. **(9)**

Provide answers to the following with reference to the *Employment Standards Act*.

- a) Who is the "Minister", as defined under the *Employment Standards Act*? (2 marks)
- b) What are the "maximum working hours" as set out under Section 17? (3 marks)
- c) Name four of the possible ten days when "an employee may refuse an assignment of work." (4 marks)

Question 6. **(18)**

- a) Describe in detail five major parts of the *Surveyors Act*, and the Regulations thereunder, which ensure that the public's interest is protected. (3 marks each X 5 = 15 marks)
- b) Explain "confidentiality" as set out under Section 36 of the *Surveyors Act* and whom it affects. (3 marks)

Question 7. **(6)**

Under the *Public Inquiries Act*:

- a) What may a commission require of a person summoned? (3 marks)
- b) What type of evidence is inadmissible at an inquiry? (3 marks)

Question 8. **(10)**

- a) Outline the process the Association of Ontario Land Surveyors follows when a complaint is lodged against a surveyor. (7 marks)
- b) What are the actions/decisions available to the Complaints Committee in the consideration/disposition of a complaint? (3 marks)

Question 9. **(11)**

- a) Explain two methods by which a matter can be directed to the Discipline Committee for a hearing. (4 marks)
- b)
 - 1. Name the two general areas in which the Discipline Committee may find a member guilty. (2 marks)
 - 2. There are a number of specific actions set out in the legislation that define the general areas named in 1 above. Identify two that do not apply to all branches of AOLS membership and explain why. (5 marks)

Total 90 Marks