

THE CANADIAN COUNCIL OF LAND SURVEYORS
THIRD ANNUAL REVIEW OF THE LABOUR MOBILITY AGREEMENT
FOR CANADIAN LAND SURVEYORS

Monday November 8, 2004
By Teleconference
12:00 p.m. Eastern Time

MINUTES

Presiding:	Phil Milo, CCLS Past President
Recorder:	Sarah Cornett, CCLS Executive Director
Signatory Representatives:	
Jean-Claude Tétreault	Association of Canada Lands Surveyors
Fred Hutchinson	Association of Nova Scotia Land Surveyors
Alan Hicks	Association of New Brunswick Surveyors
Peter Rado for Luc St.-Pierre	L'Ordre des Arpenteurs-Géomètres du Québec
Bill Buck	Association of Ontario Land Surveyors
Steve Bossenmaier	Association of Manitoba Land Surveyors
Dave Gurnsey	Saskatchewan Land Surveyors Association
Brian Munday	Alberta Land Surveyors' Association
Chuck Salmon	Corporation of Land Surveyors of the Province of British Columbia
Absent:	
Wayne Hodder	Association of Newfoundland Land Surveyors
Observer:	
Dave Morris	Association of Prince Edward Island Land Surveyors
Peter Rado	CCLS Champion and Director for OAGQ
Les McLaughlin	Chair, AMLS Board of Examiners

1. CALL TO ORDER

The meeting was called to order by the Chair at 12:10 pm eastern standard time.

2. WELCOME AND INTRODUCTIONS

All participants were welcomed and thanked for their attendance by the Chair. All those present introduced themselves and stated their position with the group and with their association. Full participation in the discussions was encouraged for all Observers.

3. ADOPTION OF AGENDA

The pre-circulated agenda was adopted by consensus.

4. REVIEW OF IMPLEMENTATION AND APPLICATION OF THE AGREEMENT TO DATE

It was noted that the meeting was called in order to fulfill the obligations described in sections 5.1 and 5.3 of the Mutual Recognition Agreement on Labour Mobility for land Surveyors in Canada. The participants were asked to outline any changes since the last review meeting (July 9, 2004) as it pertains to their association and the topics listed below. A document containing the compiled responses to questionnaires, well as minutes, of the first two annual reviews are posted on the CCLS web site and brought to the attention of the participants prior to the meeting.

- i *Name and contact information for representative of the association on the monitoring group.*

It was noted that the representatives for the associations were as noted above.

- ii *An update on any outstanding changes in your Act, Regulations, By-laws or Policies those were required in order that your association could comply with the terms of the agreement.*

AOLS representative Bill Buck noted that Ontario Regulation 76/04 was passed last May, and allowed the Academic and Experience Requirements Committee to waive term of articles for licensed surveyors and thus apply the agreement.

APEILS representative Dave Morris reported that the necessary steps have been taken to allow removal of the articling requirement for previously licensed land surveyor. The legislation is currently awaiting final approval of provincial government and should be proclaimed shortly.

ANBLS representative Alan Hicks reiterated the issue of Canadian citizenship from the last meeting. He noted that the requirement has not been eliminated yet but that the ANBLS is considering changing this requirement the next time act is opened. It was noted that most, if not all, other association have a requirement for Canadian citizenship and/or landed immigrant status and that no change is required or suggested by the labour mobility agreement.

CBCLS representative Chuck Salmon reported that significant changes to their legislation had recently been completed. The Corporation is in the process of making changes to its various policies and processes accordingly. The previous Section 44 dealing with previously licensed surveyors has been changed somewhat to give an individual a specific membership as a land surveyor associate. There was a rethinking of examinations and the examination process to provide a better structure for labour mobility applicants.

AMLS representative Steve Bossenmaier noted that there had been a recent adoption of rules and regulations for applications for licensure. These should be posted shortly on the association web site under the title 'Rules and Regulation of the AMLS Board of Examiners for Candidates'. Steve agreed to check on this posting.

ACTION ITEM – STEVE BOSSENMAIER

SLSA representative Dave Guernsey noted that the recommendation to require a certificate of completion for new applicants would be put to their membership at next annual meeting.

No other representative noted any specific changes since the last annual meeting.

Chair Phil Milo reiterated that any changes to standards or requirements made by an association must be reported to all signatories to the agreement and that effects on the agreement should be considered by associations when proposing changes.

iii *An indication of how many people have applied to your association under the agreement and the status of their applications (i.e. under consideration, on hold pending administrative changes, completed.)*

ACLS - Most candidates have and do come from provincial associations so no specific statistics have been kept.

ANBLS – There is one current candidate from ANSLS. The application is going smoothly with the candidate currently doing a project and writing appropriate exams.

ANSLS – Two candidates have been licensed to date and a third has recently been assigned a survey project.

OAGQ – No applicants have been received to date but the OAGQ is certainly looking to all sources for potential new members at this time.

AOLS – One BCLS applicant has been licensed. This candidate had been articulated prior to the agreement being negotiated. Three others have had application approved. They currently need to write the statutes exam and then will be assigned a project. This policy was instituted to ensure an applicant was serious before expending the time to assign a project.

AMLS – The first formal application under the agreement has been received. The individual is licensed with the ACLS and the AMLS is currently assessing the applicant's qualifications. Concerns have been raised regarding the level of cadastral experience and training. It was noted that the scenario had been debated during the negotiation of the agreement and concluded that the ACLS affidavit of experience would be held as equivalent to the articling experience. J-C Tétreault reviewed the requirements to obtain an affidavit of experience, and the changes to those requirements that had been made as a result of the agreement. Brian Munday noted that project reports, examinations, etc. should provide an accurate indication of qualifications and professionalism. Chuck Salmon also noted that several similar applicants to the CBCLS have not completed the process once the examination and project requirements were known.

It was suggested that a sub-group of the committee be formed to consider this particular situation with a view to making recommendations as to how the agreement could be applied or possibly recommend clarifications. It was noted that the associations have ultimate licensing authority. Members will be J-C, Sarah, Steve and Fred. Steve is to prepare and circulate a written report on the application and the AMLS concerns.

ACTION ITEM – BOSSENMAIER, TÉTREAULT, CORNETT, HUTCHINSON

Les McLaughlin asked how associations had applied the second paragraph of schedule B under the heading Evaluation Mechanism. It was suggested that the implication was that an association determines that a candidate does not have required local knowledge by evaluating that knowledge through the exams and project specific in the agreement.

SLSA – There are currently three applicants all with ALSA licenses proceeding through the system at their own pace and apparently smoothly.

ALSA – A total of 4 candidates have been licensed with 14 in the process working through at their own pace. Two are ready to take the oral exam and but several have not yet signed up for exams. One has dropped out of process altogether.

CBCLS – There are currently 4 applicants in the system. One candidate was recently licensed in October. The others are working through at their own pace.

iv An indication of how individuals who have applied to your association under the agreement have found the process (i.e. did they perceive that it was more equitable, more flexible or more timely than the previous process or not.)

It was noted that this issue was generally covered through discussion in previous item. A general theme of applicants progressing through the system at their own pace was noted. This is as anticipated by the agreement.

v An indication of any comments or observations, other topics for discussion, or questions about the agreement, its implementation, or application.

There were no further issues brought forward.

5. DISCUSSION OF ISSUES ARISING FROM THE NATIONAL FORUM ON HARMONIZATION THAT AFFECT THE LABOUR MOBILITY AGREEMENT.

It was noted that there had been some discussion of associations considering lowering the requirements to accept community college diploma in lieu of a board certificate of completion. Les McLaughlin noted that the requirement for a Western Board Certificate of Completion stands in the AMLS.

It was noted that the role of this group of representatives is to ensure that associations are aware of how decisions may affect the agreement and to communicate any changes to requirements so that other signatory associations are aware of changes that may lead to a review of the terms of the agreement.

6. REPORT FROM THE ASSOCIATION OF PRINCE EDWARD ISLAND SURVEYORS AND DISCUSSION OF POTENTIAL FOR INCLUSION OF THAT ASSOCIATION IN THE AGREEMENT.

As previously noted, the APEILS has instituted regulatory changes and is awaiting formal adoption by government. APEILS representative Dave Morris expressed concern that the discussion brought forward by the AMLS may indicate that the entire premise of the agreement is being brought into question. Dave also questioned the time it takes to obtain a license under the agreement. It was noted that the AMLS application was received about one month ago and that the applicant agreed that this teleconference would take place before it was considered. In other cases, the applications seem to be progressing at a pace set by the applicant as noted in item 4 iv.

MOTION LM 04-01:

WHEREAS the Association of Prince Edward Island Land Surveyors (APEILS) was a full participant in the negotiations and subsequent reviews of the Mutual Recognition Agreement on Labour Mobility for Land Surveyors in Canada (MRA); and

WHEREAS the MRA was specifically structured to include the APEILS as a signatory association; and

WHEREAS the APIELS has moved significantly closer to signing the MRA;

BE IT RESOLVED THAT this committee, formed and acting under section 5.1 of the MRA, confirms that the APEILS be accepted as a signatory to MRA at such time as it makes that request.

MOVED: Alan Hicks SECONDED: Dave Guernsey CARRIED UNANIMOUSLY

It was noted by the AOLS representative that the motion might have to be put to AOLS council to be ratified. Other representatives felt they had sufficient mandate in this regard. It was noted that ANLS was not represented at the meeting.

7. SUMMARY OF ACTION ITEMS/NEXT STEPS

Item 4 ii: Steve Bossenmaier is to check on posting of the new Board of Examiners policies for applicants on the AMLS web site.

Item 4 iii: Steve Bossenmaier is to circulate a summary of the issue surrounding the current applicant from ACLS.

Item 4 iii: The sub-group formed in item 4 v is to consider the report and make recommendations.

Item 6: MOTION LM 04-01 is to be presented to association councils for ratification or information.

8. NEXT MEETING / ADJOURNMENT

All present were given the opportunity to made closing comments. It was generally agreed that the meeting had been useful to review the current status of the agreement as intended.

All present were thanked by the Chair for their attendance and continued representation.

It was noted that any member of group is free to request a meeting at any time should a question arise for discussion. Otherwise, a meeting will be initiated through the CCLS office in approximately one year's time.

The meeting was adjourned.