

CANADIAN BOARD OF EXAMINERS FOR PROFESSIONAL SURVEYORS

C8 - CADASTRAL STUDIES

October 2015

Note: This examination consists of 10 questions on 3 pages.

Marks

<u>Q. No</u>	<u>Time: 3 hours</u>	<u>Value</u>	<u>Earned</u>
1.	Provide your understanding of the following Cadastral Studies concepts: a) Collective property b) Conditional sales agreement c) Copyhold tenure d) Encumbrance e) Exculpatory clauses f) Good Faith Purchaser g) Numerus Clausus principle h) Party wall agreement i) <i>Quia Emptores</i> j) Unskilled practice	10	
2.	The Latin maxim, “ <i>qui prior est tempore, potior est jure</i> ” represents an important concept in Cadastral Studies. Provide your understanding of this maxim.	10	
3.	A licence is a privilege expressively conferred to an individual granting permission to the individual a certain right on land which would otherwise constitute a trespass. Provide your understanding of the following forms of licence: a) A bare licence; and b) A contractual licence	10	
4.	It has been asserted that Aboriginal title to land and Métis title to land are one and the same kind of land tenure in Canada in terms of Constitutional aspect regarding status definition, land management regime, and land registration process. Support or refute this assertion.	10	
5.	Provide your understanding of the process towards obtaining ownership of mineral rights and acquisition of indefeasible mineral title in Canada.	10	
6.	Provide your understanding of the Doctrine of Equitable Conversion within the context of Cadastral Studies.	10	
7.	Provide your understanding of the following rules as they relate to descriptions of land: a) Aliquot Part Rule; and b) Radial and Perpendicular Rule.	10	

8.	A lease may be terminated through an express surrender of the term. The surrendering action is often the abandonment of the property. Provide your understanding of four options that a landowner may pursue in order that his/her rights and interests could be protected.	10	
9.	Provide your understanding of what actions constitute actions of nuisance with respect to Cadastral Studies and how these actions could infringe upon a property owner's rights towards peaceful and lawful enjoyment of land.	10	
10.	A parcel of land is required to be described as Lot 24 (see attached diagram) in the City of Small Town, County of Beauty, Province of Nova Scotia. Prepare a metes and bounds description for Lot 24.	10	
	Total Marks:	100	