

2003

CHAPTER 27

An Act to amend *The Land Surveys Act, 2000*

(Assented to June 27, 2003)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Saskatchewan, enacts as follows:

Short title

1 This Act may be cited as *The Land Surveys Amendment Act, 2003*.

S.S. 2000, c.L-4.1 amended

2 *The Land Surveys Act, 2000* is amended in the manner set forth in this Act.

Section 2 amended

3 The following clause is added after clause 2(q):

“(q.1) **‘legal description’**, with respect to a parcel, means:

(i) the land description that is designated for the parcel on a plan and that includes:

(A) in the case of a parcel on an approved plan, the number that the Controller assigned to the plan on approving the plan pursuant to section 37; or

(B) in the case of a parcel on a plan of survey that was filed or registered in the land titles office of a former land registration district pursuant to the former Act, *The Land Titles Act* or *The Condominium Property Act, 1993*, the registration number of the plan of survey;

(ii) the parcel number that the Controller assigned to the parcel on approving a plan pursuant to section 37; or

(iii) a written description of the parcel that uniquely describes the parcel without ambiguity, and which may include all or any of the following descriptions:

(A) a description of the geometry of the perimeter of the parcel;

(B) a description of a portion of the parcel;

(C) a description of a remainder of the parcel;

(D) a description of an exception to the parcel”.

Section 29 amended**4(1) The following subsection is added after subsection 29(1):**

“(1.1) If a monument at a section corner or quarter-section corner is lost and it is necessary to determine the position of the lost monument in order to conduct a survey, the surveyor shall re-establish the lost monument”.

(2) Subsection 29(3) is amended in the portion preceding clause (a) by striking out “pursuant to subsection (1) or (2)” and substituting “in accordance with this section”.

Section 34 amended**5(1) Subsection 34(2) is repealed and the following substituted:**

“(2) Subject to subsection (3), a plan must be submitted to the Controller:

- (a) within the period specified by the Controller; or
- (b) if the Controller fails to specify a period for the purposes of clause (a), within the prescribed period”.

(2) Subsection 34(3) is amended in the portion preceding clause (a) by striking out “more than two years after the making of the survey” and substituting “after the expiration of the relevant period pursuant to subsection (2)”.

Section 85 amended**6 The following clause is added after clause 85(1)(o):**

“(o.01) for the purposes of clause 34(2)(b), prescribing the period within which a plan must be submitted to the Controller after the making of the survey”.

Coming into force

7 This Act comes into force on assent.