

CIRCULAR LETTER NO. 448

September 23, 2010

TO ALL BRITISH COLUMBIA LAND SURVEYORS

Re: Dedication of Arterial Highway upon the Deposit of Certain Plans

The Ministry of Transportation and Infrastructure may retain the services of British Columbia land surveyors to dedicate Arterial Highways pursuant to section 44.1 of the *Transportation Act*.

Section 44.1 of the *Transportation Act* was established through *Miscellaneous Statutes Amendment Act (No. 3), 2010* which was given Royal Assent on June 3, 2010.

Section 44.1 of the *Transportation Act* reads as follows:

Arterial highway created on deposit of plan

44.1 (1) The deposit in a land title office of a subdivision, reference or explanatory plan that shows land as an arterial highway operates to make that land an arterial highway if the land surveyor who signed the plan certifies on the plan, in the prescribed form, that he or she was authorized by the minister to show that land as an arterial highway.

Survey Rules have been developed to enable s.44.1 of the *Transportation Act*. These new Survey Rules will be brought into effect on September 23, 2010 pursuant to section 75 (3) of the *Land Surveyors Act*. Please refer to the new Survey Rules <http://abcls.ca/wp-content/uploads/pdfs/SR11-10-Arterial-Highways-Web.pdf>.

The Director of Land Titles has published a Practice Note which sets out requirements for the deposit of survey plans that dedicate land as an "arterial highway" to a Land Title Office. Please refer to this Practice Note <http://www.ltsa.ca/data/img/publication/September-23-2010-Arterial-Highway-Transportation-Act-section-44-1-Practice-Note-05-10.pdf>

Yours sincerely,



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