

Curriculum Vitae

Serge J. Bernard, a.g., P.Eng., PEILS

Les Arpentages Bernard Land Surveys Inc.
5 Edies Way
Stratford, PEI
C1B 0J7

Land Surveyor

Tel: 902-314-9510
Fax: 902-569-5600
email: bernardsurveys@gmail.com
website: www.bernardsurveys.com

Professional Land Surveyor

Career Profile

- Commissioned New Brunswick Land Surveyor, January 1995
- Commissioned PEI Land Surveyor, October 1995
- Commissioned Professional Engineer of PEI, January 1995
- Appointed Chief Surveyor, *Land Survey Act*, EC 190-96
- Chair, Distance Education Steering Committee, PEI Director, Canadian Council of Land Surveyors (2001-2005)
- Vice President (97-99), President (99-01), Secretary-Treasurer (05-08), Presided over Complaints & Discipline Hearing, Association of PEI Land Surveyors
- Extensive research and continued professional development on survey law, resolution of boundary uncertainties and tenure of public roads
- Appeared as expert witness at PEI Supreme Court, Provincial Court, and Island Regulatory and Appeals Commission.

Formal Education

B.Sc. Eng. (Surveying), May 1991
University of New Brunswick
Fredericton, NB

Commissions

- **PEILS**, Association of PEI Land Surveyors
- **P.Eng.**, Association of Professional Engineers of PEI
- **Commissioner of Deeds**, *Registry Act* RSPEI Cap. R-10.

Specialty

Survey Law
Tenure of Public Roads

Languages

English & French

Affiliations

- Canadian Institute of Geomatics

Professional Experience

Professional Land Surveyor **April 2009 - Present** **Les Arpentages Bernard Land Surveys Inc.** ~ **Stratford, PE**

- ▶ Owner/Consultant: Professional land surveying services and counsel on boundary law.

Chief Surveyor **January 1995 - April 2009** **Department of Transportation & Public Works** **Government of Prince Edward Island ~ Charlottetown, PEI**

- ▶ Management of Surveys Section that provides land and engineering surveys, and counsel on boundary and survey law to all Government departments.
 - Personnel and financial management
 - Project management, quality control & plan certification
 - Development & maintenance of survey standards and provide training for work crews within department.
- ▶ Administration of various legislative responsibilities and authority of the Chief Surveyor appointed under the *Land Survey Act*.
 - Review and Approval for registration of survey plans prepared by land surveyors under the *Condominium Act*, and *Oil and Natural Gas Act*.
 - Establish & Maintain PEI's Official Survey Reference System consisting of 4000+ stations.
 - Provide mechanism to resolve boundary uncertainties, s.19 *Land Survey Act*.
 - Develop, review and update legislation related to survey law and tenure of public roads.
- ▶ Provide Counsel on Survey Law and Public Road Boundaries.
 - Collect and assess various evidence to establish the tenure and boundaries of public roads.
 - Research and provide counsel to department solicitors on property and survey law.
 - Appear as expert witness in legal proceedings.

Survey Engineer **July 1992 - January 1994** **Les Services Geomacadie Services Ltd.** ~ **Bathurst, NB**

- ▶ Survey Engineer responsible for fieldwork supervision, computations, plan preparation and drafting, and direct client liaison on various legal survey projects.

Curriculum Vitae

Serge J. Bernard, a.g., P.Eng., PEILS

Les Arpentages Bernard Land Surveys Inc.
5 Edies Way
Stratford, PEI
C1B 0J7

Land Surveyor

Tel: 902-314-9510
Fax: 902-569-5600
email: bernardsurveys@gmail.com
website: www.bernardsurveys.com

Professional Land Surveyor

Significant Reports and Appearances

1. **Presentation:** *Gaining Peace of Mind in Modern Day Land Transactions* - title and boundary assurances, the role of lawyers and land surveyors and title insurance - Presentation to the PEI Real Estate Board Continuing Education Program, November 2007.
2. **Briefing Paper:** *Background and Pertinent Notes on the History and Tenure of Public Roads on Prince Edward Island* - Prepared and submitted for review to Hon. J. Armand DesRoches for counsel on the tenure of the "Old Queens Road", June 2006.
3. **Presentation:** *Towards Providing a Mechanism to Resolve Boundary Disputes on PEI* - Prepared and presented to Members of the Legislative Assembly, Caucus meeting, June 2006; also to the Real Property Committee of the Law Society, March 2006; and the Association of PEI Land Surveyors, December 2006.
4. **Accident Survey:** Expert witness appearing on behalf of the Crown during preliminary inquiry, presented evidence and data used for accident reconstruction - *R. vs. Calvin George Yeo*, PEI Supreme Court, Charlottetown, PEI Case No. S-1-GC495, August 2005.
5. **Summary of Findings:** Expert opinion on behalf of Respondents on the tenure of a certain road referred to as the "Old French Road" - *re. Quieting of Titles Application - Westech Agriculture Ltd., Applicant - Town of Alberton, Respondents*, PEI Supreme Court, Charlottetown, PEI Case No. S2-GS-4634, April 2005.
6. **Summary of Findings:** Investigation into the Establishment of the Ordinary High Water Mark along Saltwater Marshes and Preparation of Survey Plan - *re. Quieting of Titles Application - Ms. Esther Goldsen, Applicant - Government of Prince Edward Island as represented by the Minister of Transportation & Public Works, Adverse Claimants*, PEI Supreme Court, Charlottetown, PEI Case No. S1-GS-20472, October 2004.
7. **Expert Witness in Survey Law and Public Roads:** Appearing on behalf of the Plaintiff - *Government of Prince Edward Island as Represented by the Minister of Transportation & Public Works vs. Wilfred Gillis*, PEI Supreme Court, Charlottetown, PEI Case No. S1-GS-19243, February 2004.

Curriculum Vitae

Serge J. Bernard, a.g., P.Eng., PEILS

Les Arpentages Bernard Land Surveys Inc.
5 Edies Way
Stratford, PEI
C1B 0J7

Land Surveyor

Tel: 902-314-9510
Fax: 902-569-5600
email: bernardsurveys@gmail.com
website: www.bernardsurveys.com

Professional Land Surveyor

8. **Expert Witness on Public Roads:** Appearing on behalf of the Appellant - *Alan Roper vs. The City of Charlottetown*, Island Regulatory and Appeals Commission, Case No. LA00102, Order no. 03-01, October 2002.
9. **Provided Evidence on Public Road:** Appearing on behalf of the Crown - *The Queen vs. Garnhum*, Prince Edward Island Provincial Court, Georgetown, PEI, Case No. 03401500101, July 2003.
10. **Defending Changes to the *Land Surveyors Act*:** Second Reading of the Land Surveyors Act, PEI Provincial Legislature, Charlottetown, PEI., Fall Session 2001.
11. **Presentation:** *Private Rights of Ways and Public Roads* - Public town hall meeting held to discuss concerns over the Government's position to discontinue maintenance on private lanes, Stanhope Community Hall, Stanhope, PEI.
12. **Presentation:** *Recent CCLS Initiatives* - various initiatives of the Canadian Council of Land Surveyors presented to the Quebec Order of Land Surveyors, St. Adele Que., June 2003.
13. **Presentation:** *NAD 83 - New Datum for Land Surveyors and PEI Geocalc* - Technical Presentation to the Association of PEI Land Surveyors, June 2003
14. **Presentation:** *Resolution of Boundary Uncertainties - Adapting concepts of "Bornage" in Common Law*, Cadastral Studies special lecture, University of New Brunswick, February 2002.