

**Code of Ethics** *[Regulations V7.3 October 27, 2017]*

**(10)1** A Newfoundland Land Surveyor shall assist in preventing the unauthorized practice of his profession by:

10.1.1 Not signing a Surveyors Real Property Report, Survey Description, Survey Plan, Newfoundland Land Surveyors Report or any other plan of works that was not completed and prepared under his or her personal supervision and for which the Newfoundland Land Surveyor assumes professional responsibility;

10.1.2 Not entering into any agreement or partnership that would enable any unauthorized person or corporate body to practice the profession of Land Surveying directly or indirectly;

10.1.3 Not knowingly and willingly becoming an accessory to a misdemeanor by failing to report any unauthorized practice to Council;

10.1.4 Prohibiting his or her non-professional staff from performing activities that may be interpreted by the public as professional in nature;

10.1.5 Not establishing branch offices unless these offices are under the direction and management of a resident Newfoundland Land Surveyor.

**(10)2** A Newfoundland Land Surveyor shall assist in maintaining the integrity and competence of the Land Surveying Profession, and should assist in improving the Land Surveying system by:

10.2.1 Assuming the professional responsibility for all works carried out by his or her non-professional staff;

10.2.2 Not furthering the application for admission to his profession of another person known by the Newfoundland Land Surveyor to be unqualified by nature to his or her character, education or other attributes;

10.2.3 Continually advancing his or her knowledge and skills by participating in Association activities and any relevant continuous education programs;

10.2.4 Maintaining clear and concise field notes and records, properly certified by the Newfoundland Land Surveyor of all land surveying activities involving the evaluation of evidence, monumentation, measurements and other details;

10.2.5 At all times, serving his or her client or his or her employer to the best of his or her knowledge and ability within the guidelines of his or her professional responsibility as outlined in the Act and By-Laws

**(10)3** A Newfoundland Land Surveyor shall assist his or her pupils and employees to achieve their optimum level of contribution to society by:

10.3.1 Instructing his or her pupils in the practical aspects of land surveying to the best of his or her ability.

10.3.2 Assisting his or her pupil in obtaining instruction in theoretical aspects of land surveying as required.

10.3.3 Assuring his or her employees and pupils of proper working conditions, and equitable remuneration.

10.3.4 Instilling into his or her employees, along with professional technique, a deep regard for the utmost integrity which is the fundamental quality of a Newfoundland Land Surveyor.

**(10)4** A Newfoundland Land Surveyor should perform his or her professional services, assess and receive fair and just compensation from his or her client commensurate with the technical complexity, level of responsibility, and liability potential of the services performed by:

10.4.1 Not entering into any fee-splitting arrangement with any person other than another Newfoundland Land Surveyor engaged in the same works.

10.4.2 Not making any fraudulent or exorbitant charges for his or her services.

10.4.3 Making available to his or her client, on request, details relevant to the assessment for compensation.

10.4.4 Not unfairly or unethically competing with other surveyors for survey work to be done under contract or otherwise.

10.4.5 Not using the advantage of a salaried or pensioned position to compete unfairly with another Newfoundland Land Surveyor

**(10)5** A Newfoundland Land Surveyor shall avoid even the appearance of professional impropriety by:

10.5.1 Disclosing to his or her client any conflict of interest, affiliation or prior involvement that could impair the quality of his or her services to the client.

10.5.2 Preventing his or her name being used in a professional way with any persons or enterprises of a dubious or doubtful character.

10.5.3 Refraining from criticism of the works or actions of his or her colleagues in public.

10.5.4 Not receiving compensation for the same service from more than one source, except with the knowledge of the involved parties.

10.5.5 Ensuring that his or her client has knowledge of any available appeal procedures with respect to disputes over accounts.

**(10)6** The Newfoundland Land Surveyor shall preserve the confidences of his or her client and regard as privileged the information the Newfoundland Land Surveyor may obtain regarding the affairs of his or her client by:

10.6.1 Carrying the obligation of confidentiality with respect to the client's affairs after the completion of the Newfoundland Land Surveyor's assignment or termination of his or her employment;

10.6.2 Being responsible for the adherence to this Article by his or her articulated students and staff.

**(10)7** The Newfoundland Land Surveyor shall exercise independent professional judgement on behalf of a client, and should represent a client competently by:

10.7.1 Disregarding compromising interests and loyalties within the limits of the law, shall confine his or her activities to the sole benefit of his or her client;

10.7.2 Not accepting assignments beyond his or her professional competence without the knowledge of the client, and unless competent consultative support is available.

10.7.3 Not endeavoring by contract or otherwise, to limit his or her individual liability to his or her client for his or her malpractice.

**(10)8** Not accepting assignments that are beyond his resources to complete in a time satisfactory to his or her client.

**(10)9** The Newfoundland Land Surveyor shall maintain dignity of the profession through his or her associations with his or her clients, colleagues and subordinates by not attempting to injure falsely or maliciously, directly or indirectly, the professional reputation, and business prospects of any other Newfoundland Land Surveyor.

**(10)10** Before a Newfoundland Land Surveyor may stamp and sign a survey plan he or she must visit the work site to inspect the work procedure and in the office must inspect all calculations and drafting directly.

**(10)11** The Newfoundland Land Surveyor shall not engage in providing Professional Services to the general public without first having a Professional Liability Insurance Plan in place and approved by the Association.

**(10)12** The Newfoundland Land Surveyor must reply promptly and completely to any communication for the Association and Council.

**(10)13** The Newfoundland Land Surveyor shall comply with terms or conditions of an undertaking to or agreement with the Association and/or Council.

**(10)14** The Newfoundland Land Surveyor shall not make a misrepresentation to the Association and /or Council or agent thereof.

**10(15)** The Newfoundland Land Surveyor shall allow an authorized representative of the Council to enter at a reasonable time the office in which the Land Surveyor is engaged in the practice of land surveying for the purpose of an inspection and examination of the office records and equipment of the Land Surveyor in connection with his or her practice.