

Legislation

Survey marks are protected under the *Surveying and Spatial Information Act 2002 (NSW) Section 24*. The following penalties and orders apply for unauthorised removal, damage or disturbance of survey marks:

- Maximum penalty of 25 units, currently **\$2,750** per mark; and
- up to **\$10,000** per mark in compensation to the Surveyor-General towards the cost of reinstatement of each survey mark; and
- up to **\$10,000** per mark in compensation to any other person towards any loss or damage suffered by that person as a consequence of the offence.

If works are likely to impact a survey mark, an application under the *Surveying and Spatial Information Regulation 2017 Clause 90* must be lodged with the Surveyor-General.

Why are survey marks important?

Survey marks are a State asset and provide a wealth of important information to a wide range of people in the community. They are used to support the surveying of property boundaries and easements, and are important for engineering, road building, mapping and other land surveys.

The loss of survey marks can significantly degrade the integrity of the legal property boundaries and impact on the costs of development projects that depend upon position and height.

How do I preserve survey marks?

Surveyor-General's Direction No.11 – Preservation of Survey Infrastructure provides directions on how to comply with the Legislation.

You can find the Direction on the following link:
http://spatialservices.finance.nsw.gov.au/_data/assets/pdf_file/0005/217094/SG_Directon_No11_Final4.pdf

A Registered Land Surveyor will be able to provide advice about the preservation of survey infrastructure. A list of Registered Land Surveyors is available from the Board of Surveying and Spatial Information website: http://www.bossi.nsw.gov.au/about/find_a_registered_surveyor

Additional information to assist with best practice guidelines for road infrastructure development can be found in Roads and Maritime Services QA Specification G71 – *Construction Surveys* by following the link: <http://www.rms.nsw.gov.au/business-industry/partners-suppliers/documents/specifications/g071.pdf>

Types of survey marks

There are many types of survey marks used for various purposes. Many are buried and may only be identified by a Registered Land Surveyor. Some examples of common survey marks can be seen below.



More information

For more information or to obtain advice on compliance with Legislation, please forward your enquiry to:

Surveyor-General-Approvals@finance.nsw.gov.au

Applications to remove a Survey Mark can be lodged here: http://spatialservices.finance.nsw.gov.au/surveying/surveying_services/forms_and_applications/survey_marks_removal