

## What is an Easement?

An Easement is a right enjoyed by one landowner over the land of another for a special purpose, other than general use and occupation, for an unlimited period of time. Easements are issued mostly for rights-of-way, utilities (e.g. power lines) and municipal services (e.g. discharge or intake pipes).

## What is a Right-of-Way?

A Right-of-way is a type of Easement given to legally allow passage over another's land. The right is restricted to the use described in the Easement document.

## Who can apply for an Easement?

Any person over the legal age of 19 years and any company registered to do business in New Brunswick may apply for an Easement by completing and submitting an application.

## Can my neighbour and I apply for an Easement together?

No. Each land owner requires their own Easement document.

## Can I get permission to cross a trail (e.g. Sentier NB Trails)?

Yes. An application to cross a trail will be reviewed in the same manner as any other Easement application. A site inspection will be required before final approval is given.

## What are the costs associated with obtaining an Easement?

- The non-refundable application fee is \$500.00 for the 1st hectare (ha) or part ha + \$50.00 for each additional ha plus HST.
- Applicants must hire, at their own expense, a New Brunswick Land Surveyor to prepare the required plan of survey.

## Am I the only one who can use the Easement?

No. An Easement does not grant exclusive use of an area, meaning that multiple Easements could be given for the same land as long as each use does not interfere with any others.

## Who is responsible for the construction and maintenance of the Easement?

The applicant is responsible for construction, maintenance and all associated expenses.

## Can the trees be cut on an Easement?

You must contact the ERD Regional or District offices to obtain permission before cutting any trees on Crown Land.

## How do I apply?

An Application Package can be obtained by:

Toll free number: 1-888-312-5600

E-mail: [CL\\_TCWeb@gnb.ca](mailto:CL_TCWeb@gnb.ca)

Website: [www.gnb.ca/naturalresources](http://www.gnb.ca/naturalresources)