

Index

References are to sections of this book unless otherwise specified.

APA. *See* **Transfer pricing**

Access to Information Act, 1.6

Accountant's privilege, 7.2, 7.8.3

Accrual method of accounting

- amended returns, 3.3

Accrued interest, 3.4.10

“Active” business income

- compared to “investment” income, 14.1.1

Adjusted cost base

- collection of tax, 8.1
- relief for estate of deceased taxpayer, 4.13

Advance income tax rulings, 1.6

- rulings, request checklist, 1.6

Advanced life deferred annuity, 3.4.24, 4.2.4, (Parts XI), App. 3

Air Travellers Security Charge Act, 13.1

All due dispatch

- excessive elections, App. 9
- generally, 9.2
- losses, Minister's determination of, 9.16
- Minister's duties, 9.1
- objection
- • consideration and disposition of, 10.9
- • time limits for serving notice of, 10.4
- reassessment
- • refund resulting from, 6.1
- • waiver filed prior to, 9.10.4
- withholding tax
- • timing, 4.2.1

Alimony, 14.2

Allowances

- retiring. *See* **Retiring allowance**

Amalgamations. *See under* **Corporations**

Amateur athletic associations. *See* **Canadian amateur athletic associations**

Annuities

- advanced life deferred annuity, 4.2.4
- disposition of interests in, 3.4.16
- income-averaging annuity payments, 3.4.9, 4.2.4
- • contracts, 4.2.6
- obligation to withhold tax, 4.2.4
- requirement to file information return, 3.4.9, 3.4.16
- returns for special taxes
- • non-residents, 3.4.5, (Part XIII), App. 3

Anti-avoidance. *See* **General anti-avoidance rule; Tax avoidance, aggressive transactions**

Anti-terrorism legislation. *See* **Charities Registration (Security Information) Act**

Appeals. *See also* **Objections**

- assessments, 9.8
- classification, 13.2.1
- collection action, effect on, 8.2, 8.3
- disposition of, 9.11
- Federal Court of Appeal
- • direct appeals, 15.2
- • general procedure judgments, 15.1.1
- • informal procedure judgments, 15.1.2

Index

- • notice of appeal, 15.1.1
- • Tax Court of Canada, 15.1.1
- reassessment, 8.4, 9.8
- Tax Court of Canada. *See* **Tax Court of Canada appeals**
- Assessments**, 11.5.5. *See also*
- Reassessments**
- certificate of non-payment obtained in collection actions, 8.4
- consequential, 9.12
- deemed made, 9.3, 10.3
- delay, effect of, 9.2
- fairness package, 9.13
- incomplete, 9.4
- incorrect, 9.4
- judicial review of, 13.3.3
- legislative provisions, 9.1
- losses, determination of, 9.16
- Minister, duties of, 9.1
- multiple taxpayers, 14.2
- net worth, 9.14
- nil, 9.5
- non-residents, 9.17
- notice of. *See* **Notice of Assessment**
- payment of tax after. *See* **Notice of Assessment**
- quick, 9.5
- security for amounts assessed, 4.13.1, 4.13.2, 6.1
- tax deemed paid, 9.1
- tax liability, 9.4
- time limits
- • consequential assessments, 9.13
- • fairness package assessments, 9.13
- trusts, 10.3
- Attribution rules**, 4.16.1, 4.16.2.1
- Audit and investigation**
- books, 7.2
- collection agreements, 7.9.1
- constitutionality. *See* **Canadian Charter of Rights and Freedoms**
- copies and compliance, 7.6
- document
- • defined, 7.2
- • whether privileged in discovery, 7.8.1, 7.8.2
- dwelling house, 7.4
- evidence. *See* **Evidence**
- field audit, 7.2
- general anti-avoidance rule. *See* **General anti-avoidance rule**
- informants. *See* **Offshore Tax Informant Program (OTIP)**
- information
- • demand for, 7.3
- • disclosure of, 1.8
- • exchanges of between revenue authorities, 7.9.1, 7.9.2
- • foreign-based, 7.7
- • treaty-based, 7.3.2
- inquiry, 7.5
- inspection, 7.2
- legislative provisions, 7.1
- privilege
- • accountant's, 7.8.3
- • consultants
- • • client lists, 1.8, 7.2
- • procedure, 7.8.2
- • solicitor-client, 7.8.1, 7.8.2
- • solicitor's opinion shared with others, 7.8.1
- records, 7.2
- search warrant, 7.4
- • dwelling house, 7.2
- • obtained on basis of incomplete disclosure, 7.4
- • office, 7.2
- seizure
- • demand for information, 7.3
- • inspect, right to, 7.4
- • materials, retention of, 7.4
- • plain view material, 7.4

Index

- • solicitor-client privilege, 7.8.1, 7.8.2
- tax treaties, 7.3.2, 7.9.2
- Transfer Pricing Review Committee, 7.13

Australia

- administration of taxes
- • role of Minister, 1.1

Balance-due day

- deemed realization of capital property, 4.5.6
- defined, 4.5.1, 5.2
- instalment payments
 - • farmers and fishermen, 4.5.4
- interest payable, 5.3, 5.6
- objection to assessment
- • time limits, 10.3
- security for departure tax, 4.13.2
- special taxes
- • corporations, App. 4

Bank Act, 8.5.1, 8.5.2

- “authorized foreign banks,” (Part XIII.1), App. 3, App. 4
- security interest in withholdings, application to, 8.6

Bankruptcy. *See* Bankruptcy and Insolvency Act; Corporations

Bankruptcy and Insolvency Act

- audit and investigation
- • demand for information, 7.3
- collection actions
- • certificate of non-payment, 8.4
- • garnishment, 8.5.2
- • seizure of property, 8.1
- transferred property, 4.16.2.3
- payment of tax
- • amounts withheld, 4.2.1

Bare trustee

- payments subject to withholding, 4.2.1

Base erosion and profit sharing (BEPS), 7.9.2

Bearer coupons, 11.1.4

Beneficiaries

- trusts. *See* **Trusts**
- “specified beneficiary,” 3.6.1

Blocked currencies, 4.18

Board of Referees, 13.1

Bonds, 3.4.10

- Canada savings. *See* **Canada Savings Bonds**

Books and records

- audit and inspection of, 7.2
- demand for information, 7.3
- destruction of, 2.2
- election expenses, 2.4
- foreign affiliates. *See* **Foreign affiliates**
- political party contributions, 2.4
- requirement to keep, 2.1
- retention periods, 2.2

Branch surtax. *See* Surtax

British Columbia

- Company Act, 4.4.2.1(d)

Business and property income

- fiscal period, 3.1, 3.1.2

Business Corporations Act. *See also* Canada Business Corporations Act

- Ontario. *See under* **Ontario**
- Saskatchewan, 4.4.2.1(d)

Business number

- disclosure of, 1.8
- improper communication of
 - • penalty, 12.3.8
- information returns, 11.1.6

CCPC. *See* Canadian-controlled private corporation

CCRA. *See* Canada Customs and Revenue Agency

Index

CRA. *See* **Canada Revenue Agency**

Canada Border Services Agency

- Customs Border Service, 1.2
- Trade Administration Service, 1.2

Canada Business Corporations Act

- director
 - defined, 4.4.2.2(b)
- director's liability
 - due-diligence defence, 4.4.2.2(d)
 - limitation periods, 4.4.2.1(d)
- solicitor-client privilege, 7.8.1

Canada Child Tax Benefit. *See* **Child Tax Benefit; Canada Revenue Agency**

Canada Customs and Revenue Agency

- Commissioner of Customs and Revenue, role of, 1.1
- conversion from Revenue Canada, 1.1
- Minister of National Revenue, role of, 1.1
- pandemic, and, 1.10
- structure, 1.1, 1.2

Canada Elections Act, 2.4

Canada Pension Plan

- appeals from tax court
 - judicial review, 15.1.2
- books and records
 - retention and destruction of, 2.2
- certificate of non-payment, 8.4
- disclosure of information, 1.8
- returns for special taxes
 - non-residents, (Part XIII), App. 3
- payment of tax
 - amounts withheld, 4.2.1, 4.2.6
 - failure to remit, 11.5.3
 - non-residents, 4.3
- tax court appeals under, 13.1, 13.2.2

Canada Revenue Agency. *See also* **Canada Customs and Revenue Agency**

- institution of, 1.2
- Policy and Planning Branch, directory of, Appendix, pg 681
- tax services offices and tax centres, Appendix, pg 669

Canada Savings Bonds, 3.4.18

Canadian amateur athletic associations, 15.2, 15.3

- books and records, 2.1
- fiscal period, change in, 3.1.7
- information returns. *See* **Information returns**
- penalties, 11.6

Canadian Bill of Rights, 7.7, 12.7, 15.3

Canadian Charter of Rights and Freedoms

- appeals to tax court
 - general procedure, 13.3.5
 - informal procedure, 13.3.4
 - jurisdiction of court challenged, 13.1
- CRA breach of
 - remedies against
 - exclusion of "tainted evidence," 7.3.1
 - stay of proceedings, 7.3.1
- civil audit v. criminal investigation, 7.3.1
- corporations, 7.3.1
- demand for information from taxpayer
 - criminal charges pending, 7.3
 - criminal prosecution, 7.3.1
 - evidence, admissibility of, 7.3.1
 - search warrants, 7.3.1
 - self-incrimination, right against, 7.3.1

Index

- tax evasion, 7.3.1
- taxpayer, questioning of, 7.2
- unreasonable search and seizure
- • restrictions against, 7.2, 7.3.1, 7.4
- • right to be secure against, 7.3.1
- Canadian-controlled private corporation.** *See also Corporations; Trusts*
- instalment payments, 4.5.2
- reassessments
- • exception, 9.10.1, 9.10.2
- special refundable taxes, 6.2
- Canadian Cultural Export Review Board,** 1.8
- Canadian film or video production tax credit penalty.** *See Penalties*
- Canadian Wheat Board,** 5.5
- Capital cost allowance**
- books and records, retention of, 2.2
- claim for, 9.7, 9.10.3
- • disallowed by Minister, 11.2.4
- deemed disposition of property, 4.13
- non-residents
- • rent received on real property, (Part XIII), App. 3
- refund resulting from reassessment, 6.1
- Capital gains**
- deemed disposition of property, 4.13
- estates and trusts, 3.2.3
- lifetime exemption, 9.5
- miscalculation of, 9.10.3
- mischaracterized as income, 11.2.4
- refundable. *See Refunds*
- taxable, 3.3
- • instalment payments, 4.5.5
- transferred property, 4.16.2.1
- • attribution rules
- • • farm property transferred to child, 4.16.1
- waiver, taxpayer's filing of, 9.10.4
- Capital losses.** *See under Losses*
- Capital property.** *See also Capital gains; Depreciable property*
- books and records, retention of, 2.2
- deemed realization of, 4.5.6
- Carry-back of deductions.** *See under Deductions*
- Carry-back of losses.** *See under Losses*
- Carter Royal Commission on Taxation,** 13.1
- Carved-out income** (Part XII.1), App. 4
- information returns. *See Information returns*
- Cash method of accounting**
- amended returns, 3.3
- Certificate of exemption**
- Minister's refusal to register application for, 15.2
- Certificate of non-payment of tax payable,** 8.4
- Certified films,** 3.4.22
- Charities**
- books and records, 2.1
- designation as registered charity, 15.2, 15.3
- direct appeal to Federal Court of Appeal, 15.2
- disclosure of information, 1.8
- donations to, 15.3
- • deductible. *See under Deductions*
- fiscal period, change in, 3.1.7
- information returns, 3.4.15
- penalties. *See Penalties*
- records, requirement to keep, 2.1
- revocation of registration, 15.3

Index

- returns for special taxes
- • non-residents
- • • exemptions, (Part XIII), App. 3
- tax on (Part V), App. 3, App. 5
- Charities Registered Disability Savings Plans**, 4.2.4, 4.10
- Charities Registration (Security Information) Act**, 15.2
- Charter**. *See* **Canadian Charter of Rights and Freedoms**
- Chattels, seizure of**, 8.7
- Child Tax Benefit**
 - applied to reduce liability, 6.1
 - disclosure of information, 1.8
 - overpayments, refund of, 5.4
 - penalty. *See* **Penalties**
- Civil penalties**. *See* **Penalties**
- Civilian War Pensions and Allowances Act**
 - tax court appeals under, 13.1, 13.2.2
- Civilian War-Related Benefits Act**
 - appeals from tax court
 - • judicial review, 15.1.2
- Clawback**, (Part I.2), App. 3. *See also* **Old Age Security Act**
- Clearance certificate**, 4.15.3
- Collection**
 - agreements. *See* **Collection agreements**
 - “amount payable,” defined, 8.4
 - • certificate of non-payment, 8.4
 - *Bankruptcy and Insolvency Act*. *See* **Bankruptcy and Insolvency Act**
 - chattels. *See* **Chattels, seizure of**
 - constitutionality, 8.1
 - *Crown Liability and Proceedings Act*, application of, 8.1.1
 - foreclosure, 8.8
 - fraudulent preferences, 8.1
 - garnishment. *See* **Garnishment**
 - jeopardy provisions, 6.1, 8.3, 13.1
 - • “reasonable grounds to believe,” meaning of, 8.3
 - legislative provisions, 8.1
 - restrictions, 8.2
 - security for payment, 8.1
 - set-off, 8.1, 8.2, 8.5.4
 - source withholdings. *See* **Source withholdings**
 - statutory trust, 8.6
 - tax treaties, 8.9
 - • retroactive application of, 8.9
- Collection agreements**
 - federal-provincial, 1.9
 - payment of tax. *See* **Payment of tax**
 - revenue authorities, 7.9.1
- “Collection-commencement day”**
 - defined, 8.2
- Combines Investigation Act**, 7.1
- Common Reporting Standard (CRS)**, 7.9.2
- Commissioner for Federal Judicial Affairs**, 13.1
- Commissions**, 4.2.4
- Companies’ Creditors Arrangement Act**
 - certificate of non-payment, Minister’s registration of, 8.4
 - limitation periods
 - • collection, 8.1.1
- Company Act**
 - British Columbia, 4.4.2.1(d)
- Complaint**. *See* **Information or complaint**
- Confidentiality**, 1.8, 13.5.7
- Conspiracy**, 12.3.5
- Constitution Act, 1867**, 1.1
 - collection of tax outside Canada, 8.9
 - garnishment of property, 8.1, 8.5.2

Index

- Ministerial powers of collection, 8.1
- Construction payments**, 3.4.31
- Contingent dates**. *See* **Limitations and contingent dates**
- Contra interest**, 5.5
 - instalment payments, 4.5.5
- Convention on Mutual Assistance on Tax Matters**, 7.9.2
- Corporate distributions tax** (Part II.1), App. 4
 - information returns. *See* **Information returns**
- Corporations**
 - amalgamations, 3.1.7
 - bankruptcy, 3.1.7
 - books and records, 2.2
 - collection in jeopardy provisions, 8.3
 - control, change in, 3.1.7
 - co-operatives, 4.5.3
 - deductions claimed. *See* **Deductions**
 - directors' liability. *See* **Directors' liability**
 - dissolution of, 13.3.1
 - dividend refund, 4.5.3
 - electronic filing. *See* **Electronic filing**
 - filing requirements, 3.2.2
 - fiscal period, 3.1, 3.1.7
 - information returns. *See* **Information returns**
 - in-house counsel, 7.8.1
 - instalment payments. *see* **Instalment payments**
 - interest payments
 - • "balance-due day," 5.2
 - investment corporation, 4.5.3
 - labour-sponsored venture capital, 6.2
 - large. *See also* **Large Corporations**
 - • defined, 10.6
 - liability of directors and officers, 4.4, 12.5
 - mutual fund. *See* **Mutual fund corporations**
 - non-resident, 6.3
 - non-resident-owned investment, 4.5.3, 6.2, 9.1
 - partnerships, *See under* **Partnerships**
 - penalties, 11.2.2, 11.2.3
 - professional corporation, defined, 3.1.2
 - refunds, 6.1
 - solicitor-client privilege, 7.8.1
 - special taxes, payment of, 4.22, (Part I.3), (Part II.1), App. 4
 - taxation year, 3.1.7
 - winding up, 3.1.7
- Costs**, 13.5.6
- Courts Administration Service**
 - institution of, 13.1
- Courts administration**, Appendix, pg 639 *et seq.*
- Credit unions**, 4.5.3
- Criminal Code**
 - aiding and abetting criminal activity, 12.5
 - audits and investigations
 - • search warrants
 - • • lawyer's documents, 7.8.1, 7.8.2
 - • • seizure of "plain view" material, 7.4
 - offences
 - • charge of fraud outweighing charge of evasion, 12.3.4
 - sentencing
 - • distinguished from s. 243 of *Income Tax Act*, 12.9.1
 - • summary conviction, 12.7
- Criminal offences**. *See* **Offences**

Index

- Cross-border electronic funds transfers**, 7.10
- Crown debts**, 6.1
- Crown Liability and Proceedings Act**. *See under* **Collection**
- Cultural property**
- deductions. *See* **Deductions**
 - disposed of by public authorities (Part XI.2), App. 4
 - information returns. *See* **Information returns**
- Cultural Property Export and Import Act**
- disclosure of information, 1.8
 - objections
 - • limits on right to object, 10.2
 - tax court appeals under, 13.1
- Customs Act**, 11.2.4, 13.1
- Customs and Excise Act, 1867**, 1.1
- Death benefit**, 4.2.4
- defined, 4.2.4
- Deceased persons**
- deemed disposition of property, 4.14
 - destruction of records, 2.2
 - filing requirements, 3.2.4
 - stock options, 4.14
 - taxation year, 3.1.1
- Deductions**
- amended returns, 3.3
 - capital cost allowance. *See* **Capital cost allowance**
 - capital losses, 3.3, 5.7
 - • allowable, 9.10.2
 - carried back, 3.3, 4.5.5
 - • instalment payments, 5.7
 - • interest payable, 5.6
 - • overpayment of tax resulting from, 5.4
 - • reassessment, 9.7, 9.10.2
 - carried forward, 4.5.5
 - charitable donations, 3.3, 5.7
 - corporations, 5.7
 - cultural properties, 3.3, 5.7
 - death of taxpayer, 3.3, 9.10.2
 - dispute settled out of court, 13.4
 - farm losses, 3.3, 5.7
 - foreign tax credit, unused, 3.3, 5.7
 - gifts, 5.7, 9.10.2
 - interest expense
 - • tax on, (Part XIII.1), App. 4
 - investment tax credits, unclaimed, 3.3, 5.7
 - meal expenses, 14.1.1
 - net capital losses, 5.7
 - non-capital losses, 5.7
 - pension plan contributions, 5.7, 9.10.2
 - personal property loss, 3.3, 5.7, 9.10.2
 - registered retirement savings plans, 3.3, 9.10.2
 - stock options, 3.1.1
 - union dues, 14.1.1
- Defences, directors' liability**. *See* **Directors' liability**
- Deferred profit-sharing plans**, 4.2.4
- excess contributions (Part X.1), App. 4
 - information returns. *See* **Information returns**
 - interest. *See* **Interest**
 - interest payable, App. 5
 - Part X, App. 4
 - returns for special taxes
 - • non-residents, 3.4.5, (Part XIII), App. 3
 - trusts governed by, 3.4.7
- Delay**
- appeals, 13.5.3
 - assessments, 9.2

Demand for information. *See* **Audit and investigation**

Demand for payment of tax. *See* **Payment of tax**

Demand to file return, 3.2.6, 7.3, 7.3.1

Department of Human Resources Development Act, 1.8

Depreciable property

- attribution rules, 4.16.1
- books and records, retention of, 2.2
- collection of tax, 8.1
- deemed disposition of property, 4.13

Directors' liability, 4.4

- corporations, 12.5
- • financial difficulty, 4.4.4
- defences, 4.4.2
- • constitutionality, 4.4.2.3
- • delegation, 4.4.2.5
- • due diligence, 4.4.2.2(c), 4.4.2.2(d), 11.1.2
- • “inside” director, 4.4.2.2(d)
- • invalid assessment, 4.4.2.1(c)
- • lack of knowledge, 4.4.2.4
- • limitation period, 4.4.2.1(d)
- • no control, 4.4.2.2(c)
- • not a director, 4.4.2.2(b)
- • “outside” director, 4.4.2.2(d)
- • procedural requirement not met, 4.4.2.1(a)
- • soft membership, 4.4.2.2(d)
- • wages not paid, 4.4.2.1(b)
- fellow directors, responsibility for acts of, 4.4.3
- independent contractors, 4.4.2.1(b)
- offences [s. 242], 12.5
- preventative measures, 4.4.6
- procedure, 4.4.1
- quantum, reduction in, 4.4.5
- resignation of directors, 4.4.2.1(d)

Disclosure of information, 1.8

- advance income tax rulings, 1.6
- tax court appeals, 13.3.4

Discovery. *See* **Tax Court of Canada**

Dividends. *See also* **Refundable dividend tax on hand**

- interest. *See* **Interest**
- ownership certificate. *See* **Ownership certificate**
- preferred share (Part IV.1), App. 4
- private corporation, received by (Part IV), App. 4, App. 5, 9.1
- refundable tax, 6.2
- taxable preferred shares (Part VI.1), App. 4

Document. *See also* **Books and records**

- meaning distinguished from “information,” 7.3

Ecologically sensitive property, 13.3.1, 13.6

Education savings plan, 15.2

Election expenses and contributions, 2.4

Elections

- amended or revoked, 3.3.2

Electronic filing

- defined, 3.2.1, 3.4.2
- information returns, 3.2.3, 3.4.1
- “tax preparer”, 3.2.1

Employment earnings supplement, 4.2.4

Employment insurance. *See also* **Employment Insurance Act**

- premiums
- • clearance certificate, stipulations for issuing, 4.15.3

Employment Insurance Act

Index

- books and records
- • retention and destruction of, 2.2
- certificate of non-payment, 8.4
- disclosure of information, 1.8
- payment of tax
- • amounts withheld, 4.2.1, 4.2.4
- • failure to remit, 11.5.3
- tax court appeals under, 13.1, 13.2.2
- • judicial review, 15.1.2
- Employment insurance premium tax credit**, 6.1
- Energy conversion programs**, 3.4.21
- Estate Tax Act**, 13.1
- Estates**
 - clearance certificate, 4.15.3
 - filing requirements, 3.2.3, 3.4.5, 3.4.7
- Estoppel**, 1.7
 - assessments and reassessments, 9.1
 - Declaration of Taxpayer Rights, 1.5
 - false statements or omissions
 - • penalties for, 11.2.4
 - tax court appeals, 13.3.3
 - • settlement out of court, 13.4
- European Convention on Human Rights**, 11.2.4
- Evidence**
 - admissibility of, 7.2, 7.3.1
 - tax court appeals
 - • expert evidence, 13.5.4
 - • pre-trial, 13.5.1
- Excess refunds**. *See* **Refunds**
- Excessive elections** (Part III), App. 4
 - information returns. *See* **Information returns**
- Excessive eligible dividend designations** (Part III.1), App. 3
 - basic T2 return
- Exchequer Court**, 13.1
- Excise Act, 2001**, 1.1, 13.1
 - appeals to Federal Court of Appeal, 15.1.2
- Excise Tax Act**, 13.1
 - amounts withheld, 4.2.1
 - appeals to Federal Court of Appeal, 15.1.2
 - collection actions
 - • certificate of non-payment, 8.4
 - • garnishment, 8.5.2
 - estoppel, 1.7
 - Part IX provisions, 1.1
 - penalties
 - • failure to file or report, 11.1.1
 - tax court appeals under
 - • general procedure, 13.2.3
 - • informal procedure, 13.2.2
 - transferred property, 4.16.2.3
- Excluded activity**, 11.3.3
- Exemption certificate**, 15.2
- Expenses**. *See also* **Deductions; Losses; Refunds**
 - child care, 3.4.27
 - construction activities, 3.4.31
 - contingent liabilities, 3.5
 - funeral, 3.4.27
 - job training, 3.4.27
 - legal, 3.4.27
 - meals, 14.1.1
 - property, 3.3
 - truck drivers, 11.2.4
 - union dues, 14.1.1
- Explanatory notes**, 1.4
- Fair market value**
 - advance income tax rulings, 1.6
 - deceased persons
 - • deemed disposition of property, 4.13
 - foreign reporting, 3.6.1
 - foreign trusts, 11.1.12, 11.2.3
 - non-arm's length transactions

Index

- • reporting requirements, 3.4.6
- tax shelters, 3.5
- transferred property, 4.16.2.3
- • interest payable, 5.3
- Fairness package**
 - assessments. *See* **Assessments**
 - limitation period, 9.13
 - reassessments, 9.13
- False statements and omissions**
 - offences, 12.3.1
 - penalties. *See* **Penalties**
 - valuations, 11.3.4
- Farm Debt Mediation Act**, 8.1.1
- Farm Income Protection Act**, 1.8
- Farm losses.** *See under* **Losses**
- Farm property.** *See* **Property, transfer of**
- Farm support payments**, 3.4.28
- Farmers**
 - block averaging, 3.2.6, 9.1
 - instalment payments, 4.5.4
 - • interest payable on, 5.5
- Federal Court**
 - judges, list of, Appendix, pg 649
 - jurisdiction of, 13.1
 - offices, list of, Appendix, pg 651
- Federal Court Act.** *See also* **Federal Courts Act.**
 - collection actions
 - • certificate of non-payment, 8.4
 - court's jurisdiction re notice of assessment, 9.4
 - interest
 - • unpaid tax, 5.3
 - judicial review provisions, 13.3.3
 - objection
 - • time limits for serving notice of, 10.4
 - tax court appeals
 - • right of appeal to Federal Court of Appeal, 13.1, 13.6, 15.1.1
- Federal Court of Appeal**, 15.1.1
 - appeals to. *See* **Appeals.**
 - creation of, 13.1
 - judges, list of, Appendix, pg 657
 - offices, list of, Appendix, pg 658
- Federal Court Rules**, 8.4, 13.5.2, 15.1.1, 15.1.2
- Federal Court-Trial Division**, 13.1
- Federal Courts Act**, chapter 15
 - assessment, notice of, 9.4
 - tax court appeals
 - • right of appeal to Federal Court of Appeal, 14.1.1, 14.2
- Federal-Provincial Fiscal Arrangements Act**
 - audits and investigations
 - • agreements with provincial and territorial governments, 7.9.1
 - disclosure of information, 1.8
 - generally, 4.19
- Federal-provincial tax collection agreements.** *See* **Collection agreements**
- Fees**, 4.2.4
- Filing requirements.** *See* **Income tax returns; Information returns**
- Film or video tax credit**, 4.5.3, 6.1
- Film production tax credit.** *See* **Film or video tax credit**
- Financial Administration Act**, 13.1
 - collection actions, 8.1
 - • set-off of wages, provisions for, 8.5.4
 - interest, remission of, 11.8
 - penalties, remission of, 11.8
 - refunds
 - • Crown debts, 6.1
 - • overpayments, remission of, 6.1

Index

Financial institutions

- “authorized foreign banks”
- • additional tax on (Part XIII.1), App. 3
- capital tax (Part VI), App. 4
- information returns. *See Information returns*

Fiscal period, 3.1

- change in, 3.1
- corporations. *See Corporations*
- partnerships, 3.1, 3.1.3, 3.1.5
- • membership during, 3.1.2
- pre-1996, 3.1.2
- sole proprietorship, 3.1.4
- trusts, 3.1.2, 3.1.6

Fisheries Act, 7.3.1

Fishermen

- block averaging, 3.2.6, 9.1
- instalment payments, 4.5.4
- • interest payable on, 5.5
- payment of tax
- • election to withhold payments, 4.2.4

Folios, 1.4

Foreclosure, 8.7

Foreign Account Tax Compliance Act (FACTA), 7.11

- exemptions, 7.11
- FACTA agreement, 7.11
- reporting requirements, 7.11

Foreign affiliates, 2.3

- books and records, 2.3
- debt dumping rules, 6.3
- information returns, 11.1.12

Foreign exchange controls, 5.5

Foreign property, 3.4.19

- information returns, 11.1.12
- reporting requirements, 3.6.2
- “specified,” 3.6.2

Foreign reporting, 3.6

- affiliates, 3.6.3, 3.6.5
- • “reporting entity,” 3.6.3
- country-by-country, 11.1.13
- due-diligence exemption, 3.6.5
- penalties
- • failure to file information returns, 11.1.12
- property, 3.6.2
- trusts
- • distributions from, 3.6.4
- • loans to, 3.6.1
- • “specified Canadian entity,” 3.6.4
- • “specified foreign trust,” 3.6.1
- • transfers to, 3.6.1

Forward averaging, 3.3

France

- tax treaty with Canada
- • demand for information, 7.3.2

Fraud

- reassessment, 9.10.3
- solicitor-client privilege, 7.8.1

Fraudulent preferences. *See* Collection

GAAR. *See* General anti-avoidance rule

GST. *See* Goods and services tax

Garnishment, 8.5.1

- legislative provisions, 8.5.1
- police, funds seized by, 8.5.5
- priority in respect of withholdings, 8.5.2
- procedure, 8.5.3
- registered retirement savings plans, 8.5.1
- seized funds, 8.5.5
- set-off, collection by, 8.5.4

General anti-avoidance rule

- assessments, 9.15
- audit process for, 7.9
- avoidance transactions, 9.14

Index

- disclosure of information
 - • third parties, 1.8
 - • GAAR Committee, 7.12
- objection
 - • limit on right of, 10.2
 - • notice of
 - • • time limits for serving, 10.4
- tax court appeals
 - • right of appeal, 13.3.1
- transfer of tax benefits, 4.16.2.2

General Procedure Rules. *See* Tax Court Rules

Gifts

- deductions for. *See* **Deductions**
- donated to government officials, 5.7, 11.2.3
- taxed, 11.1.2
- transfer of, 4.16.2.3

Good faith reliance, 11.3.3

- excluded activity, 11.3.3
- income tax returns, 11.2.4

Goods and services tax

- Act. *See* **Excise Tax Act**
- appeal procedure, 13.2.3
- credits, 9.1
 - • applied to reduce liability, 6.1
 - • overpayments, refund of, 5.4
- penalty. *See* **Penalties**
- • recovery of excess, 4.9
- due-diligence defences, 4.4.6
- Tax Court of Canada, jurisdiction of, 13.1

Government assistance

- withholding tax, 4.2.4

Government publications, 1.4

Gross entitlements, 11.3.5

Gross negligence, 11.2.4

- false statement or omission amounting to, 11.2.1

Home insulation programs, 3.4.20

In camera proceedings

- collection in jeopardy provisions, 8.3
- search and seizure
 - • claim of privilege, 7.8.2
- direct appeal to Federal Court of Appeal, 15.2
- tax court appeals
 - • Charter restrictions, 13.5.7

Income-averaging annuity contracts. *See* Annuities

Income splitting. *See also*

Attribution rules; Property, transfer of

- split pension income, 4.2.3, 4.3
- transfer of tax benefits
 - • child liable with parent, 4.16.2.2

Income Tax Act

- Part I provisions, 1.1
- 173(1), 14.1.1
- 174(1), 14.2
- 221(1) authorization to make regulations, 1.3

Income Tax Advisory Board, 13.1

Income Tax Appeal Board, 13.1

Income Tax Folios, 1.4

Income tax management, 1.1, 1.2

Income Tax Regulations, 1.3

Income tax returns

- advanced life deferred annuity, (Part XI), App. 3
- amended, 3.3, 3.3.1
- demand to file, 3.2.6, 7.3.1
- electronic filing. *See* **Electronic filing**
- failure to file
 - • offences, 12.2
 - • penalties, 11.1.1
 - • tax evasion, 12.3.4
- failure to sign, 3.2.1

Index

- filing requirements, 3.2.1
- • corporations, 3.2.2
- • deceased persons, 3.2.4
- • demand by Minister, 3.2.6, 7.3
- • employee life and health trust, (Part XI.5), App. 3
- • estates, 3.2.3
- • individuals, 3.2.5
- • non-residents, 3.2.7, 3.4.5, 3.4.6
- • trusts, 3.2.3
- • waiver of filing date, 3.2.8
- foreign reporting. *See* **Foreign reporting**
- generally, 3.2.1
- good faith reliance on professional advice, 11.2.3
- information returns. *See* **Information returns**
- Minister, duties of, 9.1
- prescribed form, 3.2.1
- standard of care in completing, 11.2.4
- taxation year. *See* **Taxation year**
- waiver of filing date. *See under* filing requirements
- Income War Tax Act**, 1.1, 13.1
 - audits and investigations
 - • demand for information, 7.1, 7.3
- Indian Act**, 1.4
- Informal Procedure Rules.** *See* **Tax Court Rules**
- Information, communication of**, 12.3.7
- Information, demand for.** *See* **Audit and investigation**
- Information, disclosure of.** *See* **Disclosure of information**
- Information Circulars**, 1.4
- Information or complaint**, 12.7, 12.8
- Information returns**, 3.4.1
 - annuities
 - • disposition of interests in, 3.4.16
 - • income averaging annuity payments, 3.4.9
 - bond interest, accrued, 3.4.10
 - branch surtax (Part XIV), App. 3
 - Canada Savings Bonds cash bonuses, 3.4.18
 - Canadian amateur athletic associations, 3.4.15
 - carved-out income (Part XII.1), App. 3
 - certified films, 3.4.21
 - construction payments, 3.4.31
 - corporate distributions tax (Part II.1), App. 3
 - corporations
 - • corporate distributions tax (Part II.1), App. 3
 - • dividends paid on taxable preferred shares (Part VI.1), App. 3
 - • excessive elections (Part III), App. 3
 - • large corporations (Part I.3), App. 3
 - • preferred share dividends (Part IV.1), App. 3
 - • private, dividends received by (Part IV), App. 3
 - • scientific research and experimental development tax credit (Part VIII), App. 3
 - • share-purchase tax credit (Part VII), App. 3
 - cultural property (Part XI.2), App. 3
 - deferred profit-sharing plans
 - • excess contributions (Part X.1), App. 3
 - • Part X, App. 3
 - demand to file, 7.3.1

Index

- designated income (Part XII.2), App. 3
- dividends
- • preferred shares (Part IV.1), App. 3
- • private corporations (Part IV), App. 3
- • taxable preferred shares (Part VI.1), App. 3
- electronic filing. *See* **Electronic filing**
- employee profit-sharing plans, 3.4.11
- energy conversion programs, 3.4.21
- estates, 3.4.7
- excessive elections (Part III), App. 3
- farm support payments, 3.4.28
- federal government payments, 3.4.30
- financial institutions (Part VI), App. 3
- flow-through shares (Part XII.6), App. 3
- foreign property, 3.4.19
- home insulation programs, 3.4.20
- income-averaging annuity payments, 3.4.9
- investment income, 3.4.4
- • life insurers (Part XII.3), App. 3
- investment tax credits, refundable, 3.4.22
- large corporations (Part I.3), App. 3
- life insurance policies, disposition of interests in, 3.4.16
- life insurers (Part XII.3), App. 3
- mining reclamation trusts (Part XII.4), App. 3
- non-qualified investments (Part XI.1), App. 3
- non-residents
- • non-arm's length transactions with, 3.4.6
- • Part XIII, App. 3
- • payments to, 3.4.5
- old age security benefit (Part I.2), App. 3
- ownership certificates, 3.4.8
- partnerships, 3.4.24
- patronage payments, 3.4.17
- penalties, 11.1.8
- pooled registered pension plans, 3.4.12
- preferred share dividends received by public corporations (Part IV.1), App. 3
- profit-sharing plans, 3.4.11
- qualified investments, 3.4.19
- registered charities (Part V), App. 3
- registered education savings plans. *See* **Registered education savings plans**
- registered investments (Part X.2), App. 3
- registered labour-sponsored venture capital corporations. *See* **Registered labour-sponsored venture capital corporations**
- registered retirement income funds. *See* **Registered retirement income funds**
- registered retirement savings plans. *See* **Registered retirement savings plans**
- remuneration, 3.4.3
- resource flow-through shares, 3.4.23
- resource royalties (Part XII), App. 3
- retirement compensation arrangements (Part XI.3), App. 3
- scientific research and experimental development tax credit (Part VIII), App. 3
- section 66.5 deduction (Part IX), App. 3

Index

- security transactions, 3.4.25
 - share-purchase tax credit (Part VII), App. 3
 - shares
 - • flow-through (Part XII.6), App. 3
 - • resource flow-through, 3.4.24
 - social assistance, 3.4.27
 - surtax
 - • branch (Part XIV), App. 3
 - • tobacco manufacturers (Part II), App. 3
 - tax shelters. *See* **Tax shelters**
 - taxpayer identification, 3.4.29
 - tobacco manufacturers surtax (Part II), App. 3
 - trusts, 3.2.3, 3.4.7
 - • designated income (Part XII.2), App. 3
 - • mining reclamation (Part XII.4), App. 3
 - utilities, 3.4.12
 - video tapes, 3.4.22
 - worker's compensation, 3.4.26
- Inland Revenue Act**, 1.1
- Inquiries Act**, 7.5, 13.1
- Inquiry.** *See* **Audit and investigation**
- Inspection of books and records.**
See **Audit and investigation**
- Instalment payments**
- carried back, 4.5.1
 - carried forward, 4.5.1
 - corporations, 4.5.1
 - • “balance-due day,” 4.5.1
 - • “small-CCPCs”, 4.5.2
 - special cases, 4.5.3
 - credit unions, 4.5.3
 - deductible. *See* **Deductions**
 - deficient
 - • interest on, 5.5
 - • penalty for, 11.4
 - • tax abatements, 5.5
 - farmers. *See* **Farmers**
 - fishermen. *See* **Fishermen**
 - individuals, 4.5.5
 - • special cases, 4.5.6
 - interest payable on, 5.5
 - late
 - • interest on, 5.5
 - • penalty for, 11.4
 - • tax abatements, 5.5
 - reducing, 4.5.3
 - remittance of, 4.2.1
 - trusts, 4.5.6
- Inter vivos trusts.** *See under* **Trusts**
- Interest**
- arrears, 5.14
 - balance-due day, 5.2
 - cancellation of, 11.8
 - carry-back of losses and other amounts, 5.7
 - charities (Part V), App. 5
 - compounding of, 5.11
 - contra, 5.6
 - coupons, offences re, 12.4, 12.9.1
 - deferred profit-sharing plans (Part X), App. 5
 - dividends
 - • private corporations (Part IV), App. 5
 - excess refunds, 5.4
 - excessive elections (Part III), App. 5
 - non-residents, 5.10
 - offset of refund interest against arrears interest, 5.14
 - overpayment of tax, App. 5
 - overpayments by taxpayers, 5.9
 - prepayment of tax, 5.13
 - prescribed rate, 5.1
 - refund, 5.14
 - registered charities (Part V), App. 5
 - section 164, App. 5
 - subsection 161(1), App. 5

- unpaid tax, 5.3
- waiver of, 5.12, 11.7
- International electronic funds transfers, 7.10**
 - reporting transfers \$10,000 or more, 7.10
- Interpretation Act**
 - audits and investigations
 - • Ministerial discretion to copy documents, 7.6
 - notice of assessment, 9.3
 - payment of tax
 - • amounts withheld, 4.2.1
 - • fishermen's election, 4.2.4
 - tax court appeals under
 - • time limits
 - • • holidays, 10.3, 13.3.2
- Interpretation Bulletins, 1.4**
- Investigation. *See* Audit and investigation**
- Investment income, 3.4.4**
- Investment tax credits**
 - deductions for unclaimed amounts, 3.3, 5.7, 6.1
 - information returns. *See* **Information returns**
 - penalties for misstatements, App. 11
- Investments**
 - non-qualified (Part XI.1), App. 4
 - registered (Part X.2), App. 4
- Italy**
 - foreign exchange restrictions, 13.5.7
- Jeopardy provisions. *See* under Collection**
- Joinder provisions, 13.3.4**
 - s. 174 application, 14.2
- Joint tenancy, 4.16.2.3**
- Journalism organizations. *See* Registered journalism organizations**
- Judicial review**
 - assessments, 13.3.3
 - Federal Court-Trial Division, 13.1
 - interest, waiving of, 11.7
 - jeopardy provisions, 8.3
 - Minister's discretion, 11.7
 - penalties, waiving of, 11.7
 - Tax Court of Canada appeals, 13.6
- Judges Act, 13.1**
- LSVCCs. *See* Registered labour-sponsored venture capital corporations**
- Labour Adjustment Benefits Act, 3.4.3, 4.2.4**
- Labour-sponsored venture capital corporations. *See* Registered labour-sponsored venture capital corporations**
- Large corporations. *See also* Corporations**
 - assessments, appeal of, 13.3.1
 - collection actions
 - • restrictions on, 8.2
 - deductions claimed, 5.7
 - defined, 10.6
 - losses. *See* **Losses**
 - refunds. *See* **Refunds**
 - returns
 - • failure to file, 11.1.3
 - tax on (Part I.3), App. 3, App. 4, 10.6
 - tax court appeals
 - • right of appeal, 13.3.1
- Late-filed elections**
 - CRA administrative policy (IC 92-2), 3.3.2
- Lawyers, 2.1**

Index

Legal representatives

- clearance certificate, 4.15.3
- joint and several liability with taxpayer, 4.15.2
- liability of, 4.15
- meaning of, 4.15.1
- payment of tax, 4.12

Liability for tax, 6.1, 9.4

Life insurance policies, 3.4.16

Life insurers investment income (Part XII.3), App. 4

Limitation periods, 8.1.1

- appeal to Federal Court of Appeal, 15.2, 15.3
- directors' liability. *See* **Directors' liability**
- objections to assessments, 10.3

Limitations and contingent dates

- reference table, Appendix, pg 683

Listed terrorist entity, 15.3

Look-back rule, one-year

- tax on flow-through shares (Part XII.6), App. 3, 11.2.2

Losses

- capital
- • claim for denied by Minister, 9.2
- • deductions for. *See under* **Deductions**
- • deemed disposition of property, 4.14
- carried back
- • instalment payments, 5.7
- • overpayments resulting from, 6.1
- • penalties, 11.1.2, 11.2.4, App. 11, 12.9.3
- • reassessment, 9.7
- • whether applicable in year of taxpayer's death, 4.14
- carried forward
- • consequential assessment, 9.12

- • determination of loss, 9.14
- • nil assessment, 9.16
- • penalties, 11.2.4, App. 11
- • reassessment, 9.10.2
- corporate
- • dispute settled out of court, 13.4
- deductions for. *See* **Deductions**
- determination of during assessment, 9.16
- farm, 3.3, 3.4.28, 9.16, 11.7
- • deductions for. *See under* **Deductions**
- • deemed disposition of property, 4.14
- foreign exchange, 14.1.1
- large corporations, 10.6
- net capital, 3.3, 9.16
- • deductions for. *See under* **Deductions**
- non-capital, 3.3, 5.7, 9.16
- • deductions for. *See under* **Deductions**
- partnership, 9.6, 9.16, 13.3.1
- personal property
- • deductions for. *See under* **Deductions**
- relief for estate of deceased taxpayer, 4.13
- tax court appeals
- • right of appeal, 13.3.1
- terminal, 4.14
- wound-up corporation, 9.14

Manitoba

- gift donated to, 11.2.4
- *Personal Property Security Act*, 8.5.1

Merchant Navy Veteran and Civilian War-Related Benefits Act

- disclosure of information, 1.8

Mining reclamation trusts. *See* Trusts

Index

Misrepresentation, 11.3.1. *See also*

Fraud

- gross negligence, 11.2.4
- reassessment, 9.10.3

Mutual fund corporations, 4.5.3

- capital gains refund, 5.5, 9.1
- fiscal periods, 3.1.2
- reassessments, 9.10.1
- special refundable taxes, 6.2

Mutual fund trusts

- accelerated disclosure, 3.4.34
- capital gains refund, 5.5, 9.1
- reassessments, 9.10.1, 9.10.2
- special refundable taxes, 6.2

National Training Act, 3.4.3

Negligence, 11.2.3

Netherlands, The

- tax treaty with Canada, 8.9

New Brunswick

- *Revenue Administration Act*, 1.1

Newfoundland and Labrador

- tax-collection agreements, 1.1

New Zealand

- administration of taxes
- • role of Minister, 1.1

Non-resident-owned corporations.

See under Corporations

Non-residents

- assessment provisions, 9.17
- disposition of property, loss from
 - • stop-loss rule [s. 40(3.7)], 5.7
- excluded property, 4.3
- filing requirements, 3.2.7
- interest payable by, 5.10
- non-arm's length transactions with, 3.4.6
- Part XIII, App. 4
- payments to
 - • failure to withhold tax, 11.5.2

- • returns, obligation to file, 3.4.5, (Part XIII), App. 3
- • withholding tax, 4.3
- penalties
 - • applicability of, 11.7
 - • failure to withhold amounts, 11.7
- refunds. *See Refunds*
- withholding tax. *See Withholding tax*

Normal reassessment period. *See* Reassessments

Notice of Assessment, 9.3

- appeal, 4.11
- no prescribed form, 9.9
- non-receipt, allegation of, 10.4
- objection, 4.11
- payment of assessed tax, interest and penalties, 4.11
- tax payable by corporation erroneously set out, 9.10.1

Notice of Objection, 10.5

- appeal to Tax Court of Canada, 13.3.1, 13.3.2
- by-passing, 10.8
- consideration, 10.9
- disposition, 10.9
- large corporations, 10.6
- service of, 10.7

Notional transactions, 9.10.2

Nova Scotia

- tax-collection arrangements with CRA, 1.1

OECD. *See* Organization for Economic Co-operation and Development

Objections, 6.1

- collection actions, 8.2, 8.3
- fairness package, 10.2
- legislative provision, 10.1
- limits on right to object, 10.2
- losses, determination of, 9.16

Index

- notice of. *See* **Notice of Objection**
- reassessments. *See* **Reassessments**
- *res judicata* principle, 10.2
- time limits, 10.3
- • extension of, 10.4
- Offences. *See also* Penalties**
- conspiracy [s. 239(1)(e)], 12.3.5, 12.9.1
- conviction, publicizing, 12.9.2
- criminal, 12.1
- deceptive statements [s. 239(1)(a)], 12.3.1, 12.9.1
- destruction of records [s. 239(1)(b)], 12.3.2, 12.9.1
- directors' liability. *See* **Directors' liability**
- disclosure of information, 1.8
- evasion of tax [s. 239(1)(d)], 12.3.4, 12.9.1
- failure to file return, 12.2, 12.9.1
- false entries [s. 239(1)(c)], 12.3.3, 12.9.1
- false statements [s. 239(1)(a)], 12.3.1, 12.9.1
- fines, 12.9.1
- imprisonment, 12.9.1
- information, communication of [s. 239(2.2), 239(2.21)], 12.3.7, 12.9.1
- interest coupons, 12.4, 12.9.1
- liability of officers and directors [s. 242], 12.5
- penalties, relationship to, 12.3.9
- prosecution, 12.7
- • procedure, 12.8
- punishment. *See* **Punishment**
- reference table, Appendix, pg 693
- refund or credit claims, 12.3.5.1, 12.9.1
- sentencing, 12.9.3
- social insurance number [s. 239(2.3)], 12.3.8, 12.9.1
- tax evasion. *See* **Tax evasion**
- tax shelter ID numbers, false [s. 239(2.1)], 12.3.6, 12.9.1
- voluntary disclosures, 12.6
- Offshore Tax Informant Program (OTIP)**
- conditions for payment to informant, 7.14
- generally, 7.1
- qualifying information for inclusion in, 7.14
- reward levels, 1.8, 7.14
- withholding on payments from, 4.2.4
- Old Age Security Act, App. 4**
- appeals from tax court
- • judicial review, 15.1.2
- tax court appeals under, 13.1, 13.2.2
- tax on old age security benefit (Part I.2), App. 3
- Old age security benefits (Part I.2), App. 4**
- Omissions. *See* False statements and omissions**
- Ontario**
- *Business Corporations Act*, 1982, 12.5, 13.3.1
- *Limitations Act*, 2002, 8.1.1
- tax-collection agreements, 1.9
- Organization for Economic Co-operation and Development**
- audits and investigations
- • treaty-based demand for information, 7.3.2, 7.9.2
- Base Erosion and Profit Shifting Program (BEPS), 7.9.2
- Common Reporting Standard (CRS), 7.9.2
- Convention on Mutual Assistance on Tax Matters, 7.9.2
- Model Tax Convention, 1.8, 7.3.2, 7.9.2, 8.9

Index

- Multilateral Competent Authority Agreement (MCAA) on Automatic Exchange of Financial Account Information, 7.9.2
- • Common reporting standard, 7.9.2
- • Exchange of Country-by-Country Reports, 7.9.2
- Multilateral Convention on Mutual Administrative Assistance in Tax Matters, 1.8, 7.9.2
- Overpayments, 6.1**
 - amount determined, 9.1
- Ownership certificate**
 - dividends payable, 3.4.8
 - failure to complete, penalty for, 11.1.4
 - information return, requirement to file, 3.4.8
 - interest payable, 3.4.8
- Partnerships**
 - accelerated disclosure, 3.4.34
 - corporate
 - • taxation year and fiscal period, 3.1.3
 - false statements, penalties for, 11.2.2, 11.2.3
 - fiscal period. *See* **Fiscal period**
 - graduated rate estate, 3.1.2
 - information returns, 3.4.24
 - • failure to file, 11.1.9
 - omissions, penalties for, 11.2.2, 11.2.3
 - penalties, interest and
 - • waiver or cancellation of, 11.7
 - reassessments, 9.6
 - SIFT, (Part IX.1) App. 3
 - tax court appeals
 - • right of appeal, 13.3.1
 - taxation year. *See* **Taxation year**
- Patronage payments**
 - failure to withhold, 11.5.1, 11.5.2
 - information return, 3.4.17
- Payment of tax, 4.1**
 - agents, 4.12
 - blocked currencies, 4.18
 - collection agreements, 4.19
 - deceased persons, 4.14
 - demand for payment, 4.7
 - designated financial institutions, 4.2.1
 - estimates, 4.8
 - excess refunds. *See* **Refunds**
 - income tax returns. *See* **Income tax returns**
 - instalment payments. *See* **Instalment payments**
 - legal representatives, liability of. *See* **Legal representatives**
 - non-residents. *See* **Non-residents**
 - notice of assessment. *See* **Notice of Assessment**
 - prepayment, 5.13
 - property, transfer of. *See* **Property, transfer of**
 - RPPs. *See* **Registered pension plans**
 - RRIFs. *See* **Registered retirement income funds**
 - RRSPs. *See* **Registered retirement savings plans**
 - remittance. *See under* **Source withholdings**
 - retirement compensation arrangement trusts. *See under* **Trusts**
 - security for. *See* **Security for payment of tax**
 - special taxes. *See* **Special taxes imposed under Parts I.1 to XIV of the Income Tax Act**
 - tax returns. *See* **Income tax returns**
 - time of payment, 4.6
 - transfer payments, 4.19
 - withholding. *See* **Withholding tax**

Index

Penalties. *See also* Offences

- appeal
- • no reasonable ground, 13.4
- books and records, 2.1, 11.2.4
- calculation of, App. 11
- Canada training credit, App. 11
- Canadian Amateur Athletic Association, 11.6
- Canadian film or video production tax credit, calculation of, App. 11
- Canadian film or video services tax credit, App. 11
- cancellation of
 - • Minister's discretion, 11.8
- charities
- • carrying on non-related business, 11.6.1
- • control of corporation, charity acquiring, 11.6.2
- • delay of expenditure, 11.6.7
- • failure to file return, 11.6.4
- • false statements, 11.6.6
- • receipts
 - • • improper issuance of, 11.6.5
 - • • suspension of right to issue, 11.6.8
- • reduction of penalties, 11.6.9
- • undue benefits, conferral of, 11.6.3
- child fitness tax credit, App. 11
- child tax benefit, calculation of, App. 11
- climate action initiative, App. 11
- elections, late filed, amended or revoked, 11.1.13
- electronic suppression of sales, 11.2.5, 12.3.9, 12.9.1
- employees' actions, 11.3.7
- failure to file
 - • civil burden of proof, 11.1.1
 - • electronically, 11.1.10
 - • income tax return, 11.1.2
 - • information return, 11.1.8
 - • large corporations, 11.1.4
 - • *mens rea*, 11.1.1
 - • partnerships information return, 11.1.9
 - • returns, 11.1.1, 11.1.13, 12.9.1
 - failure to provide
 - • business number, 11.1.7
 - • information, 11.1.5
 - • social insurance number, 11.1.5, 11.1.7
 - • SR&ED claim preparer, 11.1.6
 - failure to remit tax, 4.2.1
 - failure to withhold tax, 4.2.1
 - • non-residents, payments to, 12.9.1
 - false statements and omissions, 11.1.1, 11.2, 11.3
 - • amount of penalty, 11.2.1
 - • appeal of penalty, 11.2.4
 - • calculation of penalty, App. 11
 - • conviction for tax evasion, 11.2.4
 - • flowed-through resource expenditures, 11.2.2
 - • foreign property, reporting of, 11.2.3
 - • foreign transactions, reporting of, 11.2.3
 - • gross negligence, 11.2.4
 - • legislative provisions, 11.2.1
 - • misrepresentation, 11.3.1, 11.3.2
 - • resource expenses, 11.2.2
 - • third parties, 11.3
 - GST credit, calculation of, App. 11
 - general, App. 11
 - income tax return, failure to file, 11.1.2
 - information return, failure to file, 11.1.8
 - • foreign reporting requirements, 11.1.12
 - • non-arm's length dealings with non-residents, 11.1.12

Index

- • partnerships, 11.1.9
 - instalments, late or deficient, 11.4
 - interest on, 5.7
 - journalism tax credit, App. 11
 - labour-sponsored funds tax credit, calculation of, App. 11
 - large corporations, 11.1.3
 - maximum, 11.3.6
 - mental impairment, defence of, 11.2.4
 - non-residents, applicability to, 11.7
 - not deductible
 - • business income, 11.9
 - • property income, 11.9
 - omissions, 11.2
 - onus on Minister, 11.3.8
 - ownership certificate, failure to complete, 11.1.4
 - reassessments, 11.3.5
 - reference table, Appendix, pg 687
 - refundable investment tax credit, calculation of, App. 11
 - refundable medical expense supplement, calculation of, App. 11
 - registered journalism organizations, 11.6
 - repeated failure to file returns, 11.1.3
 - retirement compensation arrangements contributions, 11.5.1
 - return, failure to file, 11.1.1, 11.1.13
 - school supplies tax credit, App. 11
 - source withholdings, failure to remit, 11.5.3
 - • assessments, 11.5.5
 - • separate establishments, 11.5.4
 - tax evasion and, 12.3.9
 - tax shelter identification number, 11.1.11
 - voluntary disclosures, 12.6
 - waiver of
 - • delays, 11.8
 - • Minister's discretion, 11.8
 - withholding tax, failure to remit, 11.1.1, 11.5.3
 - assessments, 11.5.5
 - separate establishments, 11.5.4
 - working income credit, calculation of, App. 11
- Pension benefit, 4.2.4**
- defined with superannuation benefit, 4.2.4
- Pension Benefits Standards Act, 1985, 1.8**
- Pension plan, 15.2**
- Person, defined, 3.1**
- Personal Property Security Act, 8.6**
- Petroleum and Gas Revenue Tax Act**
- appeals to Federal Court of Appeal, 15.1.2
 - Tax Court of Canada, jurisdiction of, 13.1
- “Planning activity,” 11.3.1**
- Post Office Act**
- tax court appeals under
 - • time limits, 13.3.2
- Power of attorney, 4.15.1**
- Power to tax. *See* Income tax management**
- Prescribed interest rates**
- over/underpaid taxes reference table, Appendix, pg 695
- Private corporations. *See* Corporations**
- Privilege. *See* Accountant's privilege; Audit and investigation**
- Pro tanto judgments, 13.4**
- Professional corporation. *See* Corporations**

Index

Profit

- dispute settled out of court, 13.4
- reported instead of loss during assessment, 9.14
- taxed, 9.10.2
- • branch. *See under* **Surtax**

Profit-sharing plans

- deferred. *See* **Deferred profit-sharing plans**
- employees, 3.4.7, App. 4
- information returns. *See* **Information returns**
- registration, refusal or revocation of, 15.2

Property, disposition of

- emigrating taxpayer
- • stop-loss rule [s. 40(3.7)], 5.7, 9.10.2
- excluded disposition, 3.2.2

Property, transfer of

- attribution rules. *See* **Attribution rules**
- joint and several liability, 4.16.2
- minor, 4.16.1
- non-arm's length person, 4.16.1
- spouse, 4.16.1
- tax benefits, transfer of, 4.16.2.2
- tax liability, transfer to defeat, 4.16.2.3

Property income. *See* Business and property income

Prosecution, 12.7

- procedure, 12.8

Provincial taxation, 1.9

Public Safety and Emergency

Preparedness, Department of, 1.2

Public Service Commission, 1.1

Public Service Staff Relations Act, 1.1

Publications. *See* Government publications

Punishment, 12.9.1

Qualified Canadian journalism organization, 15.3

Quebec

- *Civil Code*
- • estates and trusts, 3.2.3, 3.4.7
- *Ministère du Revenu Act*, 1.1
- payment of tax
- • farmers and fishermen, 4.5.4
- • instalment payments, 4.5.5
- Quebec Pension Plan
- • payments subject to withholding, 4.2.4
- school allowances, 9.1, App. 11
- tax abatement, 1.9, 4.5.5, 5.5

RDTOH. *See* Refundable dividend tax on hand

RESPs. *See* Registered education savings plans

RLSVCCs. *See* Registered labour-sponsored venture capital corporations

RPPs. *See* Registered pension plans

RRIFs. *See* Registered retirement income funds

RRSPs. *See* Registered retirement savings plans

Real estate disposition

- failure to disclose reassessment, 9.10.5

Reasonable expectation of privacy, 7.3

Reassessments

- additional, 9.8
- delay, effect of, 9.2
- disclosure of information
- • obtained in confidence, 1.8

Index

- legislative authority, 9.7
- normal reassessment period, 9.10
 - • defined, 9.10.1
- notice of, no prescribed form, 9.9
- notice of assessment. *See* **Notice of Assessment**
- outside normal reassessment period, 6.1
- partnerships, 9.6
- penalties. *See* **Penalties**
- registered pension plans, 9.10.2
- Revenue Canada practice re, 9.7
- subsequent, 9.8
 - • appeal of, 10.8
 - • objection to, 10.10
- tax shelters, 9.10.6
- time limits, 9.10
 - • appeal, disposition of, 9.11
 - • certificates of non-payment, filing of in collection actions, 8.4
 - • corporations, 9.10
 - • extended reassessment period, 9.10.2
 - • fraud, 9.10.3
 - • misrepresentation, 9.10.3
 - • normal reassessment period, 9.10.1, 9.11
 - • waiver by taxpayer, 9.10.4
 - treaty limitations, 9.10.7
- Records.** *See* **Books and records**
- Refundable dividend tax on hand,** 9.1, 9.12
- Refundable investment tax credits.** *See* **Investment tax credits**
- Refunds,** 6.1
 - administrative discretion, 6.1.1
 - amount determined, 9.1
 - capital gains
 - • corporations, 4.5.3, 9.1
 - • individuals, 4.5.6
 - • mutual fund corporations, 5.5, 6.2, 9.1
 - • mutual fund trusts, 5.5, 6.2, 9.1
 - excess
 - • interest on, 5.4
 - • recovery of, 4.9
 - large corporations, 10.6
 - non-resident-owned investment corporations, 6.2, 9.1
 - non-residents, 6.3
 - normal reassessment period, 6.1
 - overpayments, 5.4
 - private corporations, 6.2
 - reassessment, 6.1
 - set-off, 4.20
 - small amounts, 6.1.2
 - special taxes, 6.2, App. 6
 - statute-barred, 6.1.1
 - transfers among accounts, 4.21
- Registered Canadian amateur athletic association.** *See* **Canadian amateur athletic associations**
- Registered charities.** *See* **Charities**
- Registered Disability Savings Plans**
- Registered education savings plans**
 - “accumulated income payments” (Part X.5), App. 3, App. 4
 - overpayments to (Part X.4), (Part X.5), App. 3, (Part X.1), (Part X.4), App. 4
 - payment of tax subject to withholding, 4.2.4, 4.2.6
 - payments to non-residents
 - • amounts withheld, 4.3
 - registration refused by Minister, 15.2
 - returns for special taxes
 - • non-residents, 3.4.5, (Part XIII), App. 3
 - trusts governed by, 3.4.7, 3.4.9

Index

Registered home ownership savings plans

- returns for special taxes
- • non-residents, 3.4.5, (Part XIII), App. 3

Registered investments (Part X.2).

See **Investments**

Registered journalism organizations

- failure to file return, 11.6.4
- false statements, 11.6.6
- improper receipt, 11.6.5
- penalties, 11.6
- revocation of, 15.3

Registered labour-sponsored venture capital corporations

- credit
- • penalty for misstatement of amounts, App. 11
- • recovery of amounts (Part XII.5), App. 4
- information returns (Part X.3), App. 3
- payment of tax (Part X.3), App. 4
- shares of. *See under* **Shares**

Registered pension plans

- deductions for contributions. *See* **Deductions**
- reassessment re claim for deduction, 9.10.2

Registered retirement income funds

- amounts received from, 4.10
- information returns, 3.4.14
- payments to non-residents
- • amounts withheld, 4.3
- registration, refusal of Minister to accept for, 15.2
- returns for special taxes
- • non-residents, 3.4.5, (Part XIII), App. 3
- withholding tax, 4.2.4

Registered retirement savings plans

- amounts received from, 4.10
- deductions for. *See* **Deductions**
- excess contributions (Part X.1), App. 4
- garnishment, 8.5.1
- information returns, 3.4.13
- interest. *See* **Interest**
- registration, refusal of Minister to accept for, 15.2
- returns for special taxes
- • non-residents, 3.4.5, (Part XIII), App. 3
- withholding tax, 4.2.4

Regulations. *See* **Income Tax Regulations**

Remuneration, 3.4.3

Res judicata. *See under* **Objections**

Resource flow-through shares. *See* **Shares**

Resource properties, App. 3

- deemed realization of, 4.5.6

Resource royalties. *See also* **Timber royalties**

- information returns. *See* **Information returns**
- paid by exempt taxpayer (Part XII), App. 3, App. 4

Retirement compensation

arrangements

- amounts received from, 4.10
- defined, 4.2.4
- information returns. *See* **Information returns**
- non-residents. *See* **Non-residents**
- payments relating to, 4.2.6
- penalties. *See* **Penalties**
- tax on (Part XI.3), App. 3, App. 4
- trust. *See* **Trusts**
- withholding tax

Index

- • obligation to withhold, 4.2.4
- • penalties for failure to withhold, 11.5, 11.5.1

Retiring allowance

- defined, 4.2.4
- payments to non-residents, 3.4.5, (Part XIII), App. 3, 4.3

Returns. *See* **Income tax returns**

Revenue Canada. *See also* **Canada**

Customs and Revenue Agency

- agency structure, 1.2
- estoppel, 1.7
- interpretations, 1.7
- objective, 1.1
- publications, 1.4
- statements, 1.7

Right of set-off. *See* **Set-off**

Rollovers

- instalment payments
- • corporations, 4.5.1
- security transactions, 3.4.25

Rowell-Sirois Royal Commission, 1.9

Rule 58. *See* **Tax Court Rules**

S.I.N. *See* **Social Insurance Number**

Salary, 4.2.4

Saskatchewan

- *Business Corporations Act.* *See* **Business Corporations Act**

Scientific research tax credit

- information returns. *See* **Information returns**
- interest. *See* **Interest**

Search warrant, 7.4

Secrecy, 1.8

Section 66.5 deduction

- information returns. *See* **Information returns**

Secured creditor, 8.5.2, 8.6

Security, surrender of, 6.1

Security for payment of tax, 4.13

- generally, 4.13.1
- security for departure tax, 4.13.2
- trusts, 4.13.2

Security interest, 8.5.2, 8.6

Security transactions, 3.4.25

Seized funds, 8.5.5

Seizure. *See* **Audit and investigation; Collection**

Self-incrimination, 7.3.1

Set-off

- collection by, 8.1, 8.2, 8.5.4
- against tax liabilities, 6.1

Settlement out of court, 1.7, 13.4, 13.5.6

- Tax Court of Canada appeals. *See* **Tax Court of Canada appeals**

Share-purchase tax credit

- information returns. *See* **Information returns**
- interest. *See* **Interest**

Shares

- dividends paid on. *See* **Dividends**
- flow-through (Part XII.6), App. 4, 5.5, 11.3.3
- foreign affiliates, 4.18, 11.1.12, 11.2.3
- information returns. *See* **Information returns**
- labour-sponsored venture capital corporations, 5.10
- resource flow-through, 3.4.23, 11.2.2
- s. 174 application, 14.2
- settlement out of court, 13.4
- short-term preferred, (Part VI.1), App. 4
- SIFT Partnership, (Part IX.1) App. 3
- tax credits, eligibility for

Index

- • Part XII.5, App. 6
- taxable preferred, (Part IV.1), (Part VI.1), App. 4
- transferred property, 4.16.2
- Signing bonus**, 4.2.4
- Social assistance**, 3.4.27
- Social Insurance Number**
 - improper communication of
 - • penalty, 12.3.8, 12.9.1
 - information returns, 3.2.5, 3.4.1, 11.1.6
 - missing from income tax return, 11.1.5
- Sojourning**
 - employee's obligation to withhold tax, 4.2.1, 11.5.2
- Sole proprietorships**, 3.1.4
- Solicitor-client privilege**. *See under Audit and investigation*
- Source deductions**, 4.2, 8.5.2, 8.6
- Source withholdings**
 - deemed held in trust, 8.6
 - failure to remit, 11.5.3
 - penalties, 11.5
 - remittance of, 4.2.1
 - statutory trust, 8.6
 - • expropriation proceeds, 8.6
 - • insurance, 8.6
 - • security interest, 8.6
- Special taxes imposed under Parts I.1 to XIV of the Income Tax Act**, App. 5
 - assessments, App. 9
 - information returns, App. 3
 - payment of, 4.21, App. 4
 - refunds, 6.2, App. 6
- Specified person [s. 227(5.1)]**, 4.2.1
- Split income**. *See Income splitting*
- Spouse**. *See Property, transfer of*
- Stare decisis**, 13.6
- Statistics Act**, 1.8
- Stock options**
 - employee
 - • relief for estate of deceased taxpayer, 4.13
 - "taxation year" of individual
 - • deductions, 3.1.1
- Stop-loss**
 - relief for estate of deceased taxpayer, 4.13
 - tax credits, 5.7, 9.10.2
- Superannuation benefit**, 4.2.4
 - defined with pension benefit, 4.2.4
- Supplementary unemployment benefit plan**, 4.2.4
- Supreme Court of Canada**, chapter 16
 - judges, list of, Appendix, pg 663
- Surtax**
 - branch (Part XIV), App. 4
 - • non-resident corporation
 - • • refunds, 6.3
 - • profits, 9.17, 11.7
 - information returns. *See Information returns*
 - tobacco manufacturers' (Part II), App. 4
- Switzerland**
 - agreement with Canada to put CRS in affect, 7.9.2
- Tax avoidance, aggressive transactions**
 - hallmarks of, 3.7
 - penalties, 3.7
 - reportable transactions, 3.7
- Tax-free savings account (TFSA)**, 3.4.5, 3.4.7, 3.4.32, (Part XI.01), App. 3

Tax, liability for. *See* **Liability for tax**

Tax, payment of. *See* **Payment of tax**

Tax Court of Canada

- access to, 13.1
- appeals from, 15.1
- appeals to. *See* **Tax Court of Canada appeals**
- as a superior court of record, 13.1
- history, 13.1
- judges, list of, Appendix, pg 639
- jurisdiction, 13.1
- • judicial review, 13.3.3
- offices, list of, Appendix, pg 640
- question of law, fact or mixed law and fact, 14.1.1, 14.1.2, 14.2
- references to, 14.1.1
- remedies granted by, 13.1
- Rule 58, 14.1.2
- s. 173(1) procedure, 14.1.1
- s. 174(1) procedure, 14.2

Tax Court of Canada Act, chapters 13, 14

- amendments to streamline court operations, 13.1

Tax Court of Canada appeals

- case management, 13.5.3
- company dissolved, 13.3.1
- costs, 13.5.6
- death of taxpayer prior to hearing, 13.3.1
- delay, 13.5.3
- disclosure, 13.5.2
- discovery, 13.5.1, 13.5.2
- disposition of, 13.6
- general procedure, 13.2.3, 13.3.5
- • disclosure, 13.5.2, 13.5.4
- • • expert evidence, 13.5.4
- • discovery, 13.5.2, 13.5.4
- • institution of appeal, 13.3.5

- • procedure on appeals, 13.5.5
- • • pre-trial, 13.5.2
- *in camera* proceedings, 13.5.7
- informal procedure, 13.2.2
- • commencing, 13.3.4
- • discovery, 13.5.1
- • election, 13.2.4
- • procedure on appeals, 13.5
- • • pre-trial, 13.5.1
- • Rule 4, 13.3.4
- • statutory timetable, 13.5.1
- institution of appeal, 13.3
- • generally, 13.3.1
- • undischarged bankruptcy, application to, 13.3.1
- joinder provisions, 13.3.4
- misconduct, 13.5.4
- no reasonable grounds, 13.3.6
- notice of
- • filing of, 13.3.2
- • form of notice, 13.3.5
- • where notice may be filed, 13.3.5
- representation, 13.2.5
- second assessment, 13.3.2
- service of application, 14.2
- settlement out of court, 13.4, 14.1.2
- • Rule 170.1, 13.4
- status hearings, 13.5.3
- time limits, 13.3.1, 13.3.2

Tax Court Rules

- General Procedure Rules, 13.3.5
- • Rules 147 to 152, 13.5.4
- • timetable, 13.5.3
- Informal Procedure Rules, 13.3.4
- • timetable, 13.5.3
- Rule 58, 14.1.2
- Schedule 16, 13.2.4
- Schedule 17, 13.2.4

Tax credits. *See also* **Deductions**

- foreign, 3.3, 5.5, 5.7
- pandemic and the CRA, 1.10
- recovery of, (Part XII.5), App. 6

Index

- scientific research, 13.3.3
- share purchases. *See* **Shares**
- spousal equivalent, 13.1
- stop-loss rule applied to emigrating taxpayer, 5.7
- untimely claim for, 6.1
- “**Tax debtor**,” 8.1.1, 8.5.1, 8.5.2, 8.6
- transfers, 4.16.2.3
- Tax evasion**
 - attempt to evade [s. 239(1)(d)], 12.3.4
 - civil penalties and, 12.3.9
 - conspiracy [s. 239(1)(e)], 12.3.5
 - destruction of records [s. 239(1)(b)], 12.3.2
 - false entries [s. 239(1)(c)], 12.3.3
 - false or deceptive statements, 12.3.1
 - fine, time to pay, 12.9.3
 - information, communication of [s. 239(2.2)], 12.3.7
 - *mens rea*, requirement of, 12.3.1, 12.3.4
 - offences [s. 239(1)(d)], 12.9.1
 - social insurance number [s. 239(2.3)], 12.3.8
 - tax shelter ID numbers, false [s. 239(2.1)], 12.3.6
 - willful evasion [s. 239(1)(d)], 12.3.4
- Tax Informant Program. See** **Offshore Tax Informant Program (OTIP)**
- Tax information exchange agreements (TIEAs)**, 7.9.2
- Tax refunds. See** **Refunds**
- Tax Review Board Act**, 13.1
- Tax shelters**, 3.5
 - Convention on Mutual Administrative Assistance in Tax Matters, 1.8, 7.9.2
 - identification numbers, 11.1.1, 11.1.11, 12.3.6, 12.9.1
 - reassessments, 9.10.6
 - reporting, 3.5
- Tax treaties**, 7.3.2, 7.9.2
 - collection of taxes outside Canada, 8.9
 - Common Reporting Standard (CRS), 7.9.2
 - exchanges of information, 7.9.2
 - limitations, 9.10.7
- Taxable preferred shares. See** **Shares**
- Taxation Act, 2007**, 1.9
- Taxation year**, 3.1
 - corporations, 3.1.3, 3.1.7
 - individuals, 3.1.1
 - partnerships, 3.1.3, 3.1.5
 - sole proprietorships, 3.1.4
 - trusts, 3.1.6
- Taxpayer Bill of Rights**, 1.5.1
- Taxpayer identification**, 3.4.29
- Taxpayer rights**, 1.5
- Taxpayers’ ombudsman**, 1.5.2
- Technical notes**, 1.4
- Terminal losses. See under** **Losses**
- Termination**
 - payments to non-residents, 4.3
- Third parties**
 - disclosure of information, 1.8
 - false statements or omissions by, 11.3
- Timber resource properties**
 - tax on designated income of certain trusts (Part XII.2), App. 3
- Timber royalties**, 3.2.7, App. 3
- Tobacco manufacturers’ surtax. See** **Surtax**
- Transfer pricing**

Index

- Advance Pricing Arrangement (APA), 1.6
- Transfer Pricing Review Committee**, 7.13
- Trial de novo**, 13.1
- Trustees**, 4.2.1
- Trusts**. *See also* **Mutual fund trusts**
 - assessments. *See* **Assessments**
 - beneficiary of
 - “majority-interest beneficiary”, 3.1.6
 - “specified beneficiary”, 3.6.1
 - books and records, 2.1
 - cemetery care, 3.4.7
 - clearance certificate, 4.15.3
 - designated income (Part XII.2), App. 4
 - exempt, 3.6.1
 - filing requirements, 3.2.3, 3.4.7
 - fiscal period. *See* **Fiscal period**
 - foreign, 3.6.1, 3.6.2, 3.6.3, 3.6.4, 3.6.5, 11.1.12, 11.2.2
 - “specified foreign trust”, 3.6.1
 - graduated rate estate, 3.1.6
 - income tax returns. *See* **Income tax returns**
 - information returns. *See* **Information returns**
 - instalment payments. *See* **Instalment payments**
 - *inter vivos*, 3.1.6, 4.5.6
 - “loss restriction event”, 3.1.6, 3.1.7
 - mining reclamation (Part XII.4), App. 4
 - non-resident, joint and several liability, 4.17
 - resource properties, (Part XII.2), App. 3
 - retirement compensation arrangement (RCA), (Part XI.3), App. 3, 4.10
 - security for payment of tax
 - • departure tax, 4.13.2
 - testamentary, 3.1.6, 4.5.6
 - “fairness package” assessments, 9.13
 - objection to assessment
 - • limits, 10.2, 10.3
 - reduction of tax requested by, 6.1
 - withholding tax. *See* **Withholding tax**
- Tuition and enrolment certificates**, 3.4.33
 - electronic information returns, 3.4.33
- Underground economy**, 3.4.32
- Unemployment insurance**. *See also* **Employment insurance**
 - disclosure of information, 1.8
 - supplementary benefit plan
 - • non-residents, 3.4.5, (Part XIII), App. 3, 4.3
- Unemployment Insurance Act**. *See* **Employment Insurance Act**
- United Kingdom**
 - administration of taxes
 - • role of Minister, 1.1
 - evasion
 - • sentencing, 12.9.3
 - withholding taxes
 - • recipient resident of United States, 4.2.3
- United States**
 - income originating in, 12.9.3
 - tax treaty with Canada
 - • audits and investigations
 - • • demand for information, 7.3, 7.3.2
 - • generally, 1.8
 - • mutual collection provisions, 8.9
 - • withholding from payments to non-residents, 4.3

Index

- Utilities**, 3.4.12
- “Valuation activity,”** 11.3.1
- Veterans Appeal Board Act**,
 - tax court appeals under, 13.1
- Video production services tax credit**, 4.5.3, 6.1
- Video production tax credit**. *See* **Film or video tax credit**
- Video tapes**, 3.4.22
- Voluntary disclosures**, 12.6
- Wages**, 4.2.4, 4.4.2.1(b)
- War Veterans Allowance Act**
 - disclosure of information, 1.8
 - tax court appeals under, 13.1, 13.2.2
 - judicial review, 15.1.2
- Winding up**
 - corporations
 - determination of losses, request for, 9.14
 - instalment payments, 4.5.1
 - “taxation year” of, 3.1.7
 - death of taxpayer
 - relief from “double taxation,” 4.14
 - director’s liability
 - involuntary dissolution, 4.4.2.1(d)
 - filing requirements
 - income tax returns, 11.1.2
 - information returns, 3.4.1
 - “legal representative,” role of, 4.15.1
 - subsidiary, 4.2.1
- Withholding tax**
 - agreements not to withhold, 4.2.3
 - amounts to be withheld, 4.2.6
 - annuity payments, 4.2.1
 - assignee, 4.2.1
 - commissions, 4.2.1, 4.2.4
 - contractors, 4.2.1
 - directors’ liability. *See* **Directors’ liability**
 - election to increase amount, 4.2.1
 - employee’s obligation, 4.2.2
 - employer, 4.2.1
 - failure to remit, 11.5.3
 - failure to withhold, 4.2.1, 4.3
 - fishermen’s election, 4.2.4
 - garnishment priority, 8.5.2
 - liquidator, 4.2.1
 - non-residents, 4.2.1, 4.3
 - payer’s obligation, 4.2.1
 - payments subject to, 4.2.4
 - penalties
 - failure to withhold, 11.5
 - receiver, 4.2.1
 - rights between payer and payee, 4.2.3
 - secured creditors, 4.2.1
 - statutory trust, 4.2.1, 8.6
 - TD1, 4.2.1
 - trustees, 4.2.1
 - unclaimed amounts, 4.2.5
 - unremitted
 - directors’ liability. *See* **Directors’ liability**
- Winter Olympics**, 4.2.4
- Worker’s compensation**, 3.4.26