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<p>LIMITED PARTNERSHIPS Lyle R. Hepburn Release No. 5, June 2025</p>
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This text is a thorough guide to the law of limited partnerships in Canada. It contains relevant legislation and jurisprudence from each province and the territories. It also provides valuable forms and precedents as well as tax valuations. This publication offers an index for selected legal literature on limited partnerships, which includes citations to secondary legal literature from both the United States and the Canadian legal community. The materials indexed are useful both for theoretical studies and as an aid to the practice of law.

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What's New in this Update:

This release features the addition of the CRA's Self-employed Business, Professional, Commission, Farming, and Fishing Income: 2023 in Chapter 15—Canada. This release also features updates to the case law annotations under the *Partnership Act* in Chapter 17—Alberta.

Highlights:

- **Alberta—*Partnership Act*—Caselaw Annotation**—Justice Leonard noted that Mr. Stewart's explanation that the government of Alberta preserves trade names for a period of 7 years did not seem plausible. Justice Leonard reviewed the provisions of the *Partnership Act*, RSA 2000, c P-3 and its Regulation. It did not appear that trade names expire in Alberta. Pursuant to s. 110 of the *Partnership Act*, a person engaged in business on his or her own, using a business name other than his or her personal name, must file a declaration containing the business name. However, pursuant to s. 111, if a person ceases to carry on business under the name, the person may file a declaration to that effect. There are no provisions that automatically remove a trade name from the registry. The fact that On The Hook Towing continued to be an active trade name did not convince Justice Leonard that Mr. Stewart was still operating a towing company or earning an income from towing activities. Justice Leonard accepted that Mr. Leonard stopped operating the business in 2014 damaged the tow truck in 2019: *Stewart v. Stewart*, 2025 ABKB 5, 2025 CarswellAlta 10 (Alta. K.B.).
- **Canada—Self-employed Business, Professional, Commission, Farming, and Fishing Income, 2023**—This guide contains tax information for self-employment business income. It will assist with the calculation of self-employment income.