

Index

[All references are to chapter and section.]

- AMT.** *See* **Alternative minimum tax**
- Abandoned projects, 3.2.5**
- Acquisition costs.** *See* **Costs**
- Acquisition of real estate**
- airplane runway, 2.3.4
 - allocation of costs, 2.2.1(c)
 - ancillary equipment, 2.3.4
 - buildings, 2.3.1, 2.3.4
 - business real estate, 8.2.1
 - capital cost allowance classes (*See* **Capital cost allowance**)
 - changes in use, 2.2.5
 - classification of, 2.3
 - costs (*See* **Costs**)
 - depreciable property (*See* **Depreciable property**)
 - ditches, 2.3.4
 - drains, 2.3.4
 - eligible non-residential building (Class 31.1), 2.3.4(a)(ii)
 - emergency standby generator, 2.3.4
 - equipment, 2.3.6
 - fences, 2.3.3
 - financing costs (*See* **Financing**)
 - furniture, 2.3.6
 - GST rebate, 13.3.11(b)
 - goodwill, 2.3.5
 - ground lease, 5.3.4(b)
 - immigration, 7.3.1
 - indirect interests (*See* **Indirect interests**)
 - land, 2.3.1
 - lease/ option arrangements (*See* **Lease/option arrangements**)
 - leasehold interests (Class 13), 2.3.5
 - MURBs (*See* **MURBs**)
 - non-arm's length transfers (*See* **Non-arm's length transactions**)
 - option, 2.2.1(b)
 - parking area, 2.3.4
 - paving, 2.3.4
 - pools, 2.3.3
 - road, 2.3.4
 - sewers, 2.3.4
 - sidewalk, 2.3.4
 - stepdown transformers, 2.3.4
 - storage area, 2.3.4
 - timing, 2.1, 2.2.1(a)
 - used property, 4.3.6
- Active business**
- income (*See* **Income**)
 - losses (*See* **Losses**)
- Adjusted cost base**
- deceased taxpayer, 10.3.2(a)
 - life interest, 5.1.2(a)(vii)
 - negative, 5.3.3(b)
 - step-up (*See* **Step-up**)
- Adventure or concern in the nature of trade, 1.2**
- GST, 13.3.1(b)(iv)
 - land inventory, 5.6.3
 - property classified as inventory, 1.2.2
 - speculative transactions, 1.2.2

TAXATION OF REAL ESTATE IN CANADA

Agreements of purchase and sale, land transfer tax, 14.2.2(c), 14.2.9

Air conditioning, installation of, 6.1

Air rights, 5.4.6(a)

Airplane runway, 2.3.4

All-cash sale, 5.3.1(a)

All or substantially all, defined, 3.1.6(b)

Allocation of land/building

- costs (*See Costs*)
- proceeds (*See Proceeds of disposition*)

Allowable business losses, 4.3.1(h)

Alteration

- costs (*See Costs*)
- disability modifications, 4.3.8
- repairs and maintenance, 4.3.6
- to suit tenants, 3.3.10, 4.3.5(b), 4.3.6

Alternative minimum tax, 4.3.1(h)

- carrying costs, 4.3.4(b)(vii)

Amalgamations

- GST, 13.3.13(a)
- land transfer tax, 14.2.14
- statutory, 9.3.5
- step-up, 2.2.5, 2.2.6
- vertical, 9.3.6

Ancillary equipment, 2.3.6

Appraisals, subsection 18(3.1), 3.3.1

Assessments, 11.4.7

Assets, classes of. *See Capital cost allowance*

At-risk adjustment, 11.4.5

Available for use rules, 3.3.8, 4.3.4(a)(iii)

- non-arm's length transfers, 9.4

Avoiding double taxation. *See Estate planning*

Balcony, 6.1

Base level deductions. *See Deductions*

Basement, finishing of, 6.1

Beneficial ownership

- creditor acquires, 5.2.3
- land transfer tax, 14.2.5
- lessee retains, 5.2.2
- principal residence, 6.2.3(c)
- securities, 14.2.10
- transfer of, 5.2.1(a)(i)

Bequests. *See Gifts, bequests, inheritance*

Blank deed, 14.2.28

Boathouse, 6.1

Bonds, 4.3.2(b)(ii)

Bonuses, 4.3.2(c)

Borrowed money

- acquire land, 4.3.2(b)(iii)(B)
- business, 4.3.2(b)(iv)(C)
- capital property, 4.3.2(b)(iv)(B)
- compensation for use of, 4.3.2(a), 4.3.2(a.1)
- development of real estate, 3.3.1
- speculative intent, 1.3.1(g)

Branch tax, 7.1.1(a)(ii)

- Part XIV, 7.1.1(e)(i)
- tax treaties, 7.1.1(e)(ii)

British Columbia

- non-resident taxation, 7.1.3(b)
 - City of Vancouver Empty Homes Tax, 7.1.3(b)(iii)
 - Foreign Buyers' Land Transfer Tax, 7.1.3(b)(i)
 - Speculation and Vacancy Tax, 7.1.3(b)(ii)

Buildings, 2.3.1

- allocation of costs between land and, 2.2.1(c)
- capital cost allowance (*See Capital cost allowance*)
- classes (*See Capital cost allowance*)
- completed, 3.1.6(b)
- component parts, 2.3.4
- costs (*See Costs*)
- demolished
 - after acquisition, 2.2.1(c), 2.3.1
 - proceeds of disposition, 5.1.2(b)

INDEX

- to build a new one, 3.2.4
- used for a long time, 3.2.4
- disability modifications, 4.3.8
- disposition of for less than cost amount, 5.1.2(b)
- financing costs (*See* **Financing**)
- more than one in same class, 9.3.9
- rented prior to demolition, 2.3.1
- terminal losses (*See* **Terminal losses**)

Business

- adventure or concern in the nature of trade, 1.2.2
- borrowed money (*See* **Borrowed money**)
- gains, 1.3, 7.1.2(b)
- income (*See* **Business income**)
- losses, 4.3.1(h)
- non-resident, 7.1.2(b)
- real estate, 8.2.1
- rental income, 1.2.1
- revenue recognition, 1.2
- soft costs, 1.2
- specified investment, 8.1.2(b)(ii)(B)
 - converted from active business, 9.2.9
 - converted to active business, 9.2.8
- specified investment business, 1.2.1(b)
- subleasing, 4.4.5

Business carried on by a taxpayer. *See* **Business**

Business income, 4.2.1, 8.1.1(a)

- active, 9.2.12
 - converted from specified investment business, 9.2.8
 - converted to specified investment business, 9.2.9
 - non-resident corporations, 7.1.1(d)(i)
- direct ownership, 7.1.1(a)(v)
- GAAP, conformity with, 4.3.1(e)
- indirect ownership, 7.1.1(a)(v)

- non-residents, 7.1.1
 - corporations, 7.1.1(e)(i)
 - individuals, 7.1.1(e)(iii)
 - trusts, 7.1.1(e)(ii)
- taxpayer's occupation, 1.3.1(f)

Butterfly reorganizations. *See* **Re-organization**

CCA. *See* **Capital cost allowance**

CCPC. *See* **Canadian-controlled private corporation**

Canadian partnerships. *See* **Partnerships**

Canadian-controlled private corporation, 8.1.2(b)(ii), 8.1.2(b)(ii)(B)

- capital gains, 7.1.2(f)(ii)
- rental income, 7.1.1(d)(i)
- small business deduction, 1.3

Capital cost allowance, 2.2.1

- acquisitions, 2.3, 3.3.8
- allocation for acquired classes, 2.3
- available for use rules, 3.3.8, 4.3.4(a)(iii)
- building classes, 2.3.4(a)
- Class 1, 2.3, 2.3.4(a)(i)
 - reorganizations, 9.4
- Class 3, 2.3, 2.3.4(a)(ii)
- Class 6, 2.3, 2.3.3, 2.3.4(a)(iii)
- Class 8, 2.3, 2.3.3, 2.3.6
- Class 13, 2.3, 2.3.5, 2.3.6, 4.4.3
- Class 17, 2.3, 2.3.4
- Class 43, 2.3.6
- deceased taxpayer, 2.2.3
- declining balance, 4.3.4(a)(i)(A)
- deductions, 2.3
- development of real estate, 3.3.8
- half-year rule, reorganizations, 9.4
- hotels, 4.3.4(b)(iv)
- income tax folio, S3-F4-C1, FV-40.1 to FV-40.44
- inventory, 4.3.4(a)(ii)
- land, 2.3.1
- leasehold interests, 4.3.4(a)(i)(B), 4.4.3

TAXATION OF REAL ESTATE IN CANADA

- leasing property, 4.3.4(b)(i), 4.3.4(b)(v)
 - non-residents, 7.1.1(b)(iii)
 - nursing homes, 4.3.4(b)(iv)
 - principal business corporation, 4.3.4(b)(iii)
 - recapture
 - amount, 5.1.2(a)(iii)
 - deceased taxpayer, 10.3.1
 - involuntary disposition, 5.3.2(b)
 - lease cancellation, payments received, 4.4.4(a)
 - options, 5.2.7
 - recognition of, 5.1.1
 - replacement property rollovers, 5.3.2(a)
 - reserves, 5.3.1(a)
 - rules, 5.5
 - timing of recognition, 5.2.1(a)(i)
 - voluntary disposition, 5.3.2(c)
 - rental property, 4.3.4(b)(i), 4.3.4(b)(ii), 4.3.4(b)(iv), 9.3.10
 - classes, 2.3.4(b)
 - depreciable property, 2.4.1, 4.3.4(b)(vi)
 - exemptions, 4.3.4(b)(iii)
 - interest earned from investment of funds, 4.3.4(b)(vi)
 - restrictions, 4.3.4(b)(vi), 9.2.7, 11.3.6
 - separate class provisions, 2.4.1
 - strategies to maximize, 4.3.4(b)(vii)
 - subsection 18(3.1), 3.1.6(b)
 - syndication, 11.2.1(e)
 - transfer, year of, 9.3.9
 - unclaimed, 1.4.4
- Capital dividend account, 7.1.2(g)(i)**
- Capital gains**
- amount, 5.1.2(a)(i)
 - business gains, distinguished from, 1.3
 - deceased taxpayer (*See Deceased taxpayers*)
 - deferral of
 - involuntary dispositions, 5.3.2(b)
 - partnerships, 5.3.3(b)
 - recognition, 5.3.1(a)
 - rollovers (*See Rollovers*)
 - voluntary dispositions, 5.3.2(c)
 - deductibility of, 1.4, 1.4.4
 - deposits forfeited, 5.2.6
 - direct ownership, 7.1.2(f)(ii)
 - exemption, 5.7
 - business real estate, 8.2.1
 - expropriations, 5.4.1(b)
 - indirect ownership, 7.1.2(f)(ii)
 - land owned prior to construction of principal residence, 6.2.9
 - lease cancellation, payments received, 4.4.4(a)
 - non-residents (*See Non-residents*)
 - options, 1.3.2(c), 5.2.7
 - principal residence exemption (*See Principal residence*)
 - private Canadian corporation, 1.3
 - reasonable expectation of profit, 1.4.2(d)
 - recognition of, 5.1.1
 - deferred, 5.3.1(a)
 - timing, 5.2.1(a)(i)
 - replacement property rollovers, 5.3.2(a)
 - reserve claims, limitation on, 5.3.1(b)
 - spousal rollovers, 2.2.3
 - taxable, 1.2
 - deceased's residence, 6.2.11(b)
 - sole ownership, 8.1.1(a)
 - taxpayer's intention, 1.3.1(a)
 - change of, 1.3.1(e)
 - extent to which carried out, 1.3.1(d)
 - feasibility of, 1.3.1(b)
 - taxpayer's occupation, 1.3.1(f)
 - trading gains, distinguished from, 1.3
- Capital improvements, 4.2.3(b)**
- Capital losses**
- allowable, 1.2
 - allowable, sole ownership, 8.1.1(a)
 - amount, 5.1.2(a)(ii)

INDEX

- building demolished, 2.2.1(c)
 - carried back
 - deceased's residence, 6.2.11(b)
 - change of control of corporations, 5.6.4
 - creation of, 10.3.2(c)
 - deceased taxpayer (*See Deceased taxpayers*)
 - deductibility of, 1.4, 1.4.4
 - foreign exchange, 4.3.2(d)
 - forfeited deposits, 5.2.6
 - offset of, 1.3
 - personal-use property, 6.1
- Capital property**
- acquisitions (*See Acquisition of real estate*)
 - borrowed money (*See Borrowed money*)
 - capital gains (*See Capital gains*)
 - capital losses (*See Capital losses*)
 - change in use, 2.2.5, 5.2.4
 - clearance requirements, 7.1.2(d)
 - converted to inventory, 1.3.3
 - condominiums, 1.3.3(a)(ii)
 - damaged, 5.4.2(a)
 - deceased taxpayers (*See Deceased taxpayers*)
 - decrease in value, 1.3.5
 - deposits forfeited, 5.2.6
 - destroyed, 5.4.2(a)
 - deferral of capital gains, 5.3.2(b)
 - disposition of, 5.1.1 (*See also Disposition of real estate*)
 - easements, 5.4.6(a)
 - expenses, deduction of, 3.1.1
 - expropriations, 5.4.1(a)(i)
 - amount of proceeds recognized, 5.4.1(b)
 - foreclosure, 5.2.3
 - GST, 13.3.10(b)(iii)
 - inventory converted to, 1.3.4
 - landscaping costs, 3.3.6
 - length of time held, 1.3.1(h)
 - non-arm's length transfers, 5.1.2(a)(vii)
 - partial changes in use, 5.2.4
 - partition of, 5.2.8(a)
 - partnership, transfer to, 5.3.3(b)
 - proceeds of disposition
 - allocation between land and building, 5.1.2(b)
 - recognition of sale for tax purposes, 5.2.1(a)(i)
 - deposits, 5.2.1(a)(ii)
 - separate from trading property, 2.3.4(b)(iii)
 - terminal loss restrictions, 5.6.2
 - utilities service connection, 3.3.7
 - withholding requirements, 7.1.2(d)
- Capital tax, 7.1.1(e)(ii)**
- Carpeting, 2.3.6**
- Carrying on of a business. See Business**
- Change in use, 2.2.5**
- capital property, 5.2.4
 - GST, 13.3.14
 - principal residence, 6.2.11
- Chattels, 2.3.6**
- GST exemption, 13.3.1(c)
 - transfer of
 - provincial sales tax payable, 14.2.2(b)
- Children, growth accrues to, 9.3.8(a)**
- Clearance certificate, 7.1.2(d)**
- Closing date, 5.2.1(a)(i)**
- Commercial activity, reasonable expectation of profit, 1.3.6(b)(ii)**
- Commitment fees, 3.3.1**
- Common-law partnerships. See under Principal residence**
- Compound bond, 4.3.2(b)(ii)**
- Companies. See Corporations**
- Condominiums**
- converting to, 1.3.3(a)(ii)
 - ordinarily inhabited, 6.2.3(d)
 - ownership, 6.2.3(c)
 - parking space, GST, 13.3.1(b)(i)(C)

TAXATION OF REAL ESTATE IN CANADA

- recognition of sale, 5.2.1(a)(i)
 - syndication, 11.2.3
- Construction, commencement of, 3.1.6(b)**
- Construction costs. See Costs**
- Continuity of ownership, 2.4.1**
- Control acquired, terminal losses, 5.6.4**
- Control, change in, 5.6.4**
- Controlling participant, intentions in purchase, 1.3.1(i)**
- Conveyance, defined, 14.2.2(a)**
- Co-operative housing corporation, 6.2.3(a)**
- Co-ownership. See Ownership**
- Corporations**
- adjusted cost base, 10.3.2(a)
 - advantages to using, 8.1.2(b)(iii)
 - business real estate, 8.2.1
 - affiliated, 14.2.10
 - amalgamations, 9.3.5
 - GST, 13.3.13(a)
 - Canadian, use of by non-resident to earn Canadian rental income, 7.1.1(d)(i)
 - Canadian-controlled private (*See Canadian-controlled private corporation*)
 - capital, contribution of, 14.2.29
 - controlled, land transfer tax, 14.2.10
 - conveyance of land to, 14.2.2(c)
 - debt, 7.2.2(a)(i)(A)
 - direct interest sold into, 10.2.2(b)
 - disadvantages to using, 8.1.2(b)(iii)
 - business real estate, 8.2.1
 - frozen, 9.3.8
 - income, 8.1.2(b)(i)
 - income-earning activities, 1.2.1(b)
 - “Ontario shuffle” transactions, 1.2.1(b)
 - indirect interest sold into, 10.2.2(b)
 - indirect ownership, 3.3.3(b)
 - land owned by, 3.3.3(b)
 - non-resident (*See Non-residents*)
 - non-share consideration, 5.3.3(a)
 - ownership of real estate, 8.2.2(a)
 - paragraph 18(3.2)(b), some shareholders subject to, 3.3.3(b)
 - principal business, 9.2.11
 - reorganization, 9.3.2
 - property transferred to, 9.3.2
 - real estate owned by, transfer of shares, 13.3.3(a)
 - related, sale after rollover, 1.3.2(h)
 - rental activities, 1.2.1(b)
 - rental property, 4.3.4(b)(vii)
 - reorganization (*See Reorganization*)
 - rollovers (*See Rollovers*)
 - sale of real estate to, 10.2.2(b)
 - sale of shares, gains or losses, 1.3.2(e)
 - shareholder’s residence financed by, 6.3.2
 - shareholder’s residence owned by, 6.3.1
 - shares, taxpayer owns all, 10.2.2(a)
 - “single-purpose,” 6.3.1
 - small business deduction (*See Small business deduction*)
 - step-up, 10.3.2(b)(i)
 - subscribed shares, 4.3.2(b)(iii)(B)
 - subsection 18(3), some shareholders subject to, 4.3.2(b)(iii)(B)
 - subsection 85(1) election, 10.2.2(b)
 - subsidiary, land transfer tax, 14.2.10
 - tax losses, 1.3.2(h)
 - terminal losses (*See Terminal losses*)
 - trustee, 8.1.2(b)(iv)
 - GST, 13.3.9(e)
 - wholly owned, 9.2.14
 - wind-up, GST, 13.3.13(b)
- Costs**
- abandoned projects, 3.2.5
 - acquisition, 2.2.1(b)
 - goodwill, 2.3.5
 - acquisition of used property, 4.3.6
 - allocation

INDEX

- land/building costs, 2.2.1(c)
 - syndications, 11.3.5
 - alteration, 3.1.6(b), 3.3.3(a), 4.3.1(f)
 - amortized over a number of years, 4.3.1(e)
 - anticipation of sale, 4.3.6
 - borrowing, 4.3.2(a), 4.3.2(a.1)
 - buildings
 - alteration, 3.3.3(a)
 - interest, 3.3.3(a)
 - renovation, 3.3.3(a)
 - capital, 4.3.1(b)
 - carrying costs, undeveloped land, 3.2.3
 - construction, 3.1.6(b), 4.3.1(f)
 - deductible
 - avoid capitalization, 3.1.4
 - determination of in acquisition, 3.1.2(a)
 - development of real estate (*See* **Development of real estate**)
 - eligible capital (*See* **Eligible capital expenditures**)
 - enduring benefit, 4.3.6
 - fair market value cost, 2.2.3
 - financing (*See* **Financing**)
 - fix-up, 6.1
 - income, earning, 4.3.1(a), 4.3.4(b)(i)
 - integral part or separate asset, 4.3.6
 - interest (*See* **Interest expense**)
 - landscaping, 3.1.6(b), 3.3.6
 - capital in nature, 6.1
 - deduction for, 3.3.6
 - subsection 18(3.1), 3.1.6(b)
 - lender's service charges, 3.3.1
 - living, 4.3.1(c)
 - maintenance or betterment, 4.3.6
 - non-deductible, 3.1.6(b)
 - ownership, prior to, 4.3.1(g)
 - ownership, related to, 3.1.6(b)
 - owning and operating (*See* **Owning and operating costs**)
 - personal, 4.3.1(c)
 - pre-development (*See* **Pre-development expenses**)
 - prepaid, 4.3.1(d)
 - proceeds of disposition (*See* **Proceeds of disposition**)
 - relative value, 4.3.6
 - renovation, 3.1.6(b), 4.3.1(f)
 - repairs and maintenance, 4.3.6
 - service charges, 3.3.1
 - soft (*See* **Soft costs**)
 - syndication, 11.2.1(d)
 - year end, prior to, 3.1.4
 - **Co-tenancy**, 8.1.1(b)
 - GST, 13.3.9(d)
 - joint ventures, 8.2.2(a)
 - partitioning undivided interests, 5.2.8(a)
 - reorganization (*See* **Reorganization**)
 - syndication, 11.2.2
- Cottage, 6.1,6.2.2**
- ordinarily inhabited, 6.2.3(d)
- Creditor, sale after seizure, 1.3.4(i)**
- Crown agencies, 14.2.34**
- Debt**
- anti-avoidance provision, 11.4.4
 - assumption as boot on rollovers, 5.3.3(a), 5.3.3(b)
 - bonus paid on early retirement of, 4.3.2(a), 4.3.2(a.1)
 - convertible, 8.2.2(b)(ii)
 - early retirement, 4.3.2(a), 4.3.2(a.1), 4.3.2(d)
 - participating, 8.2.2(b)(i)
 - principal, amounts paid on account of, 4.3.2(a), 4.3.2(a.1)
 - reserves (*See* **Reserves**)
- Debtor, foreclosure, 5.2.3**
- Deceased taxpayers**
- capital gains, 10.3.1
 - capital losses, 10.3.2
 - subsection 164(6), 10.3.2(a), 10.3.3
 - capital property, 5.4.3(a)
 - deemed disposition, 10.2.1
 - deemed disposition

TAXATION OF REAL ESTATE IN CANADA

- non-residents, 7.1.2(a)(iii)
- direct interest in real estate, 10.3.1
- GST, 13.3.3(f)
- land inventory, 2.2.3
- proceeds of disposition, 2.2.3
- profits, 10.3.1
- step-up, 10.3.1, 10.3.2
- transfers on death, 14.2.32

Deck, 6.1

Deductions

- alterations to suit tenants, 3.3.10, 4.3.5(b), 4.3.6
- base level, 4.3.2(b)(iii)(C), 8.1.2(b)(iii)
- borrowed money
 - expenses incurred, 4.3.2(a), 4.3.2(a.1)
- borrowing money, expenses related to, 3.2.1
- capital cost allowance (*See Capital cost allowance*)
- capital losses (*See Capital losses*)
- capital property, 3.1.1
- carried back, 6.2.11(b)
- depreciable property, 2.2.1
- depreciation (*See Capital cost allowance*)
- development costs (*See Development of real estate*)
- disability modifications, 4.3.8
- disallowed, 3.1.6(b)
- expenses incurred to earn income, 4.3.1(a)
- feasibility study expense, 3.2.1
- financing costs, 3.4.1, 4.3.2(a)
 - real estate inventory, parcel by parcel, 4.3.2(a), 4.3.2(a.1)
- GAAP principles, 4.3.1(e)
- ground rent, 3.3.4, 4.3.3
- house rented to disabled relative, 1.4.2(a)
- income paid to a lender as a condition of the loan, 4.3.2
- initial lease-up, 3.4.2
- interest, 1.4.3, 3.1.6(b)
 - alternative minimum tax, 4.3.1(h)
 - avoiding subsection 18(3.1), 3.3.3(b)
 - direct ownership, 3.3.3(a)
 - Income Tax Folio S3-F6-C1, 1.4.3
 - indirect ownership, 3.3.3(b)
 - weak currency, 7.2.2(a)(i)(D)
- landscaping costs, 3.3.6
- lease cancellation payments
 - landlord, 4.3.7
 - tenant, 4.4.4(b)
- leasing costs, 4.3.5
- paragraph 20(1)(dd), 3.2.1
- personal or living expenses, 4.3.1(c)
- personal residence expenses, 6.4
- personal-use property, 6.1
- post-development expenses, 3.4
- prepaid expenses, 4.3.1(d)
- property taxes, 3.1.6(b), 3.3.2
- raising capital, expenses related to, 3.2.1
- rent payable, 4.4.2
- repairs, 4.3.6
- representation costs, 3.2.2
- representation expenses, 3.2.1
- reserves (*See Reserves*)
- road-widening expenses, 3.3.9
- site investigation expenses, 3.2.1
- small business (*See Small business deduction*)
- soft costs (*See Development of real estate*)
- subleasing costs, 4.4.5
- syndication expenses, 11.3.1
- tenant inducements, 4.3.5(c), 4.4.1
- tenants, non-capital expenses incurred to obtain, 3.2.1
- terminal losses (*See Terminal losses*)
- utilities service connection, 3.3.7

Deemed disposition

- deceased taxpayers, 5.4.3

INDEX

- non-residents, 7.1.2(a)(iii)
 - trusts, 7.1.2(a)(iv)
- Deep discount bond, 4.3.2(b)(ii)**
- Deferrals. See Capital gains**
- Demolition costs, 2.3.1**
- Demolition of building. See Buildings**
- Deposits, 5.2.1(a)(i)**
- Depreciable property**
- acquisition, timing of, 2.2.1(a)
 - anti-avoidance provision, 2.4.1
 - bequest, 2.2.3
 - building demolished, 2.2.1(c)
 - CCA class retention, 2.4.1(a)
 - capital cost allowance (*See Capital cost allowance*)
 - converted to inventory, 1.3.3(a)(iii)
 - decrease in value, whether deductible, 1.4.1
 - half-year rule, 2.4.1(b)
 - inheritance, 2.2.3
 - interest expense, 4.3.2(b)(i)
 - land-clearing costs, 3.2.4
 - non-arm's length transactions (*See Non-arm's length transactions*)
 - rental property, 4.3.4(b)(vi)
 - reorganizations, 9.4
 - replacement property, 5.3.2(a)
 - step-up limitation, 2.4.1(c)
 - subsection 13(21.2), 5.6.1(c)
 - subsection 85(5.1), 5.6.1(b)
 - tenant inducements, 4.4.1
 - terminal loss (*See Terminal losses*)
- Depreciation. See Capital cost allowance**
- Determinations, 11.4.7**
- Development of real estate**
- abandoned projects, 3.2.5
 - alterations to suit tenants, 3.3.10
 - beneficial interest acquired, 3.1.4
 - capital, 3.1.1
 - carrying costs, 3.2.3
 - commissions, 3.4.2(b)
 - costs, 3.1.5
 - reasonableness, 3.1.5
- demolition of building (*See Buildings*)
- direct costs, 3.3.5
 - expenses, 3.3
 - borrowing money, 3.3.1
 - commitment fees, 3.3.1
 - interest (*See Interest expense*)
 - pre-development (*See Pre-development expenses*)
 - road widening, 3.3.9
 - service charges, 3.3.1
 - standby commitment fees, 3.3.1
 - to be used before year end, 3.1.4
 - financing (*See Financing*)
 - GAAP, conformity with, 3.1.3
 - GST, 13.3.4(a)
 - construction contracts, 13.3.4(b)
 - ground rent, 3.3.4
 - indirect costs, 3.3.5
 - interest costs (*See Interest expense*)
 - inventory, property held as (*See Inventory*)
 - land-clearing costs, 3.2.4
 - landscaping costs, 3.3.6
 - leasing costs, initial, 3.4.2
 - levies, 3.3.9
 - marketing, 3.4.2(a)
 - municipalities, payments to, 3.3.9
 - pre-development costs (*See Pre-development expenses*)
 - property taxes, 3.1.6(b), 3.2.3, 3.3.2
 - representation costs, 3.2.2
 - soft costs (*See Soft costs*)
 - subsection 18(3.1), phasing-in rules, 3.1.6(c)
 - syndicated development projects, 3.1.5
 - tenant inducements, 3.4.2(c)
 - utilities service connection, 3.1.6(b), 3.3.7
- Development rights, 5.4.6(a)**
- Direct interests**
- subsection 97(2) transfers, 9.3.9

TAXATION OF REAL ESTATE IN CANADA

Disability modifications, 4.3.8

Discounts, 4.3.2(c)

Disposition of real estate, 1.2.1(a)

- after April 26, 1995, 5.3.3(b), 5.6.2
- alternatives to, 5.3.4
- beneficial ownership, transfer of, 5.4.5
- capital cost allowance (*See Capital cost allowance*)
- capital gains deferred (*See Capital gains*)
- deemed
 - change in control of corporation, 5.6.4
 - change in use (*See Change in use*)
- deferring tax, 9.3.9
- definitions
 - section 54, 5.1.1, 5.2.1(a)(i)
 - subsection 13(21), 5.1.1, 5.2.1(a)(i)
 - subsection 248(1), 5.1.1, 5.2.1(a)(i), 5.3.4(a)
- deposits forfeited, 5.2.6
- development costs challenged, 3.1.5
- easements, 5.4.6(a)
- emigration, 7.3.2
- expropriations, 5.4.1
- foreclosure, 5.2.3
- GST, 13.3.1(a), 13.3.1(b)(iii)
- gifts (*See Gifts, bequests, inheritance*)
- intentions, 1.3.1(j)
- lease/option arrangements (*See Lease/option arrangements*)
- less than fair market value, 4.3.2(b)(iv)(B)
- life interest, 5.1.2(a)(vii)
- non-arm's length (*See Non-arm's length transactions*)
- non-resident, 7.1.1(e)(i)
- non-residents (*See Non-residents*)
- option, 1.3.4(c)
- partial dispositions, 5.2.4

- partitioning of property, 5.2.8(a)
- profits or losses
 - Canadian-controlled private corporations, 8.1.2(b)(ii)(A)(II)
- sole ownership, 8.1.1(a)
- recapture of CCA
 - rules, 5.5
- repeated sale and reinvestment, 1.3.2(n)
- sale by non-registrant, 13.3.11(d)
- sale-leaseback (*See Leasing*)
- terminal losses (*See Terminal losses*)
- timing, 5.2.1(a)
- undivided interest, 5.4.6(a)

Ditches, 2.3.4

Dividend income, integration table, 8.1.2(b)(iii)

Dividend payments, personal tax applicable to, 9.3.2

Dividend refund, 8.1.2(b)(ii)(B), 8.1.2(b)(iii)

- non-resident corporations, 7.1.1(d)(i)
- reorganizations, 9.2.9

Dividends, Eligible/Ineligible, 1.3.5

Dock, 6.1

Double taxation. *See also* Estate planning

- land transfer tax, 14.2.1

Drains, 2.3.4

ECE. *See* Eligible capital expenditures

Easements, 2.3.7, 5.4.6(a)

- disposition of real estate, 5.4.6(a)
- land transfer tax, 14.2.2(c)

Eligible capital expenditures (ECE)

- abandoned projects, 3.2.5
- Class 14.1, 3.2.1, 3.2.5, 3.4.2(c)
- easements, 2.3.7

Eligible capital property (ECP)

- Class 14.1, 3.4.2(c)

Emigration, 7.3.2

INDEX

Emphyteutic lease. See Leasing

Equipment, 2.3.6

- Class 8, 2.3.6
- Class 13, 2.3.6
- Class 29, 2.3.6
- Class 43, 2.3.6
- Class 53, 2.3.6

Estate freezing. See Estate planning

Estate planning

- capital gains, exemption from, 10.4
- double taxation, avoiding/reducing, 10.3
 - Canadian partnership, 10.3.2(b)(ii)
 - capital losses, creation of, 10.3.2(a), 10.3.2(c)
 - comparison of methods, 10.3.3
 - subsection 164(6), 10.3.2(a)
 - taxable Canadian corporation, 10.3.2(b)(i)
- estate freezing, 9.3.9, 10.2
 - methods of, 10.2.2
 - options, granting of, 10.2.3(b)
 - partnership rollover, 10.2.3(a)
- general anti-avoidance provision, 10.2.3
- real estate, 10.5

Excise Tax Act. See GST

Expansion, planned, 1.3.4(c)

Expenditures. See Costs

Expenses. See also Costs; Deductions; Losses

- “activity for profit,” 1.4.2(a)
- commercial v. personal nature of activity, 1.4.2, 1.4.2(a), 1.4.2(d), 4.3.1(a), 11.1
- fur-trapping operation, 1.4.2(a)
- interest, 1.4.3
- reasonable expectation of profit test, 1.4.2, 11.1
 - capital gains, 1.4.2(d)
 - house rented to disabled relative, 1.4.2(a)

- “tax motivation,” 1.4.2(c)
- whether reasonable, 1.4.2(b)

Expropriations, 5.4.1

- capital gains deferred, 5.3.2(b)
- GST, 13.3.3(c)
- land transfer tax, 14.2.11

Extensive dealings, 1.3.1(k)

Fair market value

- acquisition, 5.4.6(a)(ii)
- *bona fide* purpose test, 12.8.2(b)
- disposition of property for less than, 4.3.2(b)(iv)(B)
- distributions to partners, 9.3.9
- meaning of, 13.3.2(a)
- non-arm’s length transactions, 5.1.2(a)(vii)
- relative fair market value method of determining proceeds, 5.4.6(a)(i)
- shareholder’s residence, 6.3.1

Family business corporation

- land transfer tax, 14.2.26

Family farm corporation

- land transfer tax, 14.2.26

Family home, 6.1

Farm property

- GST-exempt transfers, 13.3.1(b)(v)
- principal residence exemption, 6.2.4
- remainder interest, 5.1.2(a)(vii)
- rollovers, 5.3.3(c)
- sold for personal use, GST exemption, 13.3.1(b)(v)(B)

Feasibility study, 3.2.1

- subsection 18(3.1), 3.3.1

Federal

- non-resident taxation, 7.1.3(a)
 - *Underused Housing Tax Act*, 7.1.3(a)(i)

Fee simple

- land transfer tax, 14.3.2(b), 14.3.2(d), 14.3.6(d), 14.3.8(a), 14.3.8(d)
- merger with, 2.3.5(b)
- owner

TAXATION OF REAL ESTATE IN CANADA

- building components, 2.3.6

Fees. See Costs

Fences, 2.3.3, 6.1

Financing. See also Borrowed money

- avoiding subsection 18(3.1), 3.3.3(b)
- costs, 2.2.1(b)
 - acquisition of real estate, 2.2.1(b)
 - alteration, 3.3.1
 - alternative minimum tax, 4.3.1(h)
 - capitalization of, 3.1.6(b), 3.3.1
 - construction, 3.3.1
 - indirect financing, 4.3.2(b)(iii)(B)
 - owning and operating, 4.3.2(a)
 - renovation, 3.3.1
 - subsection 18(3.1), 3.1.6(b)
- fees, 4.3.2(a), 4.3.2(a.1)
- interest costs, 4.3.2(a), 4.3.2(a.1)
 - net rental income not reduced, 4.3.4(b)(vii)
- interest rate buydowns, 11.3.3
- limited recourse, 11.3.6
- mortgage, 11.3.3
- permanent, 3.4.1
- refinancing, 4.3.2(b)(v), 5.3.4(a)
 - alternative to disposition, 5.3.4(a)

Fixtures, 2.3.6

- Class 8, 2.3.6
- Class 13, 2.3.6
- Class 29, 2.3.6
- Class 43, 2.3.6
- Class 53, 2.3.6

Foreclosure, 2.2.4, 5.2.3

- GST, 13.3.3(b), 13.3.10(d)
- land transfer tax, 14.2.2(c)
- section 116, 7.1.2(d)

Former business property. See Real estate

Fridges, 2.3.6

GAAP

- asset, cost of, 3.3.5

- conformity with, 3.1.3
- income from business or property, 4.3.1(e)
- recognition of sale, 5.2.1(a)(i)
- rent-free period, 4.4.2
- tenant inducements, 3.4.2(c)

GAAR, 12.1

- advance tax rulings, 12.2.3
- application, 12.7
- avoidance of taxes other than federal, 12.8.1(c)
- *bona fide* purpose, 12.8.2
- business purpose test, 12.8.2(a)
- CRA policy, 12.2
- comparative standard, 12.8.1(f)
- Court's approach, 12.8
- explanatory notes, 12.2.1
- GAAR case law, 12.1, 12.8.6
 - GAAR applied
 - ITA 15(1), 12.8.6(a)
 - ITA 40(3.6), 12.8.6(a)
 - ITA 53(1)(f.2)
 - ITA 73, 12.8.6(a)
 - ITA 73(1)(a), 12.8.6(a)
 - ITA 73.1, 12.8.6(a)
 - ITA 74.1(1), 12.8.6(a)
 - ITA 74.5(11), 12.8.6(a)
 - ITA 75(2), 12.8.6(a)
 - ITA 80(2)(g), 12.8.6(a)
 - ITA 84(1), 12.8.6(a)
 - ITA 84.1, 12.8.6(a)
 - ITA 84.1(1), 12.8.6(a)
 - ITA 97(2), 12.1, 12.8.6(a)
 - ITA 100, 12.8.6(a)
 - ITA 100(1), 12.1
 - ITA 111(5), 12.8.6(a)
 - ITA 112(1), 12.8.6(a)
 - ITA 251.1, 12.8.6(a)
 - ITA 256(7)(b)(iii), 12.8.6(a)
 - GAAR not applied
 - ITA 84.1, 12.8.6(b)
 - ITA 95(6)(b), 12.8.6(b)
 - ITA 96, 12.8.6(b)
 - ITA 103, 12.8.6(b)
 - ITA 111(5), 12.8.6(b)

INDEX

- ITA 112, 12.8.6(b)
 - ITA 118.1(13)(c), 12.8.6(b)
 - ITA 120.4, 12.8.6(b)
 - ITA 212(1)(b), 12.8.6(b)
 - ITA 212.1(4), 12.8.6(b)
 - GAAR Committee, 12.3
 - Information Circular 88-2, 12.2.2
 - limit on application, 12.8.3
 - mandatory referrals, 12.3
 - misuse or abuse, 12.8.3
 - penalties, 12.7.2
 - procedural notice, 12.8.5
 - reasonable tax consequences, 12.8.4
 - rollovers, 5.3.3(b)
 - sale/leaseback agreements, 5.2.2(a)
 - section 245, 12.4.1
 - statutory provision, 12.4
 - tax benefit, 12.8.1
 - tax consequences, 12.7.1, 12.8.4
 - transactions not subject to, 12.6
 - transactions subject to, 12.5
- GST, 13.2**
- adventure in the nature of trade, 13.3.1(b)(iii)
 - assessment information, 13.3.7(h)
 - builder
 - addition to a residential complex, 13.3.1(b)(i)(C)(iv)
 - defined, 13.3.1(b)(i)(B)
 - sale by, 13.3.1(b)(i)(C)(II)
 - self-supply, 13.3.1(b)(i)(C)(III)
 - capital personal property, 13.3.10(b)(iii)
 - capital real property
 - decrease in commercial use, 13.3.14(e)
 - increase in commercial use, 13.3.14(d)
 - certification by vendor, 13.3.1(b)(i)(D)
 - changes in use, 13.3.14(a)
 - chargebacks to tenants, 13.3.6(c)(iii)
 - charities, 13.3.3(g)
 - chattels, 13.3.1(c)
 - closely related groups, 13.3.12(b)
 - colleges, 13.3.3(g)
 - commercial activities, change to personal, 13.3.14(a)
 - commercial real estate, 13.3.6(c)(i)
 - commitment fees, 13.3.7(f)
 - condominiums
 - maintenance fees, 13.3.7(a)
 - new commercial development, 13.3.8(a)
 - residential, 13.3.8(a)
 - construction contracts, 13.3.4(b)
 - co-operative housing corporations, 13.3.7(a)
 - corporations, reorganization, 13.3.13
 - co-tenancies, 13.3.9(d)
 - deceased taxpayers, 13.3.3(f)
 - deemed supplies of real property, 13.3.3(g)
 - deposits, 13.3.8(b)
 - development of real estate, 13.3.4
 - expropriation, 13.3.3(c)
 - farmland sold for personal use, 13.3.1(b)(v)(A)
 - filing of returns, 13.3.9(a)
 - foreclosure, 13.3.3(b), 13.3.10(d)
 - furniture and equipment, 13.3.1(c)
 - general application, 13.2.1
 - gifts, 13.3.3(e)
 - ground lease, 13.3.6(b)(i)
 - hospital authorities, 13.3.3(g)
 - industrial real estate, 13.3.6(c)(i)
 - input tax credits, 13.2.1, 13.3.1(b)(i)(C)(I), 13.3.1(b)(iii), 13.3.10
 - commercial use of capital real property, 13.3.14(d), 13.3.14(e)
 - not previously obtained, 13.3.14(c)
 - offsetting taxes payable, 13.3.10(e)
 - interest, 13.3.7(f)
 - joint ventures, 13.3.9(d)
 - lease cancellation payments, 13.3.6(c)(iv)
 - legal services, 13.3.7(b)

TAXATION OF REAL ESTATE IN CANADA

- mixed-use buildings, 13.3.10(b)(i)
 - mooring facilities, 13.3.7(a)
 - mortgage brokerage fees, 13.3.7(e)
 - municipalities, 13.3.3(g)
 - non-arm's length transfers, 13.3.12(a)
 - non-profit organizations, 13.3.3(g)
 - non-residents, 13.3.15
 - options, 13.3.3(d)
 - parking space, 13.3.1(b)(i)(C)(VI)
 - partnerships, 13.3.9(c)
 - input tax credits, 13.3.10(c)
 - personal-use real estate, 13.3.1(b)(iii), 13.3.10(b)(ii)
 - change to commercial, 13.3.14(a)
 - powers of sale, 13.3.3(b)
 - property management fees, 13.3.7(d)
 - public service bodies, 13.3.3(g)
 - quitclaims, 13.3.3(b)
 - real estate, application to, 13.3
 - real estate brokerage, 13.3.7(c)
 - real property, definition of, 13.3
 - rebates, 13.3.11, 13.3.14(c)
 - related party transactions, 13.3.12
 - remittance of
 - by purchaser, 13.3.9(b)
 - by vendor, 13.3.9(a)
 - renovations
 - non-substantial, 13.3.2(b), 13.3.5(c)
 - substantial, 13.3.5(b), 13.3.14(b)
 - rental of real estate, 13.3.6(a)
 - rents, 13.3.6(a)
 - repossession, 13.3.3(b), 13.3.10(d)
 - residential complex, 13.3.1(b)(i)(B), 13.3.3(g)
 - conversion, 13.3.14(b)
 - defined, 13.3.1(b)(i)(A)
 - exemptions, 13.3.1(b)(i)(C)
 - leased land, 13.3.1(b)(i)(C)(V)
 - meals, 13.3.6(b)(ii)
 - parking, 13.3.6(b)(ii)
 - rent exceeds \$20 per day, 13.3.6(c)(i)
 - rental or other supply of, 13.3.6(b)(i)
 - stay of less than one month, 13.3.6(c)(i)
 - residential trailer park, 13.3.1(b)(ii), 13.3.6(b)(i)
 - sale of real estate, 13.3.1
 - taxability, 13.3.1(a)
 - school authorities, 13.3.3(g)
 - self-supply of real estate, 13.3.2(a), 13.3.14(b)
 - non-substantial renovations, 13.3.2(b)
 - shares, transfer of, 13.3.3(a)
 - tax-free services, 13.2
 - tenant inducements, 13.3.6(c)(ii)
 - trustee corporations, 13.3.9(e)
 - universities, 13.3.3(g)
 - used housing, 13.3.1(b)(i)
 - utilities, 13.3.7(g)
 - vendor not required to collect, 13.3.9(b)
 - zero-rated property, 13.2
 - zoning information, 13.3.7(h)
- Gains or losses**
- business gains (*See Business*)
 - capital gains (*See Capital gains*)
 - gains accrued to time of reorganization, 9.3.8(a)
 - inventory, property held as, 4.3.4(a)(ii)
 - non-resident (*See Non-residents*)
 - recognition of gains deferred, 5.3.1(a)
 - recognized without a disposition, 5.6.3
 - trading gains (*See Trading gains*)
- General anti-avoidance rule. *See GAAR***
- Generally accepted accounting principles. *See GAAP***
- Gifts. *See Gifts, bequests, inheritance***
- Gifts, bequests, inheritance**
- capital property, 2.2.3

INDEX

- depreciable property, 2.2.3
 - GST, 13.3.3(e)
 - *inter vivos* gifts, 5.4.4, 7.1.2(d)
 - land, 1.3.2(g)
 - non-arm's length transfers, 5.1.2(a)(vii)
 - real estate, 5.4.4(b)
- Golf courses, 3.3.6**
- Goods and services tax. See GST**
- Goodwill versus leasehold interest, 2.3.5**
- Gross rents, rights to as a result of financing, 3.3.1**
- Ground lease. See Leasing**
- Ground rent, 3.2.3**
- development of real estate, 3.3.4
 - leasing, 4.3.3
 - prior to development, 3.2.3
- HST, 13.2.2**
- land transfer tax, 14.2.36
- Half-year rule, reorganizations, 9.3.2**
- Hotel**
- business, 1.2.1(a)
 - capital cost allowance restriction, 4.3.4(b)(iv)
 - GST, 13.3.1(b)(i)(A)
- Housing unit, 6.2.3(a)**
- Immigration, 7.3.1**
- Income**
- accrual basis, 3.1.4, 4.3.1(e)
 - active business (*See Business income*)
 - allowance toward cost of capital improvements, 4.2.3(b)
 - amounts received from a landlord, 4.4.1
 - bonus received from tenant, 4.2.3(a)
 - business (*See Business income*)
 - corporate, 8.1.2(b)(i)
 - deposits prior to sale of property, 5.2.1(a)(ii)
 - lease cancellation payments, 4.2.3(c)
 - non-resident (*See Non-residents*)
 - paid to a lender as a condition of the loan, 4.3.2(a), 4.3.2(a.1)
 - partnerships, 8.1.2(a)(ii)
 - premium received from tenant, 4.2.3(a)
 - property (*See Rental Income*)
 - property v. business, 1.2.1
 - recognition of
 - accrual method, 4.2.1
 - cash method, 4.2.1
 - reimbursement for capital improvements, 4.2.3(b)
 - rental (*See Rental income*)
 - reporting of, 2.2.1
 - revenue recognition, 1.2
 - sole ownership, 8.1.1(a)
 - taxable benefits, 4.2.3(d)
 - tenant inducements, 4.4.1
- Indebtedness**
- guarantee, 11.4.5
 - interest, 11.4.4
 - outside Canada, 11.4.6
 - unpaid principal, 11.4.4
- Independent agent, management by, 1.2.1(a)**
- Indian, 13.2.1**
- Indian Bands, 13.2.1**
- Indirect interests**
- acquisition, 2.2.6
 - control of a corporation, 2.2.6
 - cost, 2.2.6
 - partnerships, 3.3.3(b)
 - subsection 97(2) transfers, 9.3.9
- Inheritance. See Gifts, bequests, inheritance**
- Interest**
- amounts payable on account of interest (*See Owning and operating costs*)
 - compound, 4.3.2(b)(ii)
 - expense (*See Interest expense*)
 - GST exempt, 13.3.7(f)

TAXATION OF REAL ESTATE IN CANADA

- income, taxation of, 4.3.2(b)(i)
 - indebtedness, 11.4.4
 - guaranteed by Government of Canada, 7.2.2(a)(i)(C)
 - weak currency, 7.2.2(a)(i)(D)
 - non-residents, paid by
 - corporate loans, 7.2.2(a)(i)(A)
 - mortgage or similar obligation, 7.2.2(a)(i)(B)
 - not deductible, 3.3.3(b)
 - owning and operating (*See **Owning and operating costs***)
 - paid to assist another person, 3.3.3(b)
 - payments, 4.3.2(a), 4.3.2(a.1)
 - non-residents (*See **Non-residents***)
 - prepaid, 4.3.2(b)(i)
 - rate buydowns, 11.3.3
- Interest expense**
- buildings, 3.3.3(a)
 - capital property, 4.3.2(b)(iv)(B)
 - capitalization of, vacant land, 3.2.3
 - deductions (*See **Deductions***)
 - depreciable property, 4.3.2(b)(i)
 - development of real estate, 3.1.6(b), 3.2.3, 3.3.3
 - direct ownership, 3.3.3(a)
 - indirect ownership, 3.3.3(b)
 - soft costs, 3.3.3(a)
 - income, incurred for the purpose of earning, 4.3.2(b)(i)
 - loss of source, 4.3.2(b)(iv)(A)
 - subsection 18(3.1), 3.1.6(b)
 - vacant land, 4.3.2(b)(iii)(A)
- Interspousal transfers, land transfer tax, 14.2.16**
- Inventory**
- abandoned projects, 3.2.5
 - adjustments, 5.6.3
 - capital cost allowance (*See **Capital cost allowance***)
 - capital property converted to, 1.3.3
 - converted to capital property, 1.3.4
 - damaged, 5.4.2(b)
 - deceased taxpayers, 5.4.3(b)
 - decrease in value, 1.3.5
 - deposits forfeited, 5.2.6
 - destroyed, 5.4.2(b)
 - disposition of, 5.1.1
 - expropriations, 5.4.1(a)(ii)
 - foreclosure, 5.2.3
 - gain, 5.1.2(a)(v)
 - gains
 - recognition of, 5.1.1
 - land, 1.3.2(b)
 - adventure or concern in the nature of trade, 5.6.3
 - bequest, 2.2.3
 - capitalization of costs, 3.1.6(b)
 - estate freeze, 10.2.3
 - inherited, 1.3.2(g)
 - option, granting of, 10.2.3(b)
 - partnership rollover, 10.2.3(a)
 - value of, 1.2
 - written down to fair market value, 3.1.2(a)
 - landscaping costs, 3.3.6
 - leasehold interest, 5.2.5
 - length of time held, 1.3.1(h)
 - losses, 5.1.2(a)(v)
 - recognition of, 5.1.1
 - non-arm's length transfers, 5.1.2(a)(vii)
 - partial dispositions, 5.4.6(b)
 - partition of, 5.2.8(b)
 - property held as, 3.1.2
 - business or adventure in the nature of trade, 3.1.2(b), 3.1.2(d)
 - expenses, deduction of, 3.1.2(a)
 - real estate, 10.5
 - real estate development, 3.1.2(a)
 - recognition of sale for tax purposes, 5.2.1(a)(i)
 - rental income (*See **Rental income***)
 - reserve claims, limitation on, 5.3.1(b)(i)
 - transfer of, 5.3.3(b)
 - valuation, 5.6.3
 - written down, 5.6.3

Investment business, specified. See Business

Joint tenancy. See Co-tenancy

Joint ventures, 8.2.2

- convertible debt, 8.2.2(b)(ii)
- corporation, 8.2.2(a)
- co-tenancy, 8.2.2(a)
- fiscal period, 8.1.1(b)
- GST, 13.3.9(d)
- ground lease, 8.2.2(b)(v)
- head lease, 8.2.2(b)(iv)
- intentions in purchase, 1.3.1(i)
- management fees, 8.2.2(b)(vi)
- options, 8.2.2(b)(iii)
- participating debt, 8.2.2(b)(i)
- partnership, 8.2.2(a)
 - intention not to have, 8.1.2(a)(i)
- rental activities, 8.1.2(b)(ii)(A)(I)

Land

- allocation of costs (*See Costs*)
- allocation of proceeds (*See Proceeds of disposition*)
- building demolished after acquisition, 2.3.1
- capital gains, 1.3.2(f), 1.4.1
- capital gains exemption, 6.2.2
- converted to inventory, 1.3.3(a)(i)
- cost of acquiring, 2.3.1
- defined, land transfer tax, 14.2.2(b)
- developing buildings for rental, 4.3.2(b)(iii)(A)
- excess, 1.3.2(b)
- farm (*See Farm property*)
- farming business, 1.3.2(f)
- future expansion, 4.3.2(b)(iii)(A)
- home building business, 4.3.2(b)(iii)(A)
- improvements, 1.3.3(a)(i)
 - cost of, 3.1.2(a)
- interest on debt relating to acquisition, 3.3.3(b), 4.3.2(b)(iii)(B)
- inventory, held as (*See Inventory*)
- losses, deductibility of, 1.4.1
- metropolitan outskirts, 1.3.1(c)

- non-arm's length transfers (*See Non-arm's length transactions*)
- parking of vehicles, 1.3.2(f)
- partnership loan to acquire land, 4.3.2(b)(iii)(B)
- principal residence, related to, 6.2.2
- recreational, 1.3.2(f)
- registered instruments, 3.2.1
- rental of, GST exemption, 13.3.6(b)(i)
- replacement property, 5.3.2(a)
- residential, 1.3.2(f)
- restaurant parking, 4.3.2(b)(iii)(A)
- servicing, 1.3.3(a)(i), 3.1.6(b)
- speculative intent, 1.3.1(c)
- storage of equipment, 1.3.2(f)
- storage site, 4.3.2(b)(iii)(A)
- subdividing and servicing, 1.3.3(a)(i), 3.1.6(b), 4.3.2(b)(iii)(A)
- subjacent or contiguous
 - GST exemption, 13.3.1(b)(iii)
 - principal residence exemption, 6.2.3(b)
- summer camp, 4.3.2(b)(iii)(A)
- trading, 4.3.2(b)(iii)(A)
- trailer park, 4.3.2(b)(iii)(A)
- undeveloped, 1.2, 1.3.3(a)(i)
 - carrying costs, 4.3.2(b)(iii)(A)
 - ground rent, 4.3.3
- vacant, 1.3.4(f)
 - adventure or concern in the nature of trade, 1.2.2
 - carrying costs, 2.3.1
 - GST exemption, 13.3.1(b)(iii)
 - interest expense, 3.2.3, 4.3.2(b)(iii)(A)
 - originally acquired as inventory, 1.3.4
 - principal residence, owned prior to construction of, 6.2.9
 - property taxes, capitalization of, 3.2.3

Land transfer tax, 14.1 See also Land Transfer Tax Act (LTTA), (Ontar-

TAXATION OF REAL ESTATE IN CANADA

io), and *Property Transfer Tax Act* (British Columbia)

- affiliate exemption, 14.2.10
- agreements of purchase and sale, 14.2.9
- Alberta, 14.4.1
- amalgamations, 14.2.14
- assessment, 14.2.37(c)
- beneficial owner, 14.2.5
- British Columbia, 14.3
- butterfly transaction, 14.2.27
- conveyance, defined, 14.2.2(a)
- corporations, contribution of capital, 14.2.29
- Crown and Crown agencies, 14.2.34
- death, transfers on, 14.2.32
- easement, pipeline company, 14.2.15
- employee/employer dispositions, 14.2.28
- expropriation, 14.2.11
- family business corporation, 14.2.26
- family farm corporation, 14.2.26
- filing requirements, 14.2.37(f)
- foreign entity, defined, 14.2.4(b)
- Greater Horseshoe Region, defined, 14.2.4(b)
- gifts, 14.2.19
- interspousal transfers, 14.2.16
- investigations, 14.2.37(b)
- land, defined, 14.2.2(b)
- legal tenure, change in, 14.2.30
- Manitoba, 14.4.2
- mineral lands, 14.2.33
- mortgages, 14.2.31
- mutual fund units, 14.2.8
- New Brunswick, 14.4.3
- Newfoundland and Labrador, 14.4.4
- nominal exchanges, 14.2.24
- non-arm's length transactions, 14.2.18
- non-resident speculation tax, 14.2.4
- Northwest Territories, 14.4.9
- notice of any kind, 14.2.2(a)
- Nova Scotia, 14.4.5
- Nunavut, 14.4.10
- Ontario, 14.2
- partitioning, 14.2.20
- Prince Edward Island, 14.4.6
- purchaser's lien, 14.2.35
- Quebec, 14.4.7
- rates, 14.2.3
- reassessment, 14.2.37(c)
- record retention, 14.2.37(e)
- recovery of, 14.2.37(d)
- refunds, 14.2.37(a)
- related corporations, 2.2.1(b)
- right of way, pipeline company, 14.2.15
- Saskatchewan, 14.4.8
- specified region, defined, 14.2.4(b)
- transfer of land, 14.2.5
- trustee, transfer of land to, 14.2.5
- unregistered dispositions, 14.2.28
- unregistered transfers
 - beneficial interests, 14.2.6
 - mutual fund units, 14.2.8
 - partnerships, 14.2.7
- value of the consideration
 - defined, 14.2.2(c)
 - natural love and affection, 14.2.17
- Yukon, 14.4.11

Land Transfer Tax Act (LTTA)*, (Ontario), 14.2. See also *Land Transfer Tax

- affiliate exemption, 14.2.10
- agreements of purchase and sale, 14.2.9
- amalgamation, 14.2.14
- avoidance of double taxation, 14.2.1
- basic premise, 14.2.1
- beneficial interests, transfers, 14.2.6
- butterfly transaction, 14.2.27
- City of Toronto land transfer tax, 14.2.38
- contribution of capital, 14.2.29
- Crown and Crown agencies, 14.2.34
- death, transfer on, 14.2.32
- deed, correcting, 14.2.21
- definitions, 14.2.2

INDEX

- convey, 14.2.2(a)
 - conveyance, 14.2.2(a), 14.2.4
 - land, 14.2.2(b)
 - notice of any kind, 14.2.2(a)
 - value of the consideration, 14.2.2(c)
 - *Electricity Act* transactions, 14.2.25
 - employee/employer dispositions, 14.2.28
 - expropriation, 14.2.11
 - family business corporations, 14.2.26
 - farms, family, 14.2.26
 - gifts, 14.2.19
 - goods and services tax (GST), 14.2.36
 - government documents, 14.2.1
 - hospitals, 14.2.22
 - leases, 14.2.12
 - legal tenure, changes in, 14.2.30
 - life leases, 14.2.13
 - love and affection, 14.2.17
 - mineral lands, 14.2.23
 - mortgages, 14.2.31
 - *Municipal Act* transactions, 14.2.25
 - mutual fund units, 14.2.8
 - nominal land exchanges, 14.2.24
 - non-arm's length transactions, taxable, 14.2.18
 - non-resident speculation tax, 14.2.4
 - avoidance provisions, 14.2.4(c)
 - definitions
 - foreign corporation, 14.2.4(b)
 - foreign entity, 14.2.4(b)
 - foreign national, 14.2.4(b)
 - Greater Golden Horseshoe Region, 14.2.4(b)
 - taxable trustee, 14.2.4(b)
 - exemptions and rebates, 14.2.4(c)
 - limitation period, 14.2.4(c)
 - qualification for, 14.2.4(c)
 - overview, 14.2.4(a)
 - Ontario Land Transfer Tax Bulletins, 14.2.1
 - partitioning, 14.2.20
 - partnerships, 14.2.7
 - pipeline exemption, 14.2.15
 - procedural matters, 14.2.37
 - assessment/reassessment of taxes, 14.2.37(c)
 - court applications, 14.2.37(h)
 - electronic registration, 14.2.37(g)
 - filing requirements, 14.2.37(f)
 - investigations, 14.2.37(b)
 - record retention, 14.2.37(e)
 - recovery of tax, 14.2.37(d)
 - refunds, 14.2.37(a)
 - purchaser's lien, 14.2.35
 - rate of taxation, 14.2.3
 - spousal transfers, 14.2.16
 - Toronto Island, 14.2.23
 - transfer, trustees, 14.2.5
 - transfer, beneficial owners, 14.2.5
 - transfers on death, 14.2.32
 - unregistered transfers, beneficial interests, 14.2.6
 - waste and sewage works transactions, 14.2.25
- Landscaping costs. See Costs**
- Lease/option arrangements, 2.2.2(a), 5.2.2, 5.2.2(a)**
- Leased property. See Leasing**
- Leasehold improvements, 2.2.2(b)**
- taxable benefits, 4.2.3(d)
- Leasehold interests**
- CCA class, 2.3.5
 - restrictions, 2.3.5(a)
 - capital cost allowance (*See Capital cost allowance*)
 - capital gains (*See Capital gains*)
 - ground rent, 4.3.3
 - proceeds of disposition, 4.4.4(a), 5.2.5
 - *versus* goodwill, 2.3.5
- Leaseholds, 5.4.6(a)**
- Lease-leaseback transactions, 5.5.3**

TAXATION OF REAL ESTATE IN CANADA

Leases. See Leasing

Leasing

- base level deduction, 4.3.2(b)(iii)(C)
- below market rents, 5.1.2(a)(vii)
- cancellation payments
 - GST, 13.3.6(c)(iv)
 - landlord, 4.2.3(c), 4.3.7
 - tenant, 4.4.4(a), 4.4.4(b), 5.2.5
- capital cost allowance, 4.3.4(b)(vi)
- commissions, 3.4.2(b)
- consecutive leases, 14.2.2(b)
- consideration for granting or extending, 4.2.3(a)
- costs, 4.3.5
- depreciable property
 - exclusion rules, 2.4.1
- emphyteutic lease, 5.5.3
 - Quebec, 2.3.5(a)
- expenses incurred to persuade tenants, 3.2.1
- ground lease, 2.3.5(a), 5.3.4(b), 5.5.3
 - GST, 13.3.6(b)(i)
 - joint ventures, 8.2.2(b)(v)
 - pre-development, 1.2
- ground rent, 4.3.3
- head lease, 8.2.2(b)(iv)
- improvements, 2.2.2(b)
- initial lease-up, 4.3.5(e)
- land, building on, 5.5.2
- land transfer tax, 14.2.2(b), 14.2.12
- lease/option arrangements, 5.2.2
- lease-leaseback transactions, 5.5.3
- marketing costs, 3.4.2(a)
- merger with fee simple, 2.3.5(b)
- option to acquire, 2.2.2(a)
- pick-ups, 4.3.5(d)
- property, defined, 4.3.4(b)(v)
- property previously leased, 5.5.2
- renegotiations, 4.4.3
- rent-free period, 4.3.5(e), 4.4.2
 - GST, 13.3.6(c)(ii)
- sale-leaseback arrangements, 5.2.2
- significant expenditures, 4.4.3
- subleasing costs, 4.4.5
- tenant inducements, 3.4.2(c)

- terms greater than 50 years, 14.2.2(b)
 - fair market value, 14.2.2(c)
- underlying land, GST, 13.3.1(b)(i)(C)(V)

Legal title, 5.2.1(a)(i)

Liens, 14.2.5

Life interests, 5.4.6(a)

Limited recourse

- access to information, 11.4.6
- defined, 11.4.4
- financing, 11.3.6
- syndications, 11.4.4
- tax shelters, 11.4.2

Loans

- income paid to lender as a condition of, 4.3.2(a), 4.3.2(a.1)
- non-residents lenders, 7.2.1
- rental income security for, 4.3.2(a), 4.3.2(a.1)
- to shareholder, taxable benefits, 6.3.2

Loss of source, 4.3.2(b)(iv)(A)

Losses. See also Capital losses

- active business, 4.3.1(h)
- carried back, 6.2.11(b)
- deductibility of (*See Deductions; Expenses*)
- downward revaluation, 2.2.6
- non-resident
 - carried forward, 7.1.1(a)(ii)
 - incurred due to “passive” activities, 4.3.2(b)(ii)
- pre-acquisition, 11.2.1(c)
- proposed amendments on, 1.4.4
- rental property (*See Rental property*)
- tax losses, flow-through of, 11.2.1(b)
- tax shelters, 1.4.1, 11.1
- terminal v. capital, 1.4.1
- used to offset other income, 9.3.2

MURBs, 2.3.4(a)(ii), 11.1

- alternative minimum tax, 4.3.1(h)
- capital cost allowance, 3.1
- furniture, 4.3.4(b)(v)

- guarantee fee, 11.3.2
- Maintenance.** *See* **Repairs and maintenance**
- Merger, tax-free, 9.3.9**
- Merger with fee simple.** *See* **Fee simple**
- Mineral rights, 14.2.33**
- Mobile home, 6.2.3(b)**
- Mortgages**
 - assumed, 5.3.1(a)
 - considered boot, 9.3.2
 - land transfer tax, 14.2.31
- Multiple Unit Residential Buildings.**
See **MURBs**
- Mutual fund units, land transfer tax, 14.2.8**
- NROs, 7.1.1(d)(i)**
- New housing**
 - GST rebate, 13.3.11(a)
 - rental housing, 13.3.11(c)
- Non-arm's length transactions**
 - acquisitions, 2.4
 - CCA restrictions, 2.3.5(a)
 - depreciable property, 2.4.1, 5.5.1
 - interest, 3.3.3(b)
 - indirect financing, 4.3.2(b)(iii)(B)
 - proceeds of disposition, land/building allocation, 5.1.2(b)
 - property decreased in value, 3.1.2(a)
 - step-up limitation, 2.4.1(c)
 - subsection 18(3.1), 3.1.6(b)
 - transfers, 5.1.2(a)(vii)
 - depreciable property, 9.4
 - fair market value (*See* **Fair market value**)
 - GST, 13.3.12(a)
 - options, granting of, 10.2.3(b)
 - rental property, 5.1.2(a)(vii)
 - reorganizations (*See* **Reorganization**)
- Non-arm's length transfers.** *See* **Non-arm's length transactions**
- Non-resident owned investment corporations (NROs).** *See* **NROs**
- Non-residents**
 - adventure in the nature of trade, 7.1.2(b)
 - borrowers, 7.2.2(b)
 - branch tax, 7.1.1(a)(ii)
 - business carried on in Canada, 7.1.1(a)(i)
 - business gains, 7.1.2(b)
 - business income, 7.1.1(e)(i), 7.1.2(b)
 - taxation of Canadian, 7.1.1
 - capital cost allowance (*See* **Capital cost allowance**)
 - capital gains, 7.1.2(a)(i), 7.1.2(f)(ii)
 - filing requirements, 7.1.2(e)
 - clearance requirements, 7.1.2(d)
 - section 116, 7.1.1(b)(ii)
 - corporations, 1.2.1(b), 7.1.1(a)(ii), 7.1.1(d)(i)
 - direct ownership, 7.1.1(a)(v)
 - gains from disposal of real estate, 7.1.2(g)(1)
 - indirect ownership, 7.1.1(a)(v)
 - deceased taxpayer (*See* **Deceased taxpayer**)
 - disposition of real estate, 7.1.2, 7.1.2(b), 7.1.2(h)(i)
 - disposition of shares in, 7.1.2(a)(ii)
 - dispositions after February 20, 1990, 1.2.2
 - dividend refund (*See* **Dividend refund**)
 - earned income, 7.1.1(b)(ii)
 - federal tax in lieu of provincial tax, 7.1.1(b)(ii)
 - foreclosure (*See* **Foreclosure**)
 - GST (*See* **GST**)
 - guarantee fees, 7.2.2(a)(iii)
 - individuals, 7.1.1(e)(iii), 7.1.2(h)(iii)
 - capital gains, 7.1.2(f)(ii)
 - interest earned, 7.2.1(a)(i), 7.2.2(a)(i)(A)
 - interest payments, 7.1.1(e)(i)

TAXATION OF REAL ESTATE IN CANADA

- investment in real estate, main tax issues, 7.1
- land transfer tax, 14.2.4
- leasehold interests, 7.1.2(a)(i)
- lenders, 7.2.1(a)(i)
- loss carry-overs, 7.1.1(a)(iii), 7.1.1(b)(ii)
 - denied, 4.3.2(b)(i)
- net retention, 7.1.1(e)(ii)
- Part XIII, 7.1.1(b)(ii), 7.1.1(b)(vi)
- participation payments, 7.2.2(a)(ii)
- partnerships, 7.1.1(a)(iv)
 - capital cost allowance, 7.1.1(b)(iv)
 - rent, royalty or similar payment, 7.1.1(b)(i)
 - two-tiered, 7.1.1(b)(iv)
 - withholding tax requirements, 7.1.1(b)(vi)
- principal residence exemption, 6.2.2
- property taxes, 7.1.1(b)(i)
- registered retirement savings plan, 7.1.1(b)(ii)
- rental income, 7.1.1, 7.1.1(b)(vii), 7.1.1(d)(i), 7.1.1(e)(i)
 - business, 7.1.1(a)(i)
 - Canadian, 7.1.1
 - corporations, 7.1.1(d)(i), 7.1.1(e)(i)
 - filing requirements
 - withholding tax, 7.1.1(b)(vi), 7.1.1(b)(vii), 7.1.1(d), 7.1.1(d)(i)
 - gross rents, 7.1.1(b)(i)
 - individuals, 7.1.1(e)(iii)
 - net income basis, 7.1.1(b)(ii)
 - non-business, 7.1.1(b)
 - real property, 7.1.1(b)(ii)
- reorganizations, 9.3.2
- reserves (*See Reserves*)
- section 116, 7.1.2(d)
- speculation tax, 14.2.4
- standby charges, 7.2.2(a)(iii)
- subsection 216(1), 7.1.1(b)(ii), 7.1.1(b)(iii), 7.1.1(b)(iv)
 - subsection 216(4), 7.1.1(b)(ii)
 - subsection 216(5) 7.1.1(b)(iii)
- tax treaties, 7.1.1(c)
 - business gains, 7.1.2(f)(ii)
 - capital gains, 7.1.2(f)(i)
 - money-lending business, 7.2.1(a)(i)
 - trading gains (*See trading gains*)
- taxable Canadian property, 7.1.2(a)(i)
- taxable income earned in Canada, 7.1.1(a)(iii)
- taxation of real estate
 - British Columbia, 7.1.3(b)
 - City of Vancouver Empty Homes Tax, 7.1.3(b)(iii)
 - Foreign Buyers' Land Transfer Tax, 7.1.3(b)(i)
 - Speculation and Vacancy Tax, 7.1.3(b)(ii)
 - federal, 7.1.3(a)
 - *Underused Housing Tax Act*, 7.1.3(a)(i)
 - filing requirements, 7.1.1(b)(vii)
 - gross rents basis, 7.1.1(b)(ii)
 - net income basis, 7.1.1(b)(ii)
 - Nova Scotia, 7.1.3(c)
 - Non-Resident Provincial Deed Transfer Tax, 7.1.3(c)(i)
 - Ontario, 7.1.3(d)
 - Non-Resident Speculation Tax, 7.1.3(d)(i)
- taxpayer becomes resident in Canada, 7.3.2
- taxpayer ceases to be resident in Canada, 7.3.1
- trading gains, 7.1.2(b), 7.1.2(f)(ii)
- trusts, 7.1.1(a)(v), 7.1.1(d)(ii), 7.1.1(e)(ii)
 - business income, 7.1.1(e)(ii)
 - capital gains, 7.1.2(f)(ii)
 - clearance requirements, 7.1.2(d)
 - designated income, 7.1.2(g)(ii)
 - disposition of property, 7.1.2(h)(ii)

INDEX

- net retention, 7.1.1(e)(ii)
- Part XII.2 tax, 7.1.1(d)(ii), 7.1.2(g)(ii)
- exemptions, 7.1.1(d)(ii), 7.1.2(g)(ii)
- real estate distributed by, 5.4.5
- section 216 election, 7.1.1(e)(ii)
- withholding tax requirements, 7.1.2(d)
- 21-year deemed disposition rule, 7.1.2(a)(iv)
- withholding tax requirements
 - clearance certificate, 7.1.2(d)
 - generally, 7.1.1(a)(v)
 - interest earned, 7.2.1(a)(i)
 - rental income (*See under* rental income)

Nova Scotia

- non-resident taxation, 7.1.3(c)
 - Non-Resident Provincial Deed Transfer Tax, 7.1.3(c)(i)

Ontario

- non-resident taxation, 7.1.3(d)
 - Non-Resident Speculation Tax, 7.1.3(d)(i)

Operating costs. *See* Owning and operating costs

Options, 5.2.7

- capital cost allowance (*See* **Capital cost allowance**)
- capital gains, 5.2.7
- estate freeze, 10.2.3(b)
- GST, 13.3.3(d)
- joint ventures, 8.2.2(b)(iii)
- land transfer tax, 14.2.2(c)
- lease, 1.3.2(d)
- lease/option arrangements, 2.2.2(a), 5.2.2
- principal residence exemption, 6.2.10
- sale after acquisition pursuant to, 1.3.2(c)

Ownership

- co-ownership, 8.1.1(b)
- corporations (*See* **Corporations**)

- co-tenancy, 8.2.2(a)
- direct interests, 8.1.1
 - reorganizations, 9.3.2
- indirect interests, 8.1.2
- partnerships (*See* **Partnerships**)
- sole, 8.1.1(a)

Owning and operating costs

- accounting fees, 4.3.2(a), 4.3.2(a.1)
- amounts payable on account of interest, 4.3.2(a), 4.3.2(a.1)
- appraisal, 4.3.2(a), 4.3.2(a.1)
- early retirement of debt, 4.3.2(a), 4.3.2(a.1)
- financing (*See* **Financing**)
- guarantee fees, 4.3.2(a), 4.3.2(a.1)
- interest payments, 4.3.2(a), 4.3.2(a.1), 4.3.2(b)
- legal fees, 4.3.2(a), 4.3.2(a.1)
- lender's service charges, 4.3.2(a), 4.3.2(a.1)
- printing re offering memoranda, 4.3.2(a), 4.3.2(a.1)

Parking

- area, 2.3.4
- GST, 13.3.1(b)(i)(C)(VI)
 - residential complex, 13.3.6(b)(ii)
 - supplied in the course of a business, 13.3.3(g)

Participating debt instruments, 4.3.2(a), 4.3.2(a.1)

Partition of real estate

- capital property, 5.2.8(a)
- inventory, 5.2.8(b)

Partnerships

- adjusted cost base, 10.3.2(a), 10.3.2(b)
- borrowed money (*See* **Borrowed money**)
- CRA definition, 8.1.2(a)(i)
- Canadian, 9.3.9, 9.3.10
- capital cost allowance (*See* **Capital cost allowance**)
- co-ownership arrangements, 8.1.1(6)
- debt, 11.4.3

TAXATION OF REAL ESTATE IN CANADA

- disposition of interest, 1.3.2(e)
 - dissolution, 9.3.10, 10.3.2(b)
 - step-up, 2.2.6
 - undivided interests, 10.3.2(b)(iii)
 - estate freezing, 10.2.3(a)
 - GST, 13.3.10(c)
 - collection, filing and remittance, 13.3.9(c)
 - farmland sold for personal use, 13.3.1(b)(v)(B)
 - partner's expenses, 13.3.11(c)
 - income, treatment of, 8.1.2(a)(ii)
 - income tax folio, F4-S16-C1, 8.1.2(a)(i)
 - indirect financing, 4.3.2(b)(iii)(B)
 - indirect interests (*See* **Indirect interests**)
 - land owned by, 3.3.3(b)
 - land transfer tax, 14.2.7
 - limited, 8.1.2(a)(iii)
 - at-risk rules, 11.3.6
 - syndication, 11.2.1
 - tax shelter investment, 11.4.3
 - limited recourse amount, 11.4.3
 - loan to acquire land, 4.3.2(b)(iii)(B)
 - losses
 - limited partners, 4.3.1(h)
 - passive partners, 4.3.1(h)
 - treatment of, 8.1.2(a)(ii)
 - money borrowed to acquire interest, 4.3.2(b)(iv)(D)
 - money borrowed to acquire land, 4.3.2(b)(iii)(B)
 - mortgages assumed on transfer, 9.3.9
 - non-residents (*See* **Non-residents**)
 - ownership of real estate, 8.2.2(a)
 - paragraph 18(3.2)(b), some members subject to, 3.3.3(b)
 - phase-in period expenses, 3.3.1
 - principal business corporations, 4.3.4(b)(iii)
 - property transferred, 9.3.10
 - rental property, 4.3.4(b)(vii)
 - rollovers (*See* **Rollovers**)
 - specified member, 4.3.1(h)
 - step-up, 10.3.2(b)(ii)
 - subsection 18(3.1), 3.1.6(b)
 - subsection 18(3), some members subject to, 4.3.2(b)(iii)(B)
 - terminal losses (*See* **Terminal losses**)
 - transfer of property, 9.3.9
 - undivided interests, 9.3.10
 - utilities service connection, 3.3.7
- Paving, 2.3.4**
- Personal or living expenses, 1.3.6**
- Personal residence**
- deduction of expenses, 6.4
 - principal residence (*See* **Principal residence**)
 - shareholder's residence financed by corporation, 6.3.2
 - shareholder's residence owned by corporation, 6.3.1
- Personal-use property. See Principal residence; Real estate**
- Pipeline company, land transfer tax, 14.2.14**
- Pools, 2.3.3**
- Post-development expenses, 3.4**
- Pre-1972 property, 5.1.2(a)(vi)**
- Pre-development expenses**
- abandoned projects, 3.2.5
 - advertising, 3.2.1
 - carrying costs, 3.2.3
 - demolition of building (*See* **Buildings**)
 - engineer's report, 3.2.1
 - feasibility study, 3.2.1
 - ground rent, 3.2.3
 - incurred to permit use of site, 3.2.1
 - investors, incurred to induce, 3.2.1
 - land clearing, 3.2.4
 - public relations, 3.2.1
 - representation costs, 3.2.2
 - site, incurred to enhance suitability of, 3.2.1
 - site investigation, 3.2.1

INDEX

- soft costs, 3.1.6(a)
 - soil testing, 3.2.1
 - surveying, 3.2.1
 - tax treatment, 3.2
 - tenants, incurred to persuade, 3.2.1
- Prepaid rent, 4.2.2**
- bonus, 4.2.3(a)
 - premium, 4.2.3(a)
- Prescribed benefit, defined, 11.4.3**
- Principal business corporations**
- base level deductions (*See Deductions*)
 - capital cost allowance (*See Capital cost allowance*)
 - defined, 3.1.6(c)
 - financing costs, 8.1.2(b)(iii)
 - phase-in period expenses, 3.3.1
 - reorganizations (*See Reorganization*)
 - soft costs, 8.1.2(b)(iii)
 - subsection 18(3.1), 3.1.6(c)
 - tax deferral, 8.1.2(b)(iii)
 - utilities service connection, 3.3.7
- Principal residence**
- common-law partnerships, 6.2.2, 6.2.3(f), 6.2.5, 6.2.7, 6.2.11(b)
 - definition, 6.2.3
 - designation, 6.2.3(e)
 - limitation, 6.2.3(f)
 - exemption, 6.2
 - change in use, 6.2.11
 - conversion to income-earning use, 6.2.11(a)
 - conversion to residence, 6.2.11(c)
 - employment transfers, 6.2.11(b)
 - farmers, 6.2.4
 - general rule, 6.2.2
 - interspousal transfers, 6.2.5
 - non-residents (*See Non-residents*)
 - one plus, 6.2.2
 - options, 6.2.10
 - pre-1972 property, 6.2.8
 - speculative transactions, 6.2.2
 - taxpayer ceases to be resident in Canada, 7.3.1
 - trusts, 6.2.7
 - vacant land, 6.2.9
 - inappropriate designation, 6.1
 - interspousal transfers, 6.2.5
 - land subjacent or contiguous, 6.2.3(b)
 - located in foreign country, 6.2.11(a)
 - nature of property, 6.2.3(a)
 - duplex, 6.2.3(a)
 - non-residents
 - capital gain, 7.1.2(d)
 - ordinarily inhabited, 6.2.3(d)
 - ownership of property, 6.2.3(c)
 - trusts
 - transfers from trust to beneficiary, 6.2.6
 - transitional rule, 6.2.8
- Proceeds of disposition, 5.1.1**
- allocation between land and building, 5.1.2(b)
 - allocation of land/building proceeds, 5.1.2(b)
 - amounts recognized, 5.2.1(b)
 - capital cost, 2.2.3
 - debtor, 5.2.3
 - deceased taxpayer, 2.2.3
 - deemed, 2.2.3
 - expropriations, 5.4.1(a)(i)
 - amounts recognized, 5.4.1(b)
 - relative fair market value method of determining proceeds, 5.4.6(a)(i)
- Project abandoned, 3.2.1**
- Property taxes**
- capitalization of, vacant land, 3.2.3
 - deductibility of, 3.1.6(b)
 - deduction of, 3.3.2
 - development of real estate, 3.1.6(b), 3.2.3
 - non-residents (*See Non-residents*)
 - subsection 18(3.1), 3.1.6(b)

TAXATION OF REAL ESTATE IN CANADA

Property Transfer Tax Act (British Columbia), 14.3. See also Land Transfer Tax

- City of Vancouver empty homes tax, 14.3.4
 - administration, 14.3.4(d)
 - exemptions, 14.3.4(c)
 - information, 14.3.4(e)
 - liability, 14.3.4(b)
 - overview, 14.3.4(a)
- foreign buyers' land transfer tax, 14.3.2
 - exemptions from tax, 14.3.2(c)
 - information, 14.3.2(d)
 - liability for tax, 14.3.2(b)
 - overview, 14.3.2(a)
- general land transfer tax, 14.3.1
 - actions that trigger tax, 14.3.1(b)
 - exemptions, 14.3.1(d)
 - *Land Owner Transparency Act*, 14.3.1(e)
 - land owner transparency registry, 14.3.1(e)
 - rate of tax, 14.3.1(c)
 - statute, 14.3.1(a)
- speculation and vacancy tax (SVT), 14.3.3
 - administration and enforcement, 14.3.3(e)
 - calculation of SVT, 14.3.3(c)
 - exemptions from SVT, 14.3.3(d)
 - liability (SVT), 14.3.3(b)
 - overview, 14.3.3(a)

Property value, decrease in, 1.4.1

Purchase of real estate. See Acquisition of real estate

Qualified farm property, capital gains exemption, 5.7

Qualified small business corporation, capital gains exemption, 5.7

Quitclaim, land transfer tax, 14.2.2(c)

REITs, 11.2.4

Rate-reduction payments, 4.3.2(d)

Real estate

- acquired for the purpose of earning income
 - change in use, 5.2.4
- acquisition of (*See Acquisition of real estate*)
- brokerage, 13.3.7(c)
- business, converted to rental property, 9.3.6
- capital (*See Capital property*)
- capital cost allowance (*See Capital cost allowance*)
- Class 8, 2.3.6
- Class 13, 2.3.6
- Class 14.1, 7.3.1, 7.3.2
- Class 29, 2.3.6
- Class 43, 2.3.6
- Class 53, 2.3.6
- commitment fees, 13.3.7(f)
- condominiums
 - maintenance fees, 13.3.7(a)
 - new commercial development, 13.3.8(a)
 - residential, 13.3.8(a)
- construction
 - GST, 13.3.2(a)
- depreciable (*See Depreciable property*)
- development of (*See Development of real estate*)
- disposition of (*See Disposition of real estate*)
- farm (*See Farm property*)
- former business, 5.3.2(c)
- former property, 5.3.2(a)
- frozen, 9.3.8(a)
- GST (*See GST*)
- held by two or more persons (*See Reorganization*)
- indirect interests, eliminating double taxation, 10.3.2(a)
- insulation from liabilities, 9.3.9
- interest and other charges, 13.3.7(f)
- inventory (*See Inventory*)
- leasing, defined, 4.3.4(b)(v)

INDEX

- legal services, 13.3.7(b)
 - losses, 1.4.4, 4.3.1(h)
 - mortgage brokerage, 13.3.7(e)
 - ownership of, 6.2.3(c)
 - partition of, 5.2.8
 - personal enjoyment, 1.3.6(b)(i)
 - personal-use
 - defined, 6.1
 - GST exemptions, 13.3.1(b)(iii)
 - principal residence exemption (*See* **Principal residence**)
 - property management, 13.3.7(d)
 - renovation of, GST, 13.3.2(b), 13.3.5
 - rental (*See* **Rental property**)
 - reorganization (*See* **Reorganization**)
 - replacement property, 5.3.2(a)
 - rollovers (*See* **Rollovers**)
 - sale of, 13.3.1 (*See also* **Disposition of real estate**)
 - exempt sales, 13.3.1(b)
 - substantial renovation
 - GST, 13.3.2(a)
 - syndication (*See* **Syndications**)
 - taxable Canadian
 - indirect holdings, 7.1.2(a)(ii)
 - taxpayer becomes resident in Canada, 7.3.2
 - taxpayer ceases to be resident in Canada, 7.3.1
 - taxes (*See* **Property taxes**)
 - tax-free transfer, 9.3.8(a)
 - timing of GST liability, 13.3.8
 - deposits, 13.3.8(b)
 - rents, 13.3.8(c)
 - sales, 13.3.8(a)
 - trading, separate from capital, 2.3.4(b)(iii)
 - transfer of to partnership (*See* **Partnerships**)
 - transfer of unregistered, 14.2.2(a)
 - used, 4.3.6
 - utilities, 13.3.7(g)
 - vendor of, registered for GST purposes, 13.3.9(a)
 - zoned use, 1.3.1(c)
 - zoning and assessment, 13.3.7(h)
- Real estate investment trust.** *See* **RE-ITs**
- Reasonable expectation of profit.** *See* **under Expenses**
- Recreational real property, 6.1**
- Redeterminations, 11.4.7**
- Refinancing.** *See* **Financing**
- Refund, acceleration of, 12.8.1(e)**
- Registered instruments, unregistered transfers, 14.2.2(a)**
- Related party transactions.** *See* **Non-arm's length transactions**
- Relocation plan, 14.2.28**
- Renovation costs.** *See* **Costs**
- Rent.** *See also* **Ground rent; Rental income**
- payable, 4.4.2
- Rental income**
- accrual method of accounting, 4.2.1
 - active business income, 8.1.2(b)(ii)(A)(I)
 - building demolished, 2.2.1(c)
 - Canadian-controlled private corporations, 8.1.2(b)(ii)(A)(I)
 - cash basis, 4.2.1
 - condition of loan, 4.3.2(a), 4.3.2(a.1)
 - corporation income, 1.2.2
 - designated income, 7.1.1(d)(ii)
 - direct ownership by non-resident, 7.1.1(d)(i)
 - GAAP, conformity with, 4.3.1(e)
 - indirect ownership, 7.1.1(d)(i)
 - integration table, 8.1.2(b)(iii)
 - inventory, 8.1.2(b)(ii)(A)(I)
 - joint ventures, 8.2.1(b)(ii)(A)(I)
 - non-residents (*See* **Non-residents**)
 - prepayments, 4.2.2
 - reorganizations (*See* **Reorganization**)
 - section 216 election, 7.1.1(b)(ii)

TAXATION OF REAL ESTATE IN CANADA

- specified business to active business, 9.3.6
 - amalgamation, 9.3.5
- **Rental property**
 - building components, 2.3.6
 - business property, converted to, 9.3.6
 - amalgamation, 9.3.5
 - business real estate, 8.2.1
 - capital cost allowance (*See Capital cost allowance*)
 - classification, 2.3.4(b)(ii)
 - defined, 4.3.4(b)(ii)
 - former business property, 5.3.2(c)
 - GST, 13.3.1(b)(i)(A), 13.3.1(b)(i)(A)(II), 13.3.1(b)(i)(C)(III), 13.3.6
 - landlord registered, 13.3.9(a)
 - income from, 1.2.1(a)
 - losses
 - deductibility of, 1.4.1
 - reasonable expectation of profit, 1.4.2
 - terminal, 2.3.4(b)(i)
 - merger with fee simple, 2.3.5(b)
 - owned by corporations, 1.2.1(b)
 - owned by individuals, 1.2.1(a)
 - recaptured CCA, 2.3.4(b)(i)
 - Regulation 1100(4.1), 1.2.1(a)
 - related persons, 5.3.2(c)
 - reorganization, 9.2.7
 - undivided interest, 2.3.4(b)(i)
- **Reorganization**
 - active business income, 9.3.4
 - converted to specified investment business, 9.2.9
 - amalgamation
 - statutory, 9.3.5
 - vertical, 9.3.6
 - available for use (*See Available for use rules*)
 - business property (*See Property*)
 - business real estate, 9.2.7
 - butterfly, 9.3.4, 10.2.2(a)
 - incestuous, 9.3.3
 - land transfer tax, 14.2.27
 - single wing, 9.3.4
 - Canadian-controlled private corporations, 9.2.12
 - capital cost allowance (*See Capital cost allowance*)
 - capital gains
 - intercorporate dividends treated as, 9.3.3
 - realization of avoided, 9.3.4
 - combining holdings, 9.2.10, 9.3.4
 - corporations, 9.2.12
 - cost base step-up, 9.3.6
 - co-tenancy, 9.3.1
 - creditors, protection from, 9.2.4
 - depreciable property, deemed transfer, 9.4
 - different packages, 9.3.3
 - dividend payments, 9.3.2
 - dividends
 - deferral of tax, 9.2.14
 - division, 9.2.3, 9.3.3, 9.3.4
 - elimination of unnecessary corporations, 9.3.6
 - estate freezing, 9.2.2
 - estate planning (*See Estate planning*)
 - GAAR, 9.3.4
 - GST, 13.3.13
 - income from an active business, 9.3.2
 - internal freeze, 9.3.8
 - land transfer tax, 14.2.5
 - liabilities
 - deferred, 9.3.4
 - insulation from, 9.2.4, 9.3.2
 - merging
 - holdings, 9.3.5
 - interests, 9.3.2
 - objectives, 9.2
 - paragraph 55(3)(b), 9.3.4
 - parcels, 9.3.4
 - partial interests, 9.3.4
 - partition of undivided interest, 9.3.1
 - partnership, dissolution of, 9.3.9, 9.3.10

INDEX

- principal business corporation, 9.2.11
 - protecting assets from creditors, 9.3.3
 - related persons (*See Non-arm's length transactions*)
 - rollovers (*See Rollovers*)
 - section 85, 9.3.7
 - section 86, 10.2.2(a), 10.2.3
 - section 88, 9.3.6
 - separation of
 - interests, 9.2.3
 - properties, 9.2.13
 - simple transfer to corporation, 9.3.2
 - simplification, 9.2.1
 - small business deduction (*See Small business deduction*)
 - special shares, 9.3.3
 - specified business income, 9.3.4
 - specified investment business, 9.3.2, 9.3.4
 - converted to active business, 9.2.8
 - spin-offs, 9.3.3
 - step-up (*See Step-up*)
 - subsection 85(1), 9.3.3, 9.3.4
 - subsection 97(2), 9.3.9
 - tax losses/shelters, 9.3.2, 9.3.4, 9.3.5
 - utilization of, 9.2.6
 - tax-free merger, 9.3.6
 - wholly owned corporations, 9.2.14
 - wind-up of subsidiary, 9.3.6, 9.7.7
- Repairs and maintenance, 4.3.6**
- Repeated sale and reinvestment, 1.3.4**
- Replacement property, 4.3.4(a)(iii), 5.3.2, 9.2.7**
- compliance requirements, 5.3.2(d)
- Repossession. *See* Foreclosure**
- Reserves**
- deferral of gains, 5.3.1(a)
 - foreclosure, 2.2.4
 - formula for computing, 5.3.1(a)
 - limitation on claims, 5.3.1(b)
 - non-residents, 7.1.2(c)
 - prepaid rent, 4.2.2
- Residential complex, GST exemption, 13.3.1(b)(i)(A), 13.3.2(a), 13.3.6(b)(i)**
- Residential trailer parks, GST exemption, 13.3. 1(b)(ii), 13.3.6(b)(1)**
- Revenue. *See* Income**
- Rights of way, land transfer tax, 14.2.2(c)**
- Road, 2.3.4**
- Rollovers**
- anti-avoidance provisions, 5.3.3(b)
 - boot, 5.3.3(a), 9.3.4
 - corporations, 5.3.3(a)
 - farm property, 5.3.3(c)
 - partnerships, 5.3.3(b), 10.2.3(a), 10.3.2(b)
 - proceeds of disposition, 5.1.2(b)
 - replacement property, 5.3.2(a), 9.2.7
 - section 85, 1.3.2(h)
 - inventory ineligible, 10.2.3
 - section 245, 5.3.3(b)
 - spousal, 2.2.3
 - subsection 85(1), 5.3.3(a), 7.1.2(g)(ii)
 - subsection 88(1), 9.3.7
 - subsection 97(2), 5.3.3(b), 10.2.3(a)
- Roof, 6.1**
- Sale of property. *See* Disposition of real estate**
- Sale-leaseback arrangements, 5.2.2, 5.2.2(a)**
- Securities, unsuccessful financing or sale of, 4.3.2(a)**
- Seizure, sale by creditor after, 1.3.4(i)**
- Series of transactions, 2.4.1**
- Sewers, 2.3.4**
- Sham transactions**
- sale-leaseback agreements, 5.2.2(a)
- Shareholder, death of**

TAXATION OF REAL ESTATE IN CANADA

- compulsory buy-sell agreement, 10.3.2(d)

Short-term residency, 7.3.3

Site investigation costs, 3.2.1

Ski trails, developing, 2.3.4

Small business deduction, 8.1.2(b)(ii), 8.1.2(b)(iii), 9.3.2

- non-resident corporations, 7.1.1(d)(i)
- reorganization, 9.2.12
- reorganizations, 9.2.8, 9.2.12
 - active income in excess of limit, 9.2.9

Soft costs, 3.1.4, 3.1.6

- adventure in the nature of trade, 1.2.2
- capital vs inventory, 1.3
- capitalization of, 3.1.6
- deductible, 1.2
- interest, 3.3.3(a)
- purchase of real estate, 2.2.1(c)
- subsection 18(3.1) application, 3.1.6(b)
- syndication, 11.3.6

Sole ownership. See Ownership

Sole proprietorship. See Ownership

Specified investment business. See Business

Specified shareholders

- indirect ownership, 3.3.3(b)
- interest
 - indirect financing, 4.3.2(b)(iii)(B)
- subsection 18(3.1), 3.1.6(b)

Speculative transactions, 1.2.2, 1.3.1(k)

- adventure or concern in the nature of trade, 1.2.2
- borrowed money, 1.3.1(g)

Spousal rollover. See Rollovers

Spousal trusts. See Trusts

Stepdown transformers, 2.3.6

Step-up

- adjusted cost base

- capital losses, 10.3.2(c)
- deceased taxpayer, 10.3.2(a)
- paragraph 88(1)(c), 10.3.2(b)(i)
- paragraph 98(3)(b), 10.3.2(b)(iii)
- subsection 87(11), 10.3.2(b)(ii)
- wind-up of subsidiary, 9.3.6, 9.3.7

- capital property, 9.3.6, 9.3.7
- change in use rules, 2.2.5
- deceased taxpayer, 10.3.1
- reorganization, 9.2.5, 9.3.2
- reorganizations (*See Reorganization*)
- wind-up, 2.2.6

Stop-loss rules

- share redemption on death, 10.3.2(d)

Storage area, 2.3.4

Stoves, 2.3.6

Subdivision and servicing of undeveloped land. See also Development of real estate

- resale as vacant lots, 3.3.3(a)
- subsection 18(3.1), 3.1.6(b)

Surface rights, 14.2.33

Syndications

- allocation of costs, 3.1.5, 11.3.5
- cash-flow guarantees, 11.3.2
- co-tenancy, 11.2.2
- condominiums, 11.2.3
- continued participation, 11.3.4
- expenses of, 11.3.1
- interest rate buydowns, 11.3.3
- limited partnerships, 11.2.1
- limited recourse amount, 11.4.4
- management fees, 11.3.4
- reasonableness of costs, 11.3.5
- soft costs, 3.1.6(a)
- structure of, 11.2
- tax shelter registration, 11.3.6
- unreasonable development costs, 3.1.5
- vendor interest, 11.3.4

INDEX

- “Tax free” entities, 13.2.1

Tax shelters

- at-risk adjustment, 11.4.5
- cashflow, 3.1
- expenditure reduction, 11.4.2
- information, 11.4.6
- investment
 - defined, 11.4.3
- investment rules, 11.4
- limited recourse amounts, 11.4.2
- losses associated with, 1.4.1
- reasonable expectation of profit, 1.4.2, 11.1
- reorganizations, 9.2.6, 9.3.4
 - amalgamation, 9.3.5

Tax treaties. See under Non-residents

Taxable benefits, 4.2.3(d)

- leasehold improvements, 4.2.3(d)
- loan to shareholder, 6.3.2

Taxable Canadian corporations, wind-up, 10.3.2(b)(i)

Tenant inducements

- deductions, 4.3.5(c), 4.4.1
- depreciable property, 4.4.1
- development of real estate, 3.4.2(c)
- GST, 13.3.6(c)(ii)
- income, 4.4.1
- initial lease-up, 3.4.2(c)
- tax treatment, 3.4.2(c)
 - capital cost allowance, 3.4.2(c)

Tenants-in-common. See Co-tenancy

Terminal losses, 4.4.3, 5.1.2(a)(iv)

- capital cost exceeds fair market value cost, 2.2.3
- corporations
 - control acquired, 5.6.4
- deductibility of, 1.4.1
- recaptured, 5.1.1
- recognition of
 - timing, 5.2.1(a)(i)
- restrictions, 5.6.1
 - buildings, 5.6.1(a)

- depreciable property, 5.6.1(b), 5.6.1(c)
- subsection 13(21.1), 5.6.1(a)
- subsection 13(21.2), 5.6.1(c)
- subsection 85(5.1), 5.6.1(b)
- subsections 40(3.3) and (3.4), 5.6.2

Thin capitalization, non-resident corporations, 7.1.1(e)(i)

Time-shares, 5.4.6(a)

Title, registration of, 5.2.1(a)(i), 14.2.2(a)

Trading gains or losses, 1.3, 5.1.2(a)(v), 7.1.2(b)

Trading up, 1.3.4

Treaties. See under Non-residents

Trustee

- transfer of land from, 14.2.2(c)
- transfer of land to, 14.2.5

Trusts

- *alter ego*, 6.2.5, 6.2.7
- calendar year, 7.1.1(e)(ii)
- common law partner, 6.2.7
- deemed disposition, 7.1.2(a)(iv)
- designated income, 7.1.1(d)(ii)
- disability trust, 6.2.7
- farmland sold for personal use, GST exemption, 13.3.1(b)(v)(B)
- indirect ownership, 7.1.1(a)(v)
- instalment payments, 7.1.1(e)(ii)
- *inter vivos*, 6.2.7, 7.1.1(d)(ii)
 - Part II.2 tax, 7.1.1(e)(ii)
- joint spousal, 6.2.7
- land transfer tax, 14.2.5
- non-residents (*See under Non-residents*)
- personal step-up, 2.2.6
- principal residence owned by, 6.2.7
- rental income, 7.1.1(d)(i)
- spousal, 6.2.7
 - deemed disposition on death of spouse, 10.3.2(c)

TAXATION OF REAL ESTATE IN CANADA

- transfer of capital property, 10.2.1
- taxation year, 7.1.1(e)(ii)
- testamentary, 6.2.7
- testamentary non-resident, 7.1.1(e)(ii)
- transfers of property, 5.4.5
- transfers to beneficiary
 - non-resident, 7.1.1(d)(ii)
 - principal residence exemption, 6.2.6

UCC. See Undepreciated capital cost

Undepreciated capital cost, 4.3.4(a)(iii), 5.1.2(a)(iii)

Underlying interests, 2.2.6

Underused Housing Tax Act, 7.1.3(a)(i)

Undeveloped land. See Land

**Unsuccessful financing of securities.
See Securities**

Used housing, GST exemption, 13.3.1(b)(i)

Utilities service connections, 3.3.7

- subsection 18(3.1), 3.1.6(b)

Vacant land. See Land

Vacation home, 6.1

Vendor take-back mortgage, 5.3.1(a)

Withholding tax

- filing requirements, 7.1.1(b)(vii)
 - late-filed returns, 7.1.1(b)(vii)
- generally, 7.1.1(b)(vi)
- non-resident (*See Non-residents*)
- voluntary disclosure, 7.1.1(b)(vii)
- Voluntary Disclosures Program, 7.1.1(b)(vii)

Zoned use of property, 1.3.1(c)