Index

cash, 65–69	Estate Information Return, Ontario, 5
bitcoin/virtual/crypto currency, 66	Estate liabilities, 57–64
charitable donations, 34–38	bank statements, 63
corporation, 88	credit cards, 58–59
digital assets, 69–70	deferred payments, 57
exchange traded funds (ETF), 77	funeral, 58
family business, 82–83	health expenses, 58
family cottage, 71–72	home buyers' plan (HBP), 63-64
family home, 70–71	income tax, 57, 62
family loans, 74	lawsuits, 58
first home savings account (FHSA),	lifelong learning plan (LLP), 63-64
80–81	lines of credit, 57
foreign property, 72	loans, 57, 74
foreign retirement, 81	mortgages, 57
investments, 74–75	probate fees, 57
life income finds (LIF), 80	property tax, 57
life insurance,75	rents, 57
joint venture, 87	tax liabilities, 62
limited partnership (LP), 86	Will, probate, 57
limited liability partnership (LLP), 85–86	Executors, life interest, 13, 57, 65
mortgages, 73	fees, 4, 65
mutual funds, 76–77	instructions, 27–28
offshore assets, 89	letter of wishes, 39, 41-42
offshore structure, 89–91	records, 48–49
partnership, 84–85	responsibilities, 4, 65
property, real, 73	Fair market value (FMV)
proprietorship, 83	alter ego trust, 23–25
registered education savings plans	capital property, 110
(RESP), 82	corporation, 88
registered retirement income funds (RRIF), 80	gifting, 6, 124
registered retirement savings plans	<i>inter vivos</i> /family trust, 20–23 joint partner trust, 23–25
(RRSP), 80	mutual funds, 76–77
safety deposit boxes, 66	· ·
segregated funds, 20, 77	partnership, 84–85
simplifying, 48–49	limited liability partnership (LLP), 85–86
social media accounts, 69-70	limited partnership (LP), 86
stuff, other, 91–92	property, 62
trusts, 89	gifted, 6–7
	D

life/residual interests/remainderman	net income, 120
arrangement, 13	Old Age Security Pension (OAS), 109
joint tenancy, 7–12	other types, 120
proprietorship, 83	pensions or superannuation, 109
segregated funds, 20, 77	registered retirement income fund
"stuff," 8–10	(RRIF), 118–119
tax liabilities, 62	registered retirement savings plan
testamentary trust, for minors, 32-33	(RRSP), 116–117
TFSA, 15	self-employment, 119
Family Law Act (Ontario), 42, 145-147	taxable, 120–125
Family law, provincial, 42–43	testamentary spousal/partner trust,
FHSA. See Tax-Free Home Savings Account	30–34, 106, 112–113
(FHSA)	total, 107–108
First Home Savings Account. See Tax-Free	year of death, 105
Home Savings Account (FHSA)	reserves, 119–120
Funeral, 51–55	Inheritance, family, 42
body/organ donation, 55	Inter-vivos trust. See under Trusts
life insurance, 55	Intestate, dying, 2–3, 26–27
natural burial, 51–52	Investment portfolio, 74–75
prepaid, 51	blended payment, 75
and COVID-19, 55	freezing, 21–22
Gifting, 6-7	multiple Wills, 25–26
Graduated rate estates (GRE), 25, 31, 34–36,	Joint tenancy, 7–13
122–125, 133	LIFs. See Life Income Funds (LIFs)
capital gains, 35–36	LIRA. See Locked-in Retirement Account
donations, 35–36, 122–125	(LIRA)
post-2015 rules, 32, 34, 122–125, 127–128	LIT. See Life Interest Trust (LIT)
taxation year, 34–36	Lawsuits, 103–104
Henson trust, 33–34	Liabilities. See Estate liabilities.
Home buyers' plan (HBP), 16, 63–64, 118	Life Income Funds (LIFs), 15, 109, 118, 134
Income, 107-110	Life insurance policy, 19, 35, 55, 76, 78, 93, 122
annuities, 18–19	Lifelong learning plan (LLP), 17, 63–64, 80,
blended payment, 75	118
Canada Pension Plan (CPP), 109	Life/residual interest, 13–14
death benefit, 118	Locked-in Retirement Account (LIRA), 14, 74,
employment, 108	118, 134
foreign, 75, 107	Medical expenses, 58
investment, 74–75, 110	Memberships, 134
joint partner, 23–25	Organ donation, 55
	Partner. See Spouse/partner.

Passwords, 134	variable payment life annuity plan
Pension, 109	(VPLA), 19
plans, registered, 14	testamentary trust, 30–34
splitting, 109	insurance trust, 38–39
Pets, 41–42	minors, 32–33
Pooled Registered Pension Plan (PRPP), 117,	will, 4, 57
118, 120	Property, 65–116
Power of attorney, 24, 40	capital gains deduction, 111
personal care, 40	cash/bitcoin/virtual currency, 66
property, 40	depreciable, 110–112, 113–116
Pre-nuptial agreements. See Cohabitation (pre-	family cottage, 71–72
nuptial) agreements	family home, 70–71
Probate fees, 5–6	farming, 115–116
bank account, 63	fishing, 115–116
life insurance, 19, 55	foreign property, 72
provincial/territorial, 5	gifted, 6–7
reduction of, 6–26	joint tenancy, 7–8, 10–13
advanced life, 7–8	life/residual interests/remainderman
annuities, 18	arrangement, 13
deferred annuity (ALDA), 18–19	principal residence, 10, 70–71
gifting, 6–7	qualified farm and fishing property, 111
home buyers' plan (HBP), 16	real estate, 73
insurance trust, 38–39	tenancy in common, 7–9
inter-vivos/family trust, 20–23	transfer of ownership, 7–8, 9, 10–11, 113–
alter ego/joint partner, 23–25	116
joint tenancy, 7–13	farming/fishing property to child,
reasons for not doing, 11-12	115–116
life insurance, 19	RDSP. <i>See</i> Registered Disability Savings Plans (RDSPs).
life/residual interests/remainderman arrangement, 13–14	RESP. See Registered Education Savings Plans
lifelong learning plan (LLP), 17	(RESPs).
multiple Wills, 25–26	RRIF. See Registered Retirement Income Funds (RRIFs).
registered education savings plan (RESP), 17	RRSP. See Registered Retirement Savings Plans (RRSPs).
registered plans, 14	Records/files, 48–49, 57, 65, 69–72, 83
segregated funds, 20	Registered Disability Savings Plans (RDSPs),
tax-free home savings account	14, 110, 117
(FHSA), 16 tax-free savings account (TFSA), 15	Registered Education Savings Plans (RESPs), 17, 82

testamentary spousal/partner trust, 106, 112–113	hand-written/holograph, 1 intestate, 2–4, 26–27
testamentary trust returns, 34, 133–134	last Will, 28
transfers from spouse, 121–122	letter of wishes, 39
transfers to spouse, 112–113	liability, 57–58
year of death, 105–106	marriage/co-habitation agreement, 40
Testamentary spousal/partner trust, 12, 30–34,	multiple, 25–26
106, 112-113	nullified, 3
Testamentary trusts, 30–34	pets, 41–42
Trusts, 89	preferred shares, 21–22
corporate, family, 21	primary/secondary, 25
definitions, 2	probate, 5
insurance trust, 38–39	probate, 5 probate fees, 5, 25, 57
inter-vivos/family, 2, 20–23	reduce or eliminate, 6-25
alter ego, 23–25	rewrite, 28
graduated rate estates (GRE), 35-36	sound mind, 28
Henson Trust, 33–34	specific bequests, 29
joint partner, 23–25, 89	storage of, 4, 27
letter of wishes, 39, 41	"stuff", 4, 8–10
taxes, 21–23	surviving spouse/partner, 40–41, 134
tax returns, 23–25, 34	terrorem clause, 28–29
new reporting requirements (2022), 25,	testamentary spousal/partner trust, 31–32
34, 89	testamentary trust, 2, 30–34
qualified disability trust (QDT), 31–32	Year of death, 105
testamentary, 2, 30–34, 128	charitable donations, 34–38
T3 Trust Income Tax and Information Return, 23, 34, 105, 108, 109, 110	reserves, 119–120
Union, 93	
Variable Payment Life Annuity (VPLA), 19, 79	
Wills, 1–49	
amendments/codicil, 28	
charitable giving. See Charitable giving.	
common disaster clause, 39	
creditor of the estate, 57	
currency of, 27–28	
definition, 1	
executor(s), 4, 29	
Family Law Acts, 42–43	
family meeting, 39	
foreign/international, 43	