

INDEX

ABIL. *See* Allowable business investment loss (ABIL)

ACB. *See* Adjusted cost base (ACB)

Accounting fees. *See* Tax and accounting fees

AMT. *See* Alternative minimum tax (AMT)

Active business income. *See* Business income

Adjusted cost base (ACB)

Canadian currency, 175
capital gains election, 176
capital property, 25
debt obligations, 42, 164
defined, xxxiv, 175
employee stock options, 27, 48, 176
 computations, 58
foreign exchange rate, 175
foreign spin-off, 177
gifts and bequests, 175
identical properties, 26, 175
labour-sponsored venture capital corporation tax credits, 106
limited partnership losses, 132
mutual fund trust units, 78
negative, 114
partnerships, interest in, 112
property, 175, 224
share for debt exchange, 65
share for share exchange, 65
shares, 25
stock options, 176
T5008 Statement of Securities Transactions, 192
V-day elections, 176

Affiliated corporations. *See* Corporations

Affiliated persons, 187

Age credit, 130

ordering of, 148

Allowable business investment loss (ABIL), 28, 191, 224

qualified small business corporation shares, 29

INDEX

Alternative minimum tax (AMT), 123

- basic minimum credit, 130
- business losses, 127
- calculation of, illustration, 125
- Canadian exploration expense, 128
- capital cost allowance, 128
- capital gains, non-taxed portion, 126
- capital losses, allowable, 126
- DPSP contributions, 129
- defined, 124
- dividends, 126
 - gross-up, 152
- employee stock option benefits, 129
- film properties, 128
- financing expenses, 127
- interest expenses, 127
- labour-sponsored venture capital corporation tax credits, 106
- leasing properties, 128
- loss carryovers, 129
- minimum credit, basic, 130
- partnership carrying costs, 127
- partnership interest, 114
- partnership losses, 126
- property losses, 127
- provincial, 131
- RPP contributions, 129
- RRSP contributions, 129
- rental properties, 128
- resource expenses, 35, 128
- rules, 124
- T691, Calculation of Minimum Tax, 131
- tax carryover, 130
- tax preference items, 125
- tax reporting, 131
- tax shelter deductions, 128

Amalgamations. *See* Rollovers

Anti-avoidance rules

- GAAR, 140
- income splitting, 310
- RRIFs, 372
- RRSPs
 - excess contributions, 335

INDEX

spousal plan withdrawals, 339

Arm's length persons, xxxv

transfer of property, 182

Arrangements

off-shore, tax motivated, 210

At-risk rules. *See also* Limited partnerships

adjustments to, 132

limited partner, 132

limited partnerships, 115, 132

losses, 132

resource expenses, 128

tax shelters, 120

Attribution rules, 287

back-to-back transfers/loans, 300

commercial loans, 296

commingled funds, 291

debt repayment, 295

fair market transfers, 296

income, transfer of rights to, 305

income-on-income exemption, 290

indirect loans or transfers, 293

indirect payments or transfers of rights, 305

interest-free loans, 303

in-trust-for (ITF) accounts, 301

kiddie tax, 306

loan guarantees, 301

low-interest loans, 303

marriage breakdown, 300

minors attaining majority, 293

non-residents, 293

property

defined, 288

income from, 288

losses from, 288

substituted, 293

property, loan of, 292

corporations. *See* Corporate attribution rules

indirect, 293

minors attaining majority, 293

paid back, 295

prior to attaining residency, 293

INDEX

prior to marriage, 292
trusts, 298
property, transfer of, 288, 291
corporations. *See* Corporate attribution rules
fair market, 296
indirect, 293
minors attaining majority, 293
prior to attaining residency, 293
prior to marriage, 292
property transferred back to transferor, 294
trusts, 298
qualified small business corporation shares, 295
reversionary trusts, 301
revocable trusts, 301
separation, 300
small business corporation, 28
split income (TOSI), 306
spousal short-term RRSP contributions, 305
substituted property, 293
summary of, 287
turning attribution off, 294

Automatic interspousal rollover. *See* Rollovers

Bad debtor investments, 173

Bankers' acceptances, 41

Basic minimum credit. *See* Alternative minimum tax

Beneficial ownership, 171

joint tenancy, 171
property, transfers of, 171

Beneficiary. *See* Trusts

Bequests, 175

Bills, 41

Bonds, 44

converted for share, 65
deep discount, 165
defined, 44
discount, 165
income bond, 44
premium, 165

INDEX

property, xxxiii
small business bond, 44
small business development bond, 44
strip. *See* Strip bonds

Borrowed money to invest, 317

Bronfman Trust, 319

DPSPs, 322
income from business or property, 222, 318
interest deductibility. *See* Interest expense
RRSPs, 322
tracing rule, 319

Broker's commissions. *See* Shares

Bronfman Trust, 319

Business income, 197

active, 236
characteristics of, 197
characterizing income, 197
commodities, 69
compensating payments, 326
earned income, 202
futures contracts, 69
gains realized on income account, 197
income vs capital account, 197
lending fees, 326
options, 58
small business corporation, 201
tax treatment, 201
trading, 58

Business investment losses

deductible. *See* Allowable business investment loss
small business corporation, 28

Business losses, 201

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

CDA. *See* Capital dividend account (CDA)

CDE. *See* Canadian development expense (CDE)

CEE. *See* Canadian exploration expense (CEE)

CESG. *See* Canada Education Savings Grants (CESG)

INDEX

- CNIL. *See* Cumulative net investment loss (CNIL)**
- Calendar, tax compliance, ix-x**
- CRA, xxxvii**
- Call options. *See* Options**
- Canada Education Savings Grants (CESG), 387**
- Canada Learning Bond, 388**
- Canada Pension Plan contribution credit, 130**
 - ordering of, 148
- Canada Revenue Agency. *See* CRA**
- Canada-U.K. Tax Treaty, 264**
- Canada-U.S. Treaty, 208, 264, 270, 283**
- Canadian-controlled private corporation (CCPC), 230**
 - capital dividend account. *See* Capital dividend account
 - corporate income, 231
 - defined, 28, 230
 - dividend income, 231
 - investment income. *See* Investment income
 - RDTOH. *See* RDTOH
 - small business corporation. *See* Small business corporation
 - stock options, 50
 - tax features, 231
 - taxation of income, 231
- Canadian development expense (CDE), 35, 128**
- Canadian exploration expense (CEE), 35, 128**
 - alternative minimum tax. *See* Alternative minimum tax (AMT)
- Canadian public mutual funds. *See* Mutual funds**
- Canadian retirement accounts, 278**
 - defined, 278
 - exemptions for, 278
 - generally, 278
 - registration for foreign securities offered for sale, 281
 - registration for brokers/dealers, 278
- Canadian securities, 44**
 - capital account, 58
 - defined, 44, 58, 201

INDEX

Canadian tax otherwise payable. *See* **Income**

Capital cost allowance. *See* **Alternative minimum tax**

Capital dividend account (CDA), 232

defined, 232

dividends, 232

T2054, Election in Respect of a Capital Dividend under subsection 83(2), 233

Capital dividends, 79, 153, 232

trust income, 233

Capital gains, 169

adjusted cost base. *See* Adjusted cost base

attribution rules. *See* Attribution rules

bond discount, 165

call options. *See* Options

capital dividend account. *See* Capital dividend account

commodities, 201

computing amount of, 174

costs incurred for the purpose of earning, 221

debt obligations, 42

deemed dispositions, 172

defined, 169

disposition, defined, 170

election. *See* Elections employee stock options, 176

exemption. *See* Capital gains exemption

expenses incurred for purpose of earning, 177

flow-through entity, 186

flow-through shares, 33

foreign currency, 71

gifts of securities to registered charities, 183

T1170, Capital Gains on Gifts of Certain Capital Property, 184

hedge transactions. *See* Hedge transactions

inclusion rate, 182, 189, 191, 194, 232

adjustment to, 232

income, distinction between, 197

investment corporations, 100

limited partnerships, 111

listed personal property, 71

mutual fund corporations, 95

mutual fund trust units, 81

redemption of, 81

sale or transfer of, 81

mutual fund trusts, 77

INDEX

- refundable capital gains tax on hand (RCGTOH), 80
 - T3 reporting slip, 82
 - taxable, 78
- options. *See* Options
- partnerships, interest in, 111
- put options. *See* Options
- Schedule 3, Capital Gains (or Losses), 193
- shares, 25
- switch funds, 97
- T3, Statement of Trust Income Allocations and Designations, 192
- T4(PS), Statement of Employee Profit-Sharing Plan Allocations and Payments, 193
- T5, Statement of Investment Income, 193
- T657, Calculation of Capital Gains Deduction, 31
- T1105, Supplementary Schedule for Dispositions of Capital Property Acquired Before 1972, 193
- T5013, Statement of Partnership Income, 116, 193
- tax rates, 182
- tax reporting, 192
- taxation of, 234
- traders. *See* Trader trust tax return, 253
- Capital gains exemption, 181, 185**
 - eligible small business corporation shares, 31
 - limitations, 32
 - flow-through entities, 186
 - foreign currency, 73
 - publicly-traded securities donations, 183
 - qualified farm property, 185
 - qualified small business corporation shares, 29, 185
 - election, 31
 - limitations, 29
 - small business corporation shares, 28
- Capital losses, 186**
 - allowable, 186, 191
 - allowable business investment loss. *See* Allowable business investment loss
 - bond premium, 165
 - call options. *See* Options
 - carryback/carryforward rules, 188
 - T1A, Request for Loss Carryback, 188
 - computing amount of, 186
 - debt obligations, 41, 163
 - deemed dispositions, 172

INDEX

defined, 169
employee stock options, 176
foreign currency, 71
hedge transactions, 327
inclusion rates, 182
adjustments to, 189
listed personal property, 71
mutual fund trusts, 78
net, 182
 carrybacks, reporting, 188
nil, deemed to be, 186
options. *See* Options partnerships, interest in, 111
personal debt, 188
put options. *See* Options
Schedule 3, Capital Gains (or Losses), 193
share redemptions by affiliated corporations, 188
shares, 27
stop-loss rules, 186
switch funds, 97
TIA, Request for Loss Carryback, 189
taxation of, 231
transfers to registered plans, 187
trusts, 243
 tax return, 255
unrealized, of a spouse, 191

Capital property
acquisition of
 costs, 221
 commissions, 175, 221
cost. *See* Adjusted cost base
cost for tax purposes. *See* Adjusted cost base
debt obligations, 42, 163
defined, xxxiii, 169
depreciation, 170
disposition of, 170
 costs, 221
 expenses, 221
 outlays, 221
 reporting, 192
joint tenancy, 171
listed personal property. *See* Listed personal property
partnerships, interest in, 113

INDEX

- proceeds of disposition, 177
- rights, 64
- shares, 25
- T1105, Supplementary Schedule for Dispositions of Capital Property Acquired Before 1972, 177, 193
- transaction fees, 221
- transfer of
 - common law partner, 181
 - shares as consideration, 179
 - spouse, 181
- trusts, distributed by, 248
- V-day (1972), 176
- Capital stock. *See* Shares**
- Capital taxes, 240**
- Carrying costs, 115, 127, 177, 221**
- Charitable donations credit, 130**
 - ordering of, 148
- Charitable gifts. *See* Gifts**
- Clearance certificate, 255, 274**
- Closed-end unit trust. *See* Unit trusts**
- Commercial trusts. *See* Trusts**
- Commodities, 69**
 - capital account. *See* Capital gains
 - income account. *See* Income
 - personal-use property. *See* Personal-use property
 - speculator. *See* Speculator
 - spot market, 328
 - trader. *See* Trader
- Commodity price risk, 327**
- Common-law partner, xxxvi, 181**
- Common-law spouse. *See* Spouse**
- Connected shareholder, 424**
- Contingent interest obligations. *See* under Debt obligations**
- Continuing trusts. *See* Trusts**
- Convertible securities. *See* Shares**

INDEX

Co-operative housing corporation shares. *See* Shares

Corporate attribution rules, 298

deemed interest, 299

interest offsets, 299

marriage breakdown, 30

outstanding amount, 299

purpose test, 300

Corporate income, 229

Corporations

affiliated, 186, 188

bankrupt, 173

short position not closed, 325

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

capital gains, 95

eligible, 425

family business, 299, 311

flow-through, 78

income, 231, 238

integration, 235, 241

other, 78

insolvent, 173

short position not closed, 325

investment. *See* Investment corporations

mortgage investment. *See* Mortgage investment corporations

mutual fund. *See* Mutual fund corporationsnon-resident. *See* Non-resident corporation

Part IV tax, 231, 239

private, 229

capital gains/losses. *See* Capital gains; Capital losses

dividend income, 231

property, transfer of, 238

related, xxxvi

small business. *See* Small business corporation

taxation of, 239

Cross Border Trading Committee Bulletin, 282

Cumulative Canadian development expense (CCDE) account, 35

Cumulative Canadian exploration expense (CCEE) account, 35

Cumulative net investment loss (CNIL), 29

T936, Calculation of Cumulative Net Investment Loss (CNIL), 31

INDEX

Currency trading, 198

Dealer in securities. *See* **Trader**

Debentures, 44

converted for share, 65

income debenture, 44

Debt

disposition of, 165

losses, 173

election to dispose of. *See* **Elections**

extinguishing, 320

multi-rate, 43, 158, 167

obligation, 41

participating, 43

Debt instruments. *See* **Debt obligations**

Debt obligations, 41

accrued interest, 42, 222

seller/purchaser of debt obligation, 222

acquisition, transaction costs of, 41

adjusted cost base. *See* **Adjusted cost base**

annual interest accrual rules. *See* under **Interest income**

contingent interest obligations, 161

cost base, 163

dealer gains/losses, 198

deemed interest rate, 159

deep discount bonds, 165

deferred interest obligations, 160

defined, 41

discount, 165

gifted to registered charity, 183

income bond. *See* **Bonds**

income debenture. *See* **Debentures**

indexed, defined, 42

interest, principal not proportional to, 160

interest income. *See* **Interest income**

investment contract. *See* **Investment contract**

maturity, 43

non-interest-bearing, 159

premium bonds, 165

prescribed, 42

deemed interest rate, 159

INDEX

- defined, 42
- gifted to registered charity, 183
- principal not proportional to interest, 160
- proceeds of disposition, 163
- trader gains/losses. *See* Trader
- transaction costs of acquisition, 41
- transfer, 41
- Deceased taxpayer**
 - capital property, 254
 - clearance certificate, 255
 - continuing trusts, 252
 - deemed disposition, 251
 - labour-sponsored venture capital corporations shares, 104
 - tax credits, 104
- RRIFs, 378**
- RRSPs, 349**
 - terminal return. *See* Terminal return
- TFSAs, 408**
 - trust tax returns, 255
- Deemed dispositions, 251**
 - leaving Canada, 261
 - deferring payment, 261
 - trusts. *See* Trusts
- Deep discount bonds. *See* Bonds**
- Deferred interest obligations. *See* under Debt obligations**
- DPSP. *See* Deferred profit sharing plan (DPSP)
- Deferred profit sharing plan (DPSP), 395**
 - annuity, purchase of, 398
 - beneficiaries, disallowed, 397
 - borrowed money. *See* Borrowed money
 - capital gains/losses, 397
 - employee, treatment of, 397
 - employer
 - contributions, 396
 - shares of, 396
 - income, 349
 - income splitting, 349
 - inter-plan transfers, 398
 - investments, 396

INDEX

pension adjustment, 396
periodic income, 398
qualified investments, 396, 416
 annuities, 423
 cash and near cash, 416
 debt, 46
 limited partnerships interests, 423
 other, 424
 shares, 420
 trust units, 422
 warrant, option or similar right, 423
shares of the employer, 398
tax treatment, 397
transfers, inter-plan, 398
withholding tax, 398

Departure date. *See* Non-residents

Derivatives, 43

Designated shareholder, 424

Direct equity percentage, 218

Disability credit, 130

Discount. *See* Bonds; Debt obligations

Discretionary trusts. *See* Trusts

Disposition, capital, meaning of, 170

Disposition of property. *See* Property

Dividends, 147

after-tax yields, 150
alternative minimum tax. *See* Alternative minimum tax
capital. *See* Capital dividends
capital dividend account. *See* Capital dividend account
deemed, 182
defined, 147
election re spouse, 151
eligible, 147
foreign affiliates, 213
foreign corporations, 96
gross-up, 147
income, 231
 recognition of, timing, 149

INDEX

income bonds/debentures, 44
investment corporations. *See* Investment corporations
limited partnerships. *See* Limited partnerships
mutual fund corporations. *See* Mutual fund corporations
private corporations, 97
refundable dividend tax on hand, 97
spouse, 151
stock. *See* Stock dividends
T5, Statement of Investment Income, 153
tax credits, 147
 ordering of, 148
 provincial, 148
tax reporting, 153
taxable Canadian corporations, 79
taxation of, 147
tax-free, 150
trust income, 248

Donations. *See* Gifts

EAPs. *See* Educational assistance payments (EAPs)

Economic Growth and Tax Relief Reconciliation Act (2001), 267

Education credit, 130

Educational assistance payments (EAPs), 385

Elections

21-year deemed disposition rule, 249
Canadian securities, 58
Canadian source income subject to non-resident withholding tax, 264
capital dividends, 232
capital gains, 176
cost base of shares, 31
debt, election to dispose of, 173
disposition without sale/transfer, 173
dividends, spouse, 151
flow-through entity, realization of capital gains, 186
foreign spin-off, 177
guaranteed capital gains, 200
mutual fund corporation dividends, 96
preferred beneficiary, 248
RRSPs, Refund of premiums, 345
shares, election to dispose of, 173
tax income or capital gains in trust, 249

INDEX

- T123, Election on Disposition of Canadian Securities, 201
 - T664, Election to Report a Capital Gain on Property Owned at the End of February 22, 1994, 176
- T2054, Election in Respect of Capital Dividend under subsection 83(2), 233
- T2057, Election on Disposition of Property by a Taxpayer to a Taxable Canadian Corporation, 180
- T2101, Election for Gains on Shares of a Corporation Becoming Public, 30
- V-day (1972), 176
- Eligible corporation, 425**
- Eligible small business corporation (ESBC). *See* Small business corporation (SBC)**
- Employee stock options, 27, 47**
 - adjusted cost base, 49, 55, 175
 - Canadian-controlled private corporation options, 51
 - classification of, 50
 - deduction, 48
 - deferral securities, 58
 - donation of, 48
 - income or capital account, 58
 - key dates, 52
 - non-deferral securities, 58
 - ordering rules, 57
 - other stock options, 52
 - non-CCPC options, deferral for, 52
 - stock option deduction, 48
 - T4 Statement of Remuneration Paid, 176
 - taxable benefit, 47
 - computation and timing of, 53
 - tax treatment of, 59
- Employment Insurance premium credit, 130**
 - ordering of, 148
- Equity derivative deposits, 43**
- Equity percentage**
 - defined, 218
- Estate**
 - capital gains. *See* Capital gains
 - capital losses. *See* Capital losses
 - clearance certificate, 255
 - U.S. tax, *See* U.S. estate tax

INDEX

Expenses, 221

capital property. *See* Capital property
costs incurred on capital account, 221
costs incurred on income account, 222
deductible, 222
income tax returns, advice/assistance, 223
interest. *See* Interest expense
investment counsel fees. *See* Investment counsel fees
investment income, incurred for the purpose of earning, 222
investment publications. *See* Investment publications
non-deductible, 224
resource. *See* Resource expenses
tax and accounting fees. *See* Tax and accounting fees

FA. *See* Foreign affiliates (FA)

FAPI. *See* Foreign accrual property income (FAPI)

FMV. *See* Fair market value (FMV)

Fair market value (FMV)

bequest, 175
debt obligations exchanged for shares, 65
defined, xxxv
gift, 175
inheritance, 175
post-death decrease in RRIF, 377
RRSP, 348
shares exchanged for shares, 65
unit trust, 81

Federal tax credits

alternative minimum tax, 130
dividend tax credit, 147
labour-sponsored venture capital corporations. *See* Prescribed labour-sponsored
venture capital corporations

**Federally-registered labour-sponsored venture capital corporations. *See*
Prescribed labour-sponsored venture capital corporations**

Flow-through entities, 93, 186

Flow-through shares, 33

Canadian development expense, 34
Canadian exploration expense, 34
cost base, 36
definition, 34

INDEX

disposition, 36
expenses, 224
identification number, 37
investment tax credits, 36
prescribed forms, 37
resource companies, 35, *See also* Resource expenses
T100, Instructions for the Flow-Through Share Program, 37
T100A, Flow-Through Share Information, 37
T101, Statement of Resource Expenses, 37
tax benefits, 36
tax shelters. *See* Tax shelters

Foreign accrual property income (FAPI), 213, 427

active business income, 428
defined, 427
distributed FAPI deduction, 214
foreign accrual tax, 214
investment business income, 429
investment property, 430

Foreign affiliates (FA), 210

controlled, 216
defined, 217
dividends. *See* Dividends
information returns, 208
T1134A, Information Return Relating to Foreign Affiliates and not Controlled Foreign Affiliates, 210

Foreign currency

accounting worksheet, 72
accrual method of accounting, 71
exemption, 73
gains, 71
income account. *See* Income
losses, 71
realization, 71
settlement method of accounting, 71
shares acquired with, 26

Foreign currency risk, 327

Foreign exchange. *See also* Foreign currency

gains, 71
losses, 71

Foreign income, 205

INDEX

- Canadian tax otherwise payable, 207
- off-shore structures, 210
- T1135, Foreign Income Verification Statement, 208
- trust income, 218
- verification, 208
- Foreign investment income, 238**
- Foreign property. *See* Property**
- Foreign retirement arrangement, 338**
- Foreign spin-offs, 177, 178**
- Foreign tax credit, 206**
 - Canadian tax otherwise payable, 207
 - computation of, 207
 - T2036, Provincial or Territorial Foreign Tax Credit, 208
 - T2209, Federal Foreign Tax Credits, 208
- Form W-8BEN, 22**
- Forward contracts, 327**
- Futures contracts, 69**
 - foreign currency, 71
- GAAP. *See* Generally accepted accounting principles (GAAP)**
- GAAR. *See* General anti-avoidance rule (GAAR)**
- GIC. *See* Guaranteed investment certificate (GIC)**
- Gains**
 - hedge transactions. *See* Hedge transactions
 - income account. *See* Income
 - lower of cost or market, 328
 - mark-to-market, 328
 - shares
 - realized on, 181
 - redeemed/acquired/canceled by issuing corporation, 181
 - stock options, 181
- General anti-avoidance rule (GAAR), 140**
- Generally accepted accounting principles (GAAP), 134, 202, 328**
- Gifts, 175**
 - charitable, 175, 183, 409
 - employee stock options, 48

INDEX

- publicly traded securities, 183
 - capital gains tax exemption, 185
- securities to registered charities, 183
- T1170, Capital Gains on Gifts of Certain Capital Property, 184

Guaranteed investment certificate (GIC), 41

- annual interest accrual, 156
- multi-rate, 158
- stock link, 162

Hedge transactions, 327

- closed out, 328
- defined, 327
 - gains realized on, 328
 - capital account, 327
 - income account, 327
 - timing of, 328
 - treatment of, 328
- income splitting. *See* Income splitting
 - losses realized on, 327
 - capital account, 327
 - income account, 327
 - timing of, 328
 - treatment of, 328
- options, 328

Home Buyers' Plan. *See* under Registered retirement savings plan (RRSP)

Hypothecs, 41

ITC. *See* Investment tax credits (ITC)

Identical properties, 26

adjusted cost base. *See* Adjusted cost base

Immigration, 262

Immigration trusts, 218

Income

- business. *See* Business income
- Canadian tax otherwise payable, 207
- capital, compared, 69, 197
- commodities. *See* Business income
- corporate. *See* Corporate income
- costs incurred to earn, 221
- course of conduct, 199

INDEX

dividend. *See* Dividends
foreign. *See* Foreign income
foreign currency transactions, 71
futures contracts. *See* Business income
gains realized on income account. *See* Business income
hedge transactions, 325
integration, 235
interest. *See* Interest income
investment. *See* Investment income
nature of transactions, 197
options, 58, 197
other, 238
 corporations, 93
 foreign investment, 238
 interest, 79
 mutual fund corporations, 94
 personal services business, 238
 royalties, 79
property, xxxiv, 233, 288
shares
 disposition of, 198
short sale, 325
 gains/losses realized on, 325
source ceases to exist, 321
traders. *See* Trader
trading. *See* Business income
worldwide, 206, 211, 214, 262

Income bond. *See* Bonds

Income debenture. *See* Debentures

Income shifting, 3

Income splitting, 18, 287
anti-avoidance rule, 313
attribution rules. *See* Attribution rules
checklist, 18-19
fair market transfers, 296
hedge transactions, 325
in-trust-for (ITF) accounts, 301, 312
RRIFs, 374
RRSPs, 349
strategies, 306
testamentary trusts, 252

INDEX

Income trusts. *See* Unit trusts

Index linked deposits, 158

Indexed debt obligation. *See* Debt obligations

Inheritance, 175

Inside information

commodities, 71

income treatment, 71

Intangible property. *See* Property

Integration, 235

Inter vivos trusts. *See* Trusts

Interest

after-tax yield, 150

annual accrual rules. *See* under Interest income

expense. *See* Interest expense

income. *See* Interest income

other income, 79

over-accrual, 161

reporting, 166

Interest expense. *See also* Borrowed money

accrual method of accounting for, 317

capital gains, incurred for the purpose of earning, 221

cash method of accounting for, 317

DPSPs, funds borrowed to contribute to a, 322

debt obligations, 222

deductibility, 317

income from business or property, 318

income-earning purpose, 318

income source ceases to exist, 321

interest-free loan, 322

legal obligation to pay, 318

limitations, 322

matching, 222

RRSP, funds borrowed to contribute to a, 322

rearranging financial affairs, 320

restrictions, 322

secured loan, nature of security for, 323

sham transactions, 321

tracing rule, 319

INDEX

Interest income, 155

- annual accrual rules, 156
- contingent interest obligations, 161
- debt obligation, 163
- deep discount bonds. *See* Bonds
- deferred interest obligations, 160
- non-interest-bearing debt obligations, 159
- partnership, 162
- prescribed debt obligations, 158
- principal not proportional to interest, 160
- recognition of, 155
 - annual accrual rules, 156
- received/receivable methods, 156
- tax reporting, 166
- unit trusts, 162

Inter-spousal rollovers, 186

In-trust-for accounts. *See* **Income splitting**

Investing, tax preferred checklist, 15

Investment, registered. *See* **Registered investment**

Investment accounts, trading from U.S., 276

- broker/dealers, exemption from registration of, 278
- Canadian retirement accounts, 278
 - defined, 280
 - exemptions for,
 - broker/dealers, registration of, 278
 - foreign securities, registration of, 281
 - generally, 276
- federal exemption
 - Canadian retirement accounts, 278
 - foreign securities offered for sale, 281
 - registration, exemption from, Canadian broker-dealers, 278
 - temporary presence, 277
- foreign securities, 281
- state security regulations, 282
- self-regulating organizations, 280

Investment business, 429

Investment business, specified. *See* **Specified investment business**

Investment Company Act

- Rule 7d-2, 281

INDEX

Investment contract, 42, 156

annual interest accrual rules, 156
defined, 42
exceptions, 156

Investment corporations, 98

business income. *See* Business income
capital gains, 100
defined, 98
dividends, 100
flow-through, 98
foreign affiliate dividends, 100
income, types of, 100
interest income, 100
other income, 101
qualifying as, 99
share. *See* Shares
taxation of, 100

Investment counsel fees, 222

Investment Dealers Association of Canada (IDA), 278, 280, 282

Investment income

aggregate, 232
capital dividend account. *See* Capital dividend account
capital gains/losses. *See* Capital gains; Capital losses
Form W-8BEN, 282
refundable portion of tax, 234
T5 Statement of Investment Income, 153, 155, 166
tax rate, 234
withholding on U.S. source income, 282

Investment property, 430

Investment publications, 223

Investment tax credits (ITC), 36

T2038(IND), Investment Tax Credit (Individuals), 38

Joint tenancy, 172

probate fees. *See* Probate fees

Kiddie tax. *See* Attribution rules

LIFs. *See* Life income funds (LIFs)

LRIFs. *See* Locked-in retirement income funds (LRIFs)

INDEX

- LSVCC.** *See* Prescribed labour-sponsored venture capital corporations
- Labour funds.** *See* Prescribed labour-sponsored venture capital corporations
- Labour-sponsored funds credit, 130, 131**
- Labour-sponsored venture capital corporations, prescribed.** *See* Prescribed labour-sponsored venture capital corporations
- Legal ownership, 171**
 - joint tenancy, 172
 - property, transfers of, 171
 - trusts, 243
- Life income funds (LIFs), 375**
- Lifelong Learning Plan.** *See* under Registered retirement savings plan (RRSP)
- Limited partnerships**
 - adjusted cost base, 112
 - alternative minimum tax, 115
 - at-risk rules, 115, 132
 - Canadian exploration expenses, 115
 - capital cost allowance, 115
 - capital gains, 112, 114
 - capital losses, 114
 - carrying costs, 115
 - dividends, 115
 - expenses, 115
 - fiscal period, 111
 - flow-through vehicle, 111, 112
 - income
 - allocation of, 111
 - computed, 116
 - distribution of, 113
 - interest sold, 113
 - taxation of, 116
 - interest in, 112
 - cost, adjustments to, 112
 - sale of, 113
 - losses, 115
 - alternative minimum tax, 115
 - at-risk rules, 115, 132
 - carried forward, 132
 - mutual fund. *See* Mutual fund limited partnerships

INDEX

- negative cost base, 114
- partnership agreement, 114
- resource expenses, 113, 115
- revenues, 114
- small business investment, 426
- specified investment flow-through (SIFT), 112
- T5013, Statement of Partnership Income, 37, 116
- tax reporting, 116
- tax shelters, 113

Listed personal property, 71

Loans, 41

Locked-in retirement income funds (LRIFs), 348, 375

Loop-holes, 120

Loss utilization checklist, 17

Losses

- business. *See* Business losses
- capital. *See* Capital losses
- carrybacks/carryforwards, 188
- hedge transactions. *See* Hedge transactions
- income account. *See* Income
- lower of cost or market, 328
- mark-to-market, 328
- personal debt, 188
- recognizing, 325
- short sale, 325
- superficial. *See* Superficial losses
- TIA, Request for Loss Carryback, 189

Lower of cost or market. *See* Income

Manufacturing and processing profits, 238

Mark-to-market. *See* Income

Matchable expenditure rules, 133

- deductibility, 135
- mutual fund limited partnerships, 134

Medical expense credit, 130

- ordering of, 148

Minimum tax carryover, 130

INDEX

Money lenders, 198

Mortgage investment corporations, 28, 94

Mortgages, 41

Multi-rate debt. *See* Debt

Mutual fund corporations, 94

business income. *See* Business income

capital gains, 95

capital stock gifted to registered charity, 183

convertible securities, 65, 98

defined, 94

dividends, 96

 capital gains, 95

 Part IV tax, 97

flow-through, 93

foreign affiliate dividends, 95

income, types of, 95

interest income, 97

multi-class funds, 97

open-end, 95

other income, 97

prescribed labour-sponsored venture capital corporations, 94

qualifying as, 94

redemptions, 96

refundable capital gains tax on hand (RCGTOH), 96

share. *See* Shares

share conversion, 98

shareholder

 taxation of, 98

switch funds, 97

taxation of, 97

 Part IV tax, 97

Mutual fund limited partnerships, 134

Mutual fund switch funds. *See* Mutual funds

Mutual fund trusts, 77

automatic reinvestment plans, 83

capital gains. *See* Capital gains

defined, 77

distributions, 78

 capital gains, 79

INDEX

- non-taxed portion, 83
- last 16 days of calendar year, 81
- reinvested, 83
- income, 79
 - composition of, 84
 - flow-through, 78
 - paid to beneficiaries, 78
 - retained in trust, 80
 - T3, Statement of Trust Income Allocations and Designations, 84
 - types of, 81, 82
- open-end fund, 77, 84
- redemptions, 82
- taxation of, 78
- taxation year, 81
- unit
 - capital gains. *See* Capital gains
 - capital property, 82
 - cost, 83
 - gifted to registered charity, 183
- unitholder, taxation of, 81
 - capital gains, 82
 - income, undistributed pre-acquisition, 81
 - reporting, 84
- unit trust, 77
- Mutual funds, 77**
 - Canadian public, 94
 - corporations. *See* Mutual fund corporations
 - multi-class funds, 94
 - rollovers. *See* Rollovers
 - trusts. *See* Mutual fund trusts
- Net capital gains. *See* Capital gains**
- Net capital losses. *See* Capital losses**
- Non-arm's length persons**
 - defined, xxxv
 - proceeds of disposition, 177, 182
- Non-arm's length transactions, 182**
 - Non-capital losses, 201
- Non-resident corporations, 213**
 - determining residency, 214
 - common law test, 215

INDEX

- statutory tests, 215
- treaty tests, 215
- direct equity percentage, 218 equity percentage, 217
- foreign accrual property income. *See* Foreign accrual property income (FAPI)
- overview, 213
- stock dividends of, 213
- types, 216
 - controlled foreign affiliate, 216
 - foreign affiliate, 217

Non-resident trusts, 218

Non-residents. *See also* Residency

- business income, 264
- capital gains, 264
- corporations. *See* Non-resident corporations
- deemed dispositions, 261
 - deferring payment, 262
- departure date, 261
- employment income earned in Canada, 263
- interest, 264
- lump sum benefits, 338
- NR4, Statement of Amounts Paid or Credited to Non-Residents of Canada, 265
- passive income, 264
- personal tax credits, 263
- property income, 263
- residency, 259
- tax reporting, 265
- taxation of, 262
- taxation year, 261
- U.S. estate tax, *See* U.S. estate tax
- withholding tax, 264

North American Securities Administrators Association (NASAA), 282

- Notes, 41, 72
- converted for share, 65

Offshore arrangements, 210

Offshore investment funds, 218

Open-end mutual fund, 95

Open-end trust unit. *See* Unit trusts

Options

- call

INDEX

- acquiring/holding, 59
- capital losses, 59
- writing/selling, 61
- capital gains, 59
 - illustration, 60
- capital losses, 59
- closed out before expiry, 61
- covered, 59
- employee stock options. *See* Employee stock options
- exercised, 59
- expiry, 60
- gains, 60
- income vs capital account, 58
- losses, 59
- naked, 59
 - CRA administrative position, 59
 - gain/loss, 59
- put
 - acquiring/holding, 59
 - capital losses, 59
 - writing/selling, 61
- rights, issued concurrently, 64
- selling, 66
- tax treatment
 - acquiring, 59
 - holding, 59
 - selling, 61
 - writing, 61
- trading in, 58

Other income. *See* Income

Part IV tax dividends, 231

Part X.1 penalty tax, 335, 365

Participating debt. *See* Debt

Partnerships, 162

limited. *See* Limited partnerships

Passive income. *See* Income

Pension credit, 130

ordering of, 148

Personal services business, 238

INDEX

Personal tax credits, 130

ordering of, 148

Personal tax rates. *See* Tax rates

Personal trusts. *See* Trusts

Personal use property, 71

capital gains/losses, 71

Political donations credit, 130

Premium. *See* Bonds; Debt obligations

Prescribed debt obligation. *See* Debt obligations

Prescribed labour-sponsored venture capital corporations (LSVCC), 103

alternative minimum tax. *See* Alternative minimum tax

clawback, 106

defined, 103

disabled individual, 107

federal tax credits, 104

 alternative minimum tax, 105

 capital loss and adjusted cost adjustment, 106

 claiming, 105

 clawback, 1069

 holding period, 106

 maximum, 104

 non-refundable, 105

 recovery of, 106

 T5006, Statement of Registered Labour-Sponsored Venture Capital Corporation Class A Shares, 107

 tax reporting, 108

 unused, 105

holding periods, 106

Part XII.5 penalty tax, 106

permanently unfit for work individual, 107

provincial tax credits, 108

qualifying as, 103

RRIFs, 108

RRSP investments, 108

 spousal plan, 118

shares, 106

 disabled individual, 107

 holding period, 106

 March 6, 1996, issued before, 106

INDEX

- permanently unfit for work individual, 107
 - terminally ill individual, 107
- tax credits, 104
 - adjusted cost base implications, 106
 - capital loss implications, 106
 - clawback, 106
 - federal, 106
 - provincial, 108
 - recovery of, 106
- tax reporting, 108
- terminally ill individual, 107
- Prescribed stock exchanges**
 - in Canada, 425
 - outside Canada, 425
- Private corporations.** *See* Corporations
- Probate fees**
 - inter vivos* trusts, 252
 - joint tenancy, 172
 - transfer at death, 172
- Proceeds of disposition, 177**
 - debt obligations, 163
 - defined, xxxiv
 - property, 177
 - T5008, Statement of Securities Transactions, 193
- Promoter**
 - defined, 120
- Property**
 - adjusted cost base. *See* Adjusted cost base
 - capital. *See* Capital property
 - defined, xxxiii, 169
 - disposition of, 170
 - defined, xxxiv
 - leaving Canada, 261
 - fair market value. *See* Fair market value
 - foreign
 - defined, 358
 - RRIFs. *See* RRIF
 - RRSPs. *See* RRSP
 - reporting ownership of, 208
 - specified, 208

INDEX

- T1135, Foreign Income Verification Statement, 208
- identical. *See* Identical properties
- income from. *See* Income
- intangible, xxxiii
- proceeds of disposition. *See* Proceeds of disposition
- real. *See* Real property
- tangible, xxxiii
- taxable Canadian, defined, 263
- U.S. situs, 267
- value of, xxxv
- Provincial tax credits, labour fund, 108**
- Provincial tax rates. *See* Tax rates**
- Public mutual funds. *See* Mutual funds**
- Public securities. *See* Shares**
- Put options. *See* Options**
- Qualified investments of registered plans, 416**
- Qualified small business corporation shares (QSBC). *See* Small business corporation (SBC)**
- RCGTOH. *See* Refundable capital gains tax on hand (RCGTOH)**
- RDTOH. *See* Refundable dividend tax on hand (RDTOH)**
- RDSP. *See* Registered disability savings plan (RDSP)**
- RESP. *See* Registered education savings plan (RESP)**
- RRIF. *See* Registered retirement income fund (RRIF)**
- RRSP. *See* Registered retirement savings plan (RRSP)**
- Real property, xxxiii**
- Real property unit trust. *See* Unit trusts**
- Reasonable expectation of profit (REOP), 138**
- Refundable capital gains tax on hand (RCGTOH), 80**
 - mutual fund corporations, 80
 - mutual fund trusts, 80
- Refundable dividend tax on hand (RDTOH), 97, 231**
 - amounts added to, 231
 - Canadian-controlled private corporation, 230
 - Part IV tax, 231

INDEX

Registered disability savings plan (RDSP), 350, 379

Registered education savings plan (RESP), 385

accumulated income payment (AIP), 391
 Part X.5 tax, 392
beneficiaries, 385
Canada Education Savings Grants (CESG), 387
Canada Learning Bond (CLB), 388
contributions, 386
death of subscriber, 388
designated educational institutions, payments to, 391
educational assistance payments (EAP), 389
educational institutions
 in Canada, 389
 outside Canada, 390
investments, 392
over-contributions, 387
Part X.4 penalty tax, 387
Part X.5 tax, 392
payments, refund of, 390
post-secondary educational institutions, 389
qualified investments, 392
qualifying educational program, 390
refund of payments, 390
taxation of, 393
tax deferral, 8
transfers between plans, 393

Registered investment, 426

Registered retirement income fund (RRIF), 371

alternative minimum tax. *See* Alternative minimum tax
amended, 376
annuitant, 373
 death of, 378
 defined, 373, 381
benefits, taxation of, 372
carrier, defined, 371, 382
contributions, 374
designated benefit, defined, 382
fair market value, post-death decrease in, 380
income splitting, 374
labour-sponsored venture capital corporations. *See* Prescribed labour-sponsored
venture capital corporations

INDEX

- life income funds (LIFs), 375
- locked-in retirement income funds (LRIFs), 375
- minimum amount, defined, 382
- non-qualified investments, 378
- overview, 371
- payments, types of, 373
- post-death decrease in fair market value, 380
- prescribed factors, 382
- property, transfers from/to, 377
 - post-death decrease in fair market value of, 380
 - qualified investments, 384
- security, pledging plan assets as, 378
- spousal plan withdrawals, 376
- taxation of, 372, 376
 - Part XI tax, 373
 - Part XI.1 tax, 373
- terminal return. *See* Terminal return
- transfers to, 14, 15, 187, 377
- Registered retirement savings plan (RRSP), 333**
 - alternative minimum tax. *See* Alternative minimum tax (AMT)
 - annuitant, defined, 356
 - beneficiaries, payments to, 343, 354
 - benefits
 - defined, 357
 - taxation of, 342
 - after maturity, 343
 - before maturity, 342
 - borrowed money. *See* Borrowed money
 - contributions
 - carried forward, 337
 - designated transfers, 338
 - limit, 336
 - over-, 339
 - spousal, 339
 - cumulative excess amount, 335, 341, 365
 - DPSP benefits transfer, 339
 - death of annuitant, 349
 - election, 351
 - spouse becomes annuitant, 352
 - deduction limit, 336
 - defined, 361
 - formula, 361

INDEX

- spouse, 339
- defined, 333
- depository, issued by, 334
- deregistration of, 346
- direct designations to qualified donees, 355
- direct transfers, 341
- dollar limit, defined, 362
- earned income, 357
 - defined, 357
- excess contributions
 - deductions, 336
 - penalty tax, 336, 338
 - T1-OVP, Individual Income Tax Return for RRSP Excess Contributions, 341
 - T746, Calculating Your Deduction for Refund of Unused RRSP Contributions, 340
 - T3012A, Tax Deduction Waiver on a Refund of Your Undeducted RRSP Contributions, 340
 - withholding tax, 340
- foreign property, 335
 - defined, 358
- group RRSP amount, 366
- Home Buyers' Plan, 339, 343, 366
- income splitting, 349
- inducements, 334
- in-kind contribution of securities, 188
- issuer, defined, 359
- labour-sponsored venture capital corporations. *See* Prescribed labour-sponsored venture capital corporations (LSVCC)
- life income fund (LIF), 348
- lifelong learning plan, 339, 343, 366
- locked-in (LIRAs), 348
- locked-in retirement savings plans (LRSP), 348
- lump sum benefits, 347
- maturity, 346
 - defined, 359
- mental infirmity, 338, 350
- money purchase limit, 362
- non-qualified investments, 345
 - defined, 360
- over-contributions, 339
 - penalty tax, 341
 - withdrawals, 340
- PAR, defined, 360

INDEX

- Part X.1 penalty tax, 365
- payments to beneficiaries, 343, 354
- pension adjustment reversal (PAR), defined, 360
- premiums (contributions), 338
 - defined, 360
 - qualifying group RRSP, 366
 - refund of, 350
 - undeducted, 365
- property
 - post-death decrease in fair market value of, 355
 - transfers from/to, 345
- qualified donees, 355
- qualified investments, 360
- qualifying arrangement, 367
- qualifying group RRSP premium, 367
- RPP, transfers to, 341
- RRIF, transfers to, 342
- refund of premiums, 350, 363
- retirement income, 346, 363
- retiring allowances, 338
- security, pledging plan assets as, 345
- spousal contributions, 339
- spousal plan, 340, 343
 - defined, 364
 - withdrawals, 343
- T2033, Direct Transfer Under Paragraph 146(16)(a) or 146.3(2)(e), 342
- T2205, Amounts from a Spousal or Common-law Partner RRSP or RRIF to Include in Income, 344
- T2220, Transfer from an RRSP or a RRIF to another RRSP or RRIF on Marriage Breakdown, 342
- taxation of, 334
- Part I tax, 334
- Part X.1 tax, 335
- Part XI tax, 335
- Part XI.1 tax, 336
- tax deferral, 8
- tax-paid amount, 354, 364
- terminal return. *See* Terminal return
- transfers from, 341, 345
- transfers to, 345
- transitional amount, 368
- undeducted premiums, 365
- unused deduction room, 364

INDEX

Related persons, xxxv, 182

transfer of ownership to, 182

Rent, 222

Residency, 259

183-day rule, 259

departure rules, 261

determination of, 259

disputes, 261

NR74, Determination of Residency Status (Entering Canada), 261

NR73, Determination of Residency Status (Leaving Canada), 261

rulings, CRA, 261

sojourner rule, 259

tax treaties, 260

Resource expense pools. See Cumulative Canadian development expense account; Cumulative Canadian exploration expense account

Resource expenses, 224

deductions, claiming, 35

deductions, 35

investment tax credit, 36

 limited partnerships, 111

 at-risk amount, 132

renounced, 34

 partnerships, 36

T101, Statement of Resource Expenses, 37

T5013, Statement of Partnership Income, 37

tax reporting, 37

Resource flow-through shares. See Flow-through shares

Retirement savings checklist, 13

Retiring allowances, 338

Revenue Canada. See CRA

Right to receive production, 133, 142

Rights

acquire securities of corporation, 64

benefit included in income, 64

Canadian shareholders of foreign corporations, 65

foreign corporations, 65

gifted to registered charity, 183

income, 64

INDEX

options, issued concurrently, 65
property, xxxiii
stock dividends, 65

Rollovers

amalgamations, 180
automatic inter-spousal, 180
eligible small business corporation (ESBC) shares, 178
foreign spin-offs, 178
inter-spousal, 180
mutual fund switch funds, 97
section 85, 179
 conditions, 238
share for share exchanges, 180
shares, 178, 180
spousal trust, property transferred to, 180
T2057, Election on Disposition of Property by a Taxpayer to a Taxable Canadian Corporation, 180

Royalties, 222, 233

other income, 79

SIFT. See Specified investment flow-through (SIFT) trusts and partnerships

Section 85 rollovers. See Rollovers

Securities. See Shares

Canadian. *See* Canadian securities

Securities Act

registration requirements, 276
Rule 237, 281

Securities lending arrangements, 326

Settlor. See Trusts

Share for share exchange, 65, 180

adjusted cost base. *See* Adjusted cost base
fair market value. *See* Fair market value
rollovers. *See* Rollovers

Shareholders, defined, 424

Shares

acquired by issuing corporation, 181
adjusted cost base, 25
broker's commissions, 25

INDEX

business, carrying on of a, 199
business income. *See* Business income
Canadian securities. *See* Canadian securities
Canadian currency, 26
cancelled by issuing corporation, 181
capital gains election. *See* Elections categories of, 28
cease trading order, 174
convertible securities, 65
cost, 25
dealer gains/losses, 198
deferral securities, 57
defined, 25
delisted, 174, 325
disposition, 170
 settlement date, 171
election to dispose of. *See* Elections
eligible small business corporation. *See* Eligible Small business corporation
exchanges of, 65
flow-through. *See* Flow-through shares
gains, 25, 28, 29, 30
gifted to registered charity, 183
identical properties. *See* Identical properties
inside information. *See* Inside information
inventory, held as, 25
investment corporation, 28
labour-sponsored venture capital corporations, 103
long position, 325
losses, 25, 30
mutual fund corporation, 28
options. *See* Options
pool, 26
 stock options. *See* Stock options
promotion gains/losses, 198
qualified small business corporation. *See* Small business corporation
redeemed by issuing corporation, 181
rights. *See* Rights
rollovers. *See* Rollovers
sale of, gains and losses realized on, 29
securities lending arrangements, 326
settlement date, 171
short sale, 59
 gains/losses, 198, 325
 securities lending arrangement, 325

INDEX

- small business corporation, 28
 - capital loss on disposition, 28
- special knowledge. *See* Inside information
- stock options. *See* Employee stock options
- trader gains/losses. *See* Trader
- types of, 28
- Short sale. *See* Shares**
- Small business bond. *See* Bonds**
- Small business corporation (SBC), 28**
 - attribution rules. *See* Attribution rules
 - capital stock. *See* Shares
 - CCPC, 29
 - defined, 29, 230
 - eligible small business corporation shares, 31
 - definition, 31, 33
 - disposition, 31
 - tax reporting, 34
 - qualified small business corporation (QSBC) shares, 30, 230
 - 2-year holding period, 29
 - allowable business investment loss. *See* Allowable business investment loss (ABIL)
 - capital gains exemption. *See* Capital gains exemption
 - definition, 30
 - disposition of, 29
 - tax reporting, 31
 - shares
 - capital gains, 28, 36
 - capital losses, 188
 - small business deduction, 201
- Small business development bond. *See* Bonds**
- Small business investment limited partnership. *See* Limited partnerships**
- Small business investment trust. *See* Trusts**
- Small business limit, 236**
- Sojourner rule, 259**
- Specified investment business, 237**
- Specified investment flow-through (SIFT) trusts and partnerships, 87, 112**
- Speculator. *See also* Trader**

INDEX

- defined, 69
- income vs capital treatment, 69
- reporting method, 70
- Spot market, 70, 328**
- Spouse**
 - 12-month test, xxxvi
 - common-law, xxxvi
 - deemed, xxxvi
 - defined, xxxvi, 181
 - inter-, rollovers, 180
- Stock. *See* Shares**
- Stock dividends, 152**
- Stock exchanges. *See* Prescribed stock exchanges**
- Stock options. *See* Employee stock options**
- Stock split, 26, 174**
- Stop-loss rules. *See* Capital losses**
- Strip bonds, 20, 43, 158, 160, 167**
- Strip coupons, 41, 43, 158, 160**
 - annual interest, 157
- Student loan, interest on, 149**
- Superficial losses, 186**
 - securities sold and repurchased, 321
- Surtax. *See* Tax rates**
- Switch funds. *See* Mutual funds**
- TFSAs. *See* Tax-free savings accounts (TFSAs)**
- Tangible property. *See* Property**
- Tax and accounting fees, 223**
- Tax avoidance, 212**
- Tax compliance calendar, ix**
- Tax credits**
 - federal. *See* Federal tax credits
 - labour-sponsored venture capital corporations. *See* Prescribed labour-sponsored venture capital corporations

INDEX

ordering of, 148
personal. *See* Personal tax credits
provincial. *See* Provincial tax credits Tax deferral, 8

Tax-deferred rollovers. *See* Rollovers

Tax evasion, 212

Tax-free savings accounts (TFSAs), 401

capital gains, 403
charitable donations tax credit, 409
contributions, 402
 excess, 405
 exempt, 406
 in-kind, of property, 403
 non-resident, 406
 unused room, 402
death of holder, 408
deemed disposition, 408
distributions, 403
dollar limit, 402
excess contributions, 406
exempt contributions, 409
investments, 404
 non-qualified, 404
 prohibited, 404
overview, 401
prescribed property, 404
prescribed restricted property, 404
prohibited investments, 404
qualified donees, 409
taxation of, 405
 advantage, 408
 excess contributions, 406
 non-resident contributions, 406
 Part I tax, 405
 prohibited investments, 407
transfers
 between plans, 455
 qualifying, 405

Tax havens, 216, 261, 265, 339

Tax planning

defined, 1

INDEX

Tax planning checklist

administrative, 20
income splitting, 18
loss utilization, 17
personal trusts, 19
reporting, 20
retirement savings, 13
tax-preferred investing, 15

Tax-preferred investing

checklist, 15

Tax rates

Alberta, 412
British Columbia, 412
federal, 411
Manitoba, 413
marginal tax rates, 411
New Brunswick, 413
Newfoundland and Labrador, 413
Northwest Territories, 415
Nova Scotia, 413
Nunavut, 413
Ontario, 7, 414
Prince Edward Island, 414
Quebec, 414
Saskatchewan, 414
surtaxes
 Ontario, 414
 Prince Edward Island, 414
U.S. estate tax, 267
Yukon, 415

Tax savings

absolute, 2
 choosing investments generating preferentially taxed income, 6
 exploiting tax brackets, 3
 utilizing available deductions and credits, 6
types, 2

Tax shelters, 119

alternative minimum tax. *See* Alternative minimum tax
at-risk rules. *See* At-risk rules
cost, adjustments to, 122
deductions, 122

INDEX

defined, 121
flow-through shares, 34, 120
GAAR, 140
identification number, 121, 126
information return, 122
limited partnerships. *See* Limited partnerships
limited-recourse debt, 122
loop-holes, 120
matchable expenditure rules. *See* Matchable expenditure rules
partnership interest, 123
adjustments to cost, 122
promoter, defined, 121
reasonable expectation of profit test, 119, 138
registration, 120
T5002, Tax Shelter Information Return, 122
T5003 Supplementary, Statement of Tax Shelter Information, 122
T5004, Statement of Tax Shelter Loss or Deduction, 122
tax reporting, 122, 131
third party penalties. *See* Third party penalties

Tax treaties, 206, 214, 215, 260
residency, 215

Taxable Canadian corporation dividends. *See* Dividends

Taxable Canadian property. *See* Property

Taxable capital gains. *See* Capital gains

Taxation of corporations vs. individuals, 239

Terminal return, 254
labour-sponsored venture capital corporation tax credits, 104

Testamentary trusts. *See* Trusts

Third party civil penalties, 135
planner penalty, 135
preparer penalty, 136
principles of application, 137
rationale, 135

Trade accounts payable, 41

Trader, 69
CRA interpretation of term, 198
defined, 69
gains, 198

INDEX

- hedge transactions, 325
- income account. *See* Business income
- income vs capital treatment, 70
- inside information, 71
- losses, 198
- options, 66
- Treasury bills, 43, 72, 158, 159, 160, 163**
- Trustee. *See* Trusts**
- Trusts. *See also* Mutual fund trusts**
 - 21-year deemed disposition rule, 247, 250
 - alter ego*, 247
 - assets, transfer of, 170
 - beneficiary, 244
 - capital losses. *See* Capital losses
 - characteristics, 243
 - checklist, 19
 - commercial, 246
 - common-law partner, 247
 - continuing, 253
 - defined, 243
 - education, 252
 - flow-through entity, 248
 - immigration trusts, 218
 - income
 - allocation of, 80, 247
 - character of, 248
 - designated, 79
 - designations of by type, 249
 - flow-through, 79, 247
 - retained in trust, 250
 - T3, Statement of Trust Income Allocations and Designations, 255
 - taxation of, 78, 247, 248
 - indenture, 244, 248
 - informal, 301, 312
 - inter vivos*, 88, 89, 245
 - probate fees, 252
 - property, transfer of, 251
 - irrevocable, 252
 - joint spousal, 247
 - minors, 293
 - entitlements of, 250

INDEX

- mutual fund. *See* Mutual fund trusts
- non-capital losses, 251
- non-resident, 218
- personal, 246
 - 21-year deemed disposition rule, 251
 - capital property, 251
 - capital property, deemed disposition of, 251
 - income, 248
 - taxation of, 250
- tax planning checklist, 19
- property
 - transfer of, 251
 - transfer to, 170
- qualifying terminable interest property (QTIP) trust, 270
- settlor, 244
- shares transferred to, 170
- small business investment, 426
- spousal, 246
- T3, Statement of Trust Income Allocations and Designations, 255
- tax reporting, 255
- tax returns, 254
- taxation of, 250
- testamentary, 245, 252
 - deceased taxpayers, 252
 - income, 245
 - income-splitting, 252
 - tax return, 254, 255
- three certainties, 243
- transfers to, 170
- trust deed, 248, 250
- trustee, 244
- types of, 245
- unit trust. *See* Unit trusts
- T-Bills. *See* Treasury bills**
- Tuition credit, 130**
- Unit trusts, 87**
 - closed-end unit trust, 88
 - defined, 87
 - federal tax rate, 90
 - income, 90
 - T3, Statement of Trust Income Allocations and Designations, 91

INDEX

- tax rate, 90
- unitholders, paid to, 81
- open-end funds, 77, 84
- open-end unit trust, 88
- qualifying as, 88
- real property unit trust, 89
- tax return, 90
- taxation of, 90
- taxation year, 90
- unitholder, taxation of, 90

Uniform Securities Act, 282

Unitholder. *See* Mutual fund trusts; Unit trusts

Unpaid consideration, 41

Unused credits, transfer of, 130

ordering of, 148

U.S. estate tax, 267

allowable credits, 271

Canadian marital credit, 271

estate tax credit, 271

state death taxes, 271

allowable deductions, 269

charitable deduction, 269

debts, 269

expenses, 269

marital deduction, 270

Canada-U.S. Tax Treaty, 270, 271, 273

Canadian tax credit for U.S. estate taxes, 273

clearance certificates, 244

gross estate, 278-279

overview, 267

qualifying domestic trust (QDOT), 270

qualifying terminable interest property (QTIP) trust, 270

reporting, 274

situs property, 268

excluded property, 268

situs rules, 288

small estate exemption, 273

tax rates, 270

valuation date, 269

U.S. vacation properties, 209

INDEX

V-day elections (1972), 176

Valuation day. *See* V-day elections (1972)

Worldwide income. *See* Income

Zero-coupon instruments, 43, 45, 158, 159, 167

