

Topical Index

Election (*cont'd*)

- forward averaging, 110.4(2) [repealed]
- • revocation, 110.4(6.1) [repealed]
- functional currency other than Canadian dollar, 261(3)
- gifts by communal organizations, allocated to members, 143(3.1)
- inducement, where offset by expense, 12(2.2)
- insurer
- • non-resident, 219(5.2)
- interest on expropriation assets, 80.1(2)
- investment tax credit, renunciation by general partner, 127(8.4)
- involuntary dispositions, 13(4)
- joint exploration corporation, 66(10)–(10.4)
- late, 220(3.2)–(3.7); Reg. 600
- leasing properties, in respect of, 16.1(1)
- legal representative of deceased taxpayer, *see also* Legal representative of deceased taxpayer
- manufacturing and processing property, Reg. 1102(16.1)
- mark-to-market treatment of derivatives, 10.1
- mortgage investment corporation, re capital gains dividend, 130.1(4)
- • where not made, 130.1(4.1)
- mutual fund corporation, re dividend, 131(1)–(1.4)
- mutual fund reorganization, 132.2(1)“qualifying exchange”(c)
- mutual fund trust status from beginning of first year, 132(6.1)
- non-resident, to file return under Part I, 216(1), 217
- • restriction on deduction, 216(8)
- non-resident parent corporation, re interest on loan, 218(3), (4)
- Part II of former Act, under, ITAR 66
- Part VI.1 tax, to pay, 191.2
- partners, by
 - • re property transferred, 97(2)
 - • validity of, 96(3)
- partnership ceasing to exist
- • rules applicable, 98(3), (4)
- partnership’s Canadian development expenses, 66.2(5)“Canadian development expense”(f)
- partnership’s Canadian oil and gas property expenses, 66.4(5)“Canadian oil and gas property expense”(b)
- personal injury award, 81(5)
- personal representative, by, to carry back losses to year of death, 164(6)
- post-emigration loss, 128.1(8)
- postponement of departure tax by posting security, 220(4.5)–(4.54)
- postponement of tax on distribution of property by trust to non-resident beneficiary, by posting security, 220(4.6)–(4.63)
- preferred beneficiary, of trust, 104(12), 104(14), Reg. 2800
- principal residence, 45(3)
 - • distribution by spousal trust, 107(2.01)
 - • where not available, 45(4)
- property owned on Dec. 31/71, ITAR 26(7)
- proportional holdings in trust property, 259(2)
- proprietor, on disposing of business, 25
- public corporation, to be, ITAR 50(2)
- qualifying dividend
 - • late-filed, 83(3)–(5)
- replacement property, 13(4), 44(5)
- representation expense, 20(9)
- research and development, 37(8)(a)(ii)(B), 37(10)
- reserves for year of death, 72(2)
- retirement compensation arrangement
- • refundable tax, 207.5(2)
- revocation of, *see* Revocation of elections
- rights or things on death, re, 70(2)
 - • revocation of, 70(4)
- RPP contribution
 - • additional voluntary contributions, 8(1.1)
- sale of accounts receivable, 22

- scientific research, 37(8)(a)(ii)(B), 37(10)
- scientific research tax credit, re first holder of share, 127.3(9)
- segregated fund trusts, Reg. 6100
- services not rendered, 20(24), (25)
- share-purchase tax credit, re first holder of share, 127.2(10)
- specified leasing property not to be exempt property, Reg. 1100(1.14)
- spousal attribution rule on emigration, 74.2(3)
- stock option
 - • by employer to forgo deduction for cash payment, 110(1.1), (1.2)
- subsec. 26(7) of ITAR, under, Reg. 4700
- surpluses, re, Reg. Part XXI
- taxpayer ceasing to be resident
 - • deferral of capital gains, 128.1(4)(d), Reg. 1300–1302
 - • deferral of payment of taxes, 220(4.5)–(4.6)
 - • realization of capital gains, 128.1(4)(d), Reg. 1302
- time of acquisition of control, re, 256(9)
- transfer of property to corporation
 - • partnership, from, 85(2), (6)–(9)
 - • • partnership wound up, 85(3)
 - • shareholder, by, 85(1), (6)–(9)
 - • • eligible property, 85(1.1)
- treat bovine animal as specified animal, 28(1.2)
- treat dividend as capital dividend, to, 83(2.2)–(2.4)
 - • where not available, 83(2.1)
- trigger capital gain on small business corporation share, 48.1
- trust, by
 - • accumulating income, 104(12), 104(14), Reg. 2800
 - • capital distribution, no rollover, 107(2.001)
 - • gains not distributed to beneficiaries, 107(2.11), (2.12)
 - • preferred beneficiary, 104(12), 104(14), Reg. 2800
- V-day value, re, Reg. 4700
- withholding tax, 153(1)(n)
 - • to increase, 153(1.2), Reg. 109
- work in progress of professional, exclusion of until 2017, 34

Election expenses

- contributions deductible, 127(3)–(4.2)

Electric, gas or steam corporations

- information returns, Reg. 213

Electric car, *see* Zero-emission vehicle

Electric motor system technician

- apprenticeship job creation credit, 127(9)“investment tax credit”

Electric vehicle

- defined, for EV supply chain investment tax credit, 127.492(1)

Electric vehicle charging station

- capital cost allowance, Reg. Sch. II:Cl. 43.1(d)(xvii)

Electrical advertising signs

- capital cost allowance, Reg. Sch. II:Cl. 11

Electrical energy, *see* Energy: electrical

Electrical energy storage property

- capital cost allowance, Reg. Sch. II:Cl. 43.1(d)(xviii)

Electrical furnace

- medical expense credit for, Reg. 5700(c.2)

Electrical generating equipment

- capital cost allowance, Reg. Sch. II:Cl. 1(k), Sch. II:Cl. 2(a), Sch. II:Cl. 8(g), Sch. II:Cl. 8(h), Sch. II:Cl. 9(e), Sch. II:Cl. 9(f), Sch. II:Cl. 17(a.1), Sch. II:Cl. 29, Sch. II:Cl. 34, Sch. II:Cl. 40, Sch. II:Cl. 41, Sch. II:Cl. 43.1, Sch. II:Cl. 43.2
- electrical energy producer/distributor
 - • capital cost allowance, Reg. Sch. II:Cl. 1(m), Sch. II:Cl. 8(f), Sch. II:Cl. 9(a)
- for mine
 - • capital cost allowance, Reg. 1102(8)–(9.2), Reg. Sch. II:Cl. 10(r), Sch. II:Cl. 41

Electricity, *see* Energy: electrical

Topical Index

Electricity Support Program, *see* Ontario: Electricity Support Program

Electrolux-Husqvarna spinoff, Reg. 5600(c)

Electronic cash register

- defined, for penalties re zapper software, ETA 285.01(1), 327.1(1)

Electronic communications equipment

- capital cost allowance, Reg. 1101(5p), Reg. Sch. II:Cl. 10(f)
- excluded from apprentice vehicle mechanics' deduction, 8(6)(b)(iv)
- excluded from tradesperson's tools deduction, 8(6.1)(d)

Electronic data processing equipment, *see* Computer

Electronic document

- print-out as proof, 244(9)

Electronic filing

- E-FILE, 150.1
- information returns
 - emailing of T4, T4A, T5 or T2202, Reg. 209(5)
 - emailing of taxpayer portion with express consent, Reg. 209(3), (4)
 - mandatory, Reg. 205.1
 - optional, 244(22)
- mandatory
 - for certain corporations, 150.1(2.1), Reg. 205.1(2)
 - for certain tax preparers, 150.1(2.3), (2.4)
 - penalty (filing fee) for non-compliance, 162(7.3)
 - for Part XX digital platform reporting, 291(5)
 - penalty for failing to file electronically, 162(7.2)
- proof of return filed, 244(21)
- tax returns, 150.1

Electronic funds transfer

- defined, 244.1
- reporting of international transfers of \$10,000 or more, 244.2(1)

Electronic mail

- information slips to taxpayers with express consent, Reg. 209(3), (4)
- T4 slips to employees, 221.01, Reg. 209(3), (5)

Electronic notice

- presumed sent and received, 244(14.1)
- Requirement for Information, to bank or credit union, 231.2(1.1), 231.6(3.1)
- proof of, 244(6.1)

Electronic payment

- defined, 160.5(1)
- required for payment to CRA over \$10,000, 160.5(2)

Electronic records

- requirement to maintain, 230(4.1)
- exemption, 230(4.2)

Electronic suppression of sales device

- defined, for penalties re zapper software, 163.3(1), 239.1(1)

Electronics technician (consumer products)

- apprenticeship job creation credit, 127(9)“investment tax credit”

Electrotherapy device

- medical expense credit, Reg. 5700(z.2)

Elevator

- for disabled, 20(1)(qq)
- grain, 76(4), (5)

Eligible adoption expense

- defined, 118.01(1)

Eligible alignment income

- defined (for corporate inclusion of partnership income), 34.2(1)

Eligible amount

- charitable donations
 - defined, 248(31), (41)

- limits amount of donation credit, 110.1(1)(a), 118.1(1)“total charitable gifts”
- defined
 - for charitable or political donations, 248(31), (41)
 - where deemed nil for donation over \$5,000, 248(41)
 - for foreign retirement arrangement, 60.01
 - for Home Buyers' Plan, 146.01(1)
 - for Lifelong Learning Plan, 146.02(1)
 - for RRIF, 146.3(6.11)
- political contributions, 248(31)
 - defined, 248(31), (41)
- limits amount of political credit, 127(3)

Eligible apprentice

- defined, 127(9)

Eligible apprentice mechanic

- deduction for tools, *see* Apprentice: mechanic
- defined, 8(6)(a)

Eligible bank affiliate

- defined, for FAPI, 90(15), 95(2.43)
- where facilitating trades for arm's length customers, 95(2.43)–(2.45)

Eligible bioenergy fuel

- defined, for clean technology credit, 127.45(1)

Eligible business entity

- defined, 204.8(1)

Eligible Canadian bank

- defined, for FAPI, 90(15), 95(2.43)
- where facilitating trades for arm's length customers, 95(2.31), (3.01)

Eligible Canadian indebtedness

- defined, for FAPI of banks, 90(15), 95(2.43)

Eligible Canadian partnership

- defined, 80(1), 80.04(1)
- whether a “directed person”, 80(1)“directed person”

Eligible Canadian public corporation

- defined, 127(9)
- enhanced SR&ED investment tax credit, 127(10.6)
- allocating credit among corporate group, 127(10.61)–(10.64)

Eligible capital amount (before 2017), 14(1) [repealed]

Eligible capital expenditure

- 2017 and later, *see* Goodwill
- before 2017, 14(5) [repealed]

Eligible capital property (pre-2017), 14 [repealed]; 20(1)(b)

- 2017 and later, *see* Goodwill
- disposition of before March 22, 2016, 13(43)

Eligible child

- defined
 - for adoption expense credit, 118.01(1)
 - for child care expense deduction, 63(3)

Eligible clean hydrogen property

- defined, for clean hydrogen tax credit, 127.48(1)
- exclusions from capital cost for purposes of credit, 127.48(10)

Eligible collective agreement

- defined, for labour requirements for ITCs, 127.46(1)

Eligible controlled foreign affiliate

- defined, 95(4)

Eligible corporation

- for restrictive-covenant rules
 - defined, 56.4(1)
- for RRSP/RRIF small business investments
 - defined, Reg. 5100(1)
- qualified investment in, Reg. 4900(6)(a) [before 2027], 5002(d) [after 2026]

Eligible currency hedge

- defined, for FAPI of banks, 95(2.43)

Eligible debt (of Canadian wheat board)

- defined, 135.2(1)

Eligible derivative

- defined, 10.1(4)
- effect of amalgamation, 87(2)(e.41), (e.42)
- effect of windup, 88(1)(i.1)
- election for mark-to-market treatment, 10.1(1)
- • no s. 85 rollover when election made, 85(1.12), 85(2)(a)
- • no 97(2) rollover when election made, 97(2)
- no mark-to-market treatment without election, 10.1(7)

Eligible distribution

- defined, for foreign spin-off, 86.1(2)

Eligible dividend

- defined, 89(1), 248(1)
- designation of, 89(14)
- dividend compensation payment deemed to be, 260(1.1), (5)
- excessive, *see* Excessive eligible dividend designation
- 45% gross-up, 82(1)(a.1), 82(1)(b)(ii)
- late designation, 89(14.1)
- partial, 89(1)“eligible dividend”(a)

Eligible donee

- for charity revocation tax
- • defined, 188(1.3)
- • transfer to, 188(1.1)B(c), 189(6.2)(b), 189(6.3)
- for RCAA revocation tax
- • defined, 188(1.4)

Eligible dwelling

- defined
- • for home accessibility credit, 118.041(1)
- • for Multigenerational Home Renovation Tax Credit, 122.92(1)

Eligible educator

- defined, for teacher school-supplies credit, 122.9(1)

Eligible electrical generation equipment

- defined, Reg. 1104(13)

Eligible electricity generation source

- defined, for clean hydrogen tax credit, 127.48(1)

Eligible employee

- defined, for COVID-19 Canada Emergency Wage Subsidy, 125.7(1)
- defined, for COVID-19 source deduction benefit, 153(1.03)

Eligible employer

- defined, for 2020 COVID-19 benefit, 153(1.03)
- for COVID-19 Canada Emergency Wage Subsidy, *see* Eligible entity

Eligible entity

- defined
- • for air quality improvement credit, 127.43(1)
- • for COVID-19 Canada Emergency Wage Subsidy, 125.7(1), Reg. 8901.1
- • re residence of international shipping corporation, 250(6.04)

Eligible family member

- defined, for northern residents' deduction, 110.7(6)

Eligible farming expenses

- for carbon tax refund to farmers, 127.42(1)

Eligible fiscal period

- defined, 34.2(1)“eligible alignment income”(a), (b)

Eligible funeral arrangement, 148.1

- defined, 148.1(1), 248(1)
- emigration of individual, no deemed disposition, 128.1(10)“excluded right or interest”(e)(iv)
- excluded from various trust rules, 108(1)“trust”(e.1)
- exemption for amount accruing in, 148.1(2)(a)
- income inclusion on return of funds, 12(1)(z.4), 148.1(3)
- information return, Reg. 202(2)(m)
- payment to non-resident, Reg. 202(2)(m)
- • information return, Reg. 202(2)(m)

- • withholding tax, 212(1)(v)
- payment to resident, Reg. 201(1)(f)
- provision of funeral services under, 148.1(2)(b)(i)
- rollover to new trust, 248(1)“disposition”(f)(vi)

Eligible group entity

- defined, for interest deduction restrictions, 18.2(1), (16)
- • transitivity deeming rule, 18.2(16)

Eligible health care establishment

- defined, for personal support worker credit, 122.93(1)

Eligible housing loss, *see* Housing loss: eligible

Eligible hydrocarbon

- defined, for clean hydrogen tax credit, 127.48(1)

Eligible individual

- defined
- • for Canada Carbon Rebate, 122.8(1)
- • for Canada Child Benefit, 122.6, 122.62(1); Reg. 6301, 6302
- • for Canada Workers Benefit, 122.7(1)
- • for GST credit, 122.5(1), (2)
- • for home accessibility tax credit, 118.041(1)
- • for Multigenerational Home Renovation Tax Credit, 122.92(1)
- • for refundable medical expense credit, 122.51(1)
- • for restrictive-covenant rules, 56.4(1)
- • for rollover to RDSP on death, 60.02(1)

Eligible interest

- defined
- • for residence of international shipping corporation, 250(6.04)
- • for restrictive covenant rules, 56.4(1)

Eligible investment

- defined, 204.8(1)
- of financial institution, for capital tax
- • defined, 181.3(5), 190.14(2)
- of labour-sponsored venture capital corporation
- • tax where insufficient, 204.82
- • • refund of tax, 204.83

Eligible labour body

- defined, 204.8(1)

Eligible landfill site

- defined, Reg. 1104(13)

Eligible liquefaction activities

- income from, defined, Reg. 1100(18)

Eligible liquefaction building

- additional CCA, Reg. 1100(1)(a.3)
- defined, Reg. 1104(2)

Eligible liquefaction equipment

- additional CCA, Reg. 1100(1)(yb)
- defined, Reg. 1104(2)

Eligible liquefaction facility

- building for
- • CCA, Reg. 1100(1)(a.3), Sch. II:Cl. 1(q)
- • separate class, Reg. 1101(5b.2)
- defined, Reg. 1104(2)
- equipment for
- • CCA, Reg. 1100(1)(yb), Sch. II:Cl. 47
- • separate class, Reg. 1101(4i)

Eligible medical gift (pre-2019), 110(1)(a.1), 110.1(8), (9)

Eligible member

- defined, for agricultural cooperatives, 135.1(1)

Eligible mine development property

- defined, Reg. 1104(2)
- inclusion in Class 41, Reg. Sch. II:Cl. 41.2 opening words

Eligible newsroom employee

- defined, for journalism labour credit, 125.6(1)

Topical Index

Eligible non-residential building

- addition or alteration to, rules for, Reg. 1102(23), (24)
- additional allowance for, Reg. 1100(1)(a.1), (a.2)
- • manufacturing and processing, used for, Reg. 1100(1)(a.1)
- defined, Reg. 1104(2)
- separate CCA class, Reg. 1101(5b.1)
- under construction on March 19, 2007, Reg. 1102(25)

Eligible offset

- application on rollout of property by trust, 107(2)(c)(ii), 107(2.1)(c)(iii)
- excluded from disposition, 248(1)“disposition”(h)
- defined, 108(1)

Eligible oil sands mine development expense

- defined, 66.1(6)
- included in CEE, 66.1(6)“Canadian exploration expense”(g.2)(ii)

Eligible PRPP withdrawal amount

- defined, 60.022(4)

Eligible pathway

- defined, for clean hydrogen tax credit, 127.48(1)

Eligible pension income

- defined
- • for non-refundable pension credit, 118(7)
- • for pension income splitting, 60.03(1)

Eligible period

- defined, for 2020 COVID-19 benefit, 153(1.03)

Eligible period of reduced pay

- counted as full pay for pension purposes, Reg. 8503(4)(a)(ii), 8504(4)(d)(i), 8507(3)(a), 8507(7)(b)
- defined, Reg. 8500(1)
- • COVID-19 relief for 2020–22, Reg. 8500(1.3)
- • sabbatical arrangement deemed to be eligible period, Reg. 8508(a)

Eligible period of temporary absence

- defined, Reg. 8500(1)

Eligible person or partnership

- defined, for immediate-expensing rules, Reg. 1104(3.1)

Eligible personal support worker

- defined, for personal support worker credit, 122.93(1)

Eligible pooling arrangement

- defined, for small business investment capital gain rollover, 44.1(1)

Eligible portion (of corporation’s gains or losses)

- defined, 129(4)

Eligible portion (of the specified amount)

- re royalty reimbursements, 80.2(11)

Eligible power purchase agreement

- defined, for clean hydrogen tax credit, 127.48(1)

Eligible proceeds

- defined, for rollover to RDSP on death, 60.02(1)

Eligible production corporation

- defined, for film/video production services credit, 125.5(1)

Eligible property

- conversion of foreign bank affiliate to branch
- • defined, 142.7(1)
- shareholder/corporation rollover, for, 85(1)
- • defined, 85(1.1)
- • limitation re real property of non-resident, 85(1.2)

Eligible RRIF withdrawal amount

- defined, 60.022(2)

Eligible refundable dividend tax on hand

- defined, 129(4)
- • transitional determination for 2019, 129(5)
- • • on amalgamation, 129(5.1)
- refund of, 129(1)(a)(i)(B), 129(1)(a)(ii)(B)(I)2

Eligible relocation

- defined, 248(1)
- moving expenses deductible, 62

Eligible remuneration

- defined, for 2020 COVID-19 benefit, 153(1.03)
- defined, for COVID-19 Canada Emergency Wage Subsidy, 125.7(1)

Eligible renewable hydrocarbon

- defined, for clean hydrogen tax credit, 127.48(1)

Eligible renewable natural gas, *see* Eligible renewable hydrocarbon

Eligible resale property

- defined, for SIFT REIT rules, 122.1(1)
- gains from disposition of, 122.1(1)“real estate investment trust”(b)(vi)
- revenue from managing, 122.1(1)“qualified REIT property”(b)

Eligible salary and wages

- defined, 127(9), (11.4)

Eligible sewage treatment facility

- defined, Reg. 1104(13)

Eligible share (of Canadian Wheat Board)

- defined, 135.2(1)

Eligible small business corporation

- defined, for small business investment capital gain rollover, 44.1(1), (10)
- share
- • defined, for small business investment capital gain rollover, 44.1(1), (11)

Eligible subsidiary

- defined, for SR&ED investment tax credit, 127(9)

Eligible supplies expense

- defined, for teacher school-supplies credit, 122.9(1)
- refundable credit for, 122.9(2)B(b)

Eligible survivor benefit period

- defined, Reg. 8500(1)

Eligible taxable capital gains of trust, defined, 108(1)“eligible taxable capital gains”

Eligible taxation year

- defined, for retroactive spreading of lump-sum payments, 110.2(1)

Eligible taxpayer

- defined, for small business investment tax credit, 127(9)

Eligible temporary relocation

- defined, for labour mobility deduction, 8(14)(c)
- expense, *see* Eligible temporary relocation expense

Eligible temporary relocation expense

- defined, for labour mobility deduction, 8(14)(d), (e)

Eligible tool

- cost of, 8(7)
- deduction for, *see* Apprentice: mechanic
- defined, 8(6)(b), 8(6.1)

Eligible tradesperson

- deduction for moving to temporary work, 8(1)(t)
- defined, for labour mobility deduction, 8(14)(a)

Eligible transferee (of forgiven debt)

- agreement to transfer forgiven amount to, 80.04(4)
- defined, 80.04(2)

Eligible transmission equipment

- defined, Reg. 1104(13)

Eligible travel period

- defined, for long-haul trucker rules, 67.1(5)

Eligible trust

- defined
- • for Canadian Wheat Board farmers, 135.2(1)
- • for FAPI rules, 95(1)

Topical Index

Eligible unit

- defined, re Canadian Wheat Board Farmers' Trust, 135.2(1)

Eligible use

- for captured carbon, defined, 127.44(1)

Eligible variable benefit withdrawal amount

- defined, 60.022(3)

Eligible volunteer firefighting services

- credit for, 118.06(2)
- defined, 118.06(1)

Eligible waste fuel

- defined, Reg. 1104(13)
- used in energy generation system, Reg. Sch. II:Cl. 43.1(c)(i)(A), Sch. II:Cl. 43.1(d)(ix), Sch. II:Cl. 43.2

Eligible waste management facility

- defined, Reg. 1104(13)

Eligible wind-up distribution (of Canadian Wheat Board Farmers' Trust)

- defined, 135.2(1)

Elk, 80.3(1)“breeding animals”

Email, *see* Electronic mail

Emergency-response vehicle

- deemed not to be automobile, 248(1)“automobile”(b.1), (b.2)

Emergency worker

- volunteer
- exemption from employment income, 81(4)

Emigration, *see* Ceasing to be resident in Canada

Emigration disposition

- defined, 74.2(3)

Emigration year

- defined
- for foreign tax credit, 126(2.21)
- for security for departure tax, 220(4.5)

Emission intensity

- defined, for clean electricity credit, 127.491(1)
- excessive, recapture of clean electricity credit, 127.491(16), (18)

Emissions allowance

- deemed cost, 27.1(2)
- defined, 248(1)
- excluded from taxable assistance, Reg. 7300(d)
- tax treatment of, 27.1

Emissions obligation

- defined, 248(1)
- restriction on deduction for, 27.1(3)

Emissions trading regime, 27.1

Employed

- defined, 248(1)
- in Canada
- deemed, 115(2)(c)
- non-residents, tax on, 2(3), 115(1)
- part-year residents, 114

Employee

- aircraft
- capital cost allowance, 8(1)(j)(ii), 13(11)
- deductions allowed, 8(1)(j), 8(9)
- allowances, 6(1)(b)
- not income, 6(6)
- automobile (belonging to employee)
- capital cost allowance, 8(1)(j)(ii), 13(11), Reg. 1100(1)(a)(x), 1100(6)
- interest expense, 8(1)(j)(i), 67.2, 67.4
- leasing expense, 67.3, 67.4
- automobile (belonging to employer)
- employee of partner, 12(1)(y)
- goods and services tax, treatment of, 6(7)
- operating expenses, benefit, 6(1)(k), (l), Reg. 7305.1

- rule for automobile salesperson, 6(2.1)
- standby charge, benefit, 6(1)(e), 6(2)
- automotive products, transitional assistance benefits taxable, 56(1)(a)(v)
- benefit, *see* Benefit: employment
- benefit plan, *see* Employee benefit plan
- benefits taxable, 6(1)
- Canada Pension Plan, contribution, credit for, 118.7
- charity trust, receipts, Reg. 3502
- clergyman's residence, 8(1)(c)
- contribution to RPP deductible, 147.2(4)
- contribution to teachers' exchange fund, 8(1)(d)
- deductions, *see* Deductions in computing income from office or employment
- defined, 248(1)
- for employee life and health trusts, 144.1(1)
- for source deductions, Reg. 100(1)
- dues
- deduction, 8(1)(i)
- non-deductible, 8(5)
- dues to professional organization, deductible, 8(1)(i)(i)
- employer, as
- deductions, 8(1)(i)(ii), 8(1)(1.1), 8(1)(1.2)
- certificate of employer, 8(10)
- employment insurance premiums
- as employer, deductions, 8(1)(1.1)
- credit for, 118.7
- expenses of
- deductions, 8(1)
- general limitation, 8(2)
- foreign country, of
- exemption, 149(1)(a)
- family and servants of, 149(1)(b)
- former, *see* Former employee
- group insurance premium, portion taxable, 6(4)
- housing loan to, or spouse, 15(2.4)(b)
- includes officer, 248(1)
- income maintenance plan benefits, ITAR 19
- incorporated, *see* Personal services business
- international organization, of, tax deduction, 126(3)
- legal costs recovered, income, 56(1)(l)
- legal expenses of collecting or establishing right to wages, 81(1)(b)
- loan, *see* Employee loan
- meals, 8(4)
- more than five, *see* Six employees test
- musical instrument costs, 8(1)(p)
- negotiating contracts, expenses, 8(1)(f)
- certificate of employer, 8(10)
- part-time
- travelling allowance, excluded from income, 81(3.1)
- payments received from employer
- during employment, 5(1), 6(3)
- on death, *see* Death benefit
- on termination or retirement, *see* Retiring allowance
- profit sharing plan, *see* Employees profit sharing plan
- Quebec Parental Insurance Plan premiums
- as employer, deductions, 8(1)(1.2)
- credit for, 118.7:B(a.1), (a.2)
- deduction for, 60(g)
- railway, *see* Railway: employees, 8(1)(e)
- registered pension plan contributions, 8(1)(m), 147.2(4)
- retirement compensation arrangement, *see* Retirement compensation arrangement
- return required of, re withholding of tax, 227(2), Reg. 107
- where not filed, 227(3)
- salary deferral arrangements, deduction for amounts forfeited under, 8(1)(o)
- salesperson's expenses, 8(1)(f)

Topical Index

Employee (*cont'd*)

- certificate of employer, 8(10)
- share option benefits, 7(1)
- shares held by trustee, 7(2)
- shares purchased for, by trustee, 7(6)
- sickness and accident benefits, income, 6(1)(f)
- specified, *see* Specified employee
- stock options, *see* Stock option
- transport, away-from-home expenses, 8(1)(g)
- travelling expenses of, 8(1)(h)
 - certificate of employer, 8(10)
 - limitation, 8(4)
 - re meals, 8(4)
- trust, *see* Employee trust
- unemployment insurance premiums
 - credit for, 118.7
- union dues, deductible, 8(1)(i)

Employee benefit plan

- allocations, 32.1(2)
- amalgamation, on, 87(2)(j.3)
- amount received from, *see* payments out of (*below*)
- becoming retirement compensation arrangement
 - deemed contribution, 207.6(4)
- benefits from, taxable, 6(1)(g)
 - not taxable under general benefit provision, 6(1)(a)(ii)
 - who deemed to received benefit, 6(1.2)
- contributions to, 6(10)
 - not deductible, 18(1)(o)
 - when deductible, 18(10)
- deduction in computing income of, 104(6)(a.1)
- deduction to employer, 32.1
- defined, 248(1)
- distribution of property by, deemed disposition at cost amount, 107.1(b)
- emigration of employee, no deemed disposition, 128.1(10)“excluded right or interest”(a)(vi)
- excluded from annual interest accrual rules, 12(11)“investment contract”(a)
- excluded from non-resident trust rules, 94(1)“exempt foreign trust”(f)
- excluded from various trust rules, 108(1)“trust”(a)
- income of, 32.1(3)
- payments out of
 - not subject to non-resident tax, 212(17)
 - to employee, taxable, 6(1)(g)
 - source withholding, 153(1)(a)
 - to employer, taxable, 12(1)(n.1)
- prescribed arrangement, Reg. 6800
- reversionary trust rules do not apply, 75(3)(a)

Employee health and life trust, *see* Employee life and health trust

Employee life and health benefit trust, *see* Employee life and health trust

Employee life and health trust, 144.1

- amalgamation of corporations, effect of, 87(2)(j.3)
- benefits under insurance plan administered by, 6(1)(f)(iii.1)
- ceasing to be resident in Canada, 128.1(4)(b.1)
- conditions for, 144.1(2), (3)
- deduction from income, 104(6)(a.4)
- deemed not to be EBP, 248(1)“employee benefit plan”(a)
- deemed not to be RCA, 248(1)“retirement compensation arrangement”(f.1)
- deemed not to be SDA, 248(1)“salary deferral arrangement”(e.1)
- defined, 144.1(2), 248(1)
- designated employee benefit, *see* Designated employee benefit
- distribution by
 - included in income if not designated employee benefit, 56(1)(z.2), 144.1(11)

- withholding of tax at source
 - payment to Canadian resident, 153(1)(s), Reg. 100(1)“remuneration”(h.1)
 - payment to non-resident, 212(1)(w)
- of property, deemed disposition at fair market value, 107.1(a)
- emigration of beneficiary, no deemed disposition, 128.1(10)“excluded right or interest”(e)(vi.1)
- employer contribution to
 - deductible to employer, 20(1)(s), 144.1(4)–(7)
 - not a taxable benefit to employee, 6(1)(a)(i)
- excluded from certain trust rules, 108(1)“trust”(a)
- exemption from Part XII.2 tax, 210(2)(d)
- former employees, 144.1(1)“employee”
- health and welfare trust
 - transfer of property to ELHT, 144.1(16)–(17)
 - treated as ELHT, 144.1(14)–(15)
- immigration of beneficiary, no deemed disposition, 128.1(10)“excluded right or interest”(e)(vi.1)
- key employee, *see* Key employee
- losses, carryback and carryforward, 111(7.3)–(7.4), 144.1(13)
- minimum tax not payable by, 127.55(f)(iv)
- prescribed payments permitted to employers, Reg. 9500
- prohibited investment, tax on, 207.9
- reversionary trust rules do not apply, 75(3)(b)

Employee loan, 6(9), 80.4(1)

- forgiven, amount to be included in income, 6(15)
- to buy motor vehicle, 15(2.4)(d)
- to buy stock, 15(2.4)(c)

Employee ownership trust

- capital gains exemption on transfer of shares to, 110.61(2)
- defined, 248(1)
- disposition of shares to, 10-year reserve, 40(1.3)
- excluded from EBP definition, 248(1)“employee benefit plan”(b.1)
- excluded from ET definition, 248(1)“employee trust” opening words
- may borrow from corp to finance purchase of corp’s shares if it repays within 15 years, 15(2.51)
 - no deemed interest if loan repaid, 80.4(3)(c)
- not subject to 21-year deemed disposition rule, 108(1)“trust”(h)
- not subject to certain other trust rules, 108(1)“trust”(a.1)
- transfer of shares to, capital gains deduction, 110.61

Employee trust, 6(1)(h)

- allocations under, includable in income, 6(1)(h)
- benefits from, not includable in employee’s income, 6(1)(a)(ii)
- deduction in computing income of, 104(6)(a)
- defined, 248(1)
- distribution of property by, deemed disposition at fair market value, 107.1(a)
- emigration of employee, no deemed disposition, 128.1(10)“excluded right or interest”(e)(i)
- excluded from various trust rules, 108(1)“trust”(a)
- payments out of, not subject to non-resident tax, 212(17)
- receipt from, 12(1)(n)
- rollover to new trust, 248(1)“disposition”(f)(vi)
- trust not falling within definition, 108(1)“trust”(a.1)

Employees’ charity trust

- defined, Reg. 3500

Employees profit sharing plan

- allocations under, income, 6(1)(d), 144(3)
- capital gains allocated, 144(4)–(4.2)
- deferred profit sharing plan not an, 147(6)
- defined, 144(1), 248(1)
- disposition of property to, capital loss nil, 40(2)(g)(iv)(A)
- dividend credit allocated, 144(8)
- election, Reg. 1500
- emigration of employee, no deemed disposition, 128.1(10)“excluded right or interest”(a)(v)

Topical Index

Employees profit sharing plan (*cont'd*)

- employer's contribution, deduction, 20(1)(w), 144(5)
- excess EPSP amount
 - deduction from income to prevent double tax, 8(1)(o.2)
 - defined, 207.8(1)
 - tax on, 207.8(2)
- excluded from non-resident trust rules, 94(1)“exempt foreign trust”(e)
- excluded from various trust rules, 108(1)“trust”(a)
- foreign tax credit, 144(8.1)
- income allocated, 144(3)
- information return, Reg. 212
- interest income, allocation re, 144(8.2)
- payment under
 - portion excluded from income, 81(1)(k)
- payments “out of profits” defined, 144(10)
- receipts from, 12(1)(n)
 - by employee, 144(6)–(8)
- refund to former beneficiary, 144(9)
- registration of, as DPSP, 147(3), (4)
- reversionary trust rules do not apply, 75(3)(a)
- rollover to new trust, 248(1)“disposition”(f)(vi)
- trust not taxable, 144(2), 149(1)

Employer

- benefits provided by, taxable, 6(1)
- Canada Emergency Wage Subsidy (COVID-19), 125.7
- certificate re employees' expenses, 8(10)
- contributions of
 - Canada Pension Plan, to
 - deductible, 8(1)(l.1)(i)
 - deferred profit sharing plan, to, 20(1)(y), 147(8)–(9.1)
 - limitation on deductibility, 18(1)(j)
 - employees profit sharing plan, to, 20(1)(w), 144(5)
 - employment insurance premiums
 - deductible, 8(1)(l.1)(i), 9(1)
 - pension plan, 20(1)(q), 147.2(1)–(3), Reg. Part XXVII [Revoked]
 - special, 20(1)(r)
 - profit sharing plan, to
 - limitation on deductibility, 18(1)(k)
 - Quebec Parental Insurance Plan premiums
 - deductible, 8(1)(l.2), 9(1)
 - registered supplementary unemployment benefit plan, to, 145(5)
 - limitation on deductibility, 18(1)(i)
- deduction re salary deferral arrangements, 20(1)(oo)
- defined, 248(1)
 - for automobile standby charge, 6(2)
 - for disability insurance top-up payments, 6(17)
 - for employee loans, 80.4(1)(b)(i)
 - for incorporated employee/RCA rules, 207.6(3)(a)
 - for municipal officer's expense allowance, 81(3)(c)
 - for source deductions, Reg. 100(1)
 - generally, 248(1)
- eligible, *see* Eligible employer
- housing subsidy, taxable, 6(23)
- insolvent, commutation of benefits, *see* Registered pension plan: insolvent employer
- participating, defined, 147.1(1), Reg. 8308(7)
- payment to employee
 - during employment, 5(1), 6(3)
 - on death, *see* Death benefit
 - on termination or retirement, *see* Retiring allowance
 - reimbursement for housing loss, 6(19)–(22)
 - union locals all deemed to be one, for pension purposes, 252.1
 - withholding of tax, 153(1), Reg. 101
 - variations in deductions, Reg. 106

Employment

- benefits, *see* Benefit
- defined, 248(1)
- expenses, *see* Employee: expenses of
- income from, 5(1), 6(1), Canada-U.S. Tax Treaty:Art. XV
 - reimbursement to employer, 8(1)(n.1)
- insurance, *see* Employment insurance
- loss from, 5(2)
- office or, *see* Office or employment
- outside Canada, tax credit (pre-2016), 122.3
- special work site, at, 6(6)
- termination of, *see* Former employee; Retiring allowance

Employment Credit, *see* Canada Employment Credit

Employment insurance, *see also* Registered supplementary unemployment benefit plan

- benefit
 - remuneration, Reg. 100(1)
 - repayment of, 60(v.1)
 - repayment of overpayment, deduction for, 60(n)(iv)
 - right to, no disposition on emigration, 128.1(10)“excluded right or interest”(h)
 - self-employment (Part VII.1), taxable, 56(1)(a)(iv)
 - taxable, 56(1)(a)(iv)
 - withholding tax, 153(1)(d.1), Reg. 100(1)“remuneration”(g)
- income replacement benefits under temporary program, 56(1)(r)
- premium
 - collection of debt by US Internal Revenue Service, Canada-U.S. Tax Treaty:Art. XXVI-A:9
- paid by employee
 - as employee, credit, 118.7:B(a)
 - as employer, deduction, 8(1)(l.1)
- paid by employer, deduction, 9(1) (general accounting principles)
- paid by self-employed person, credit, 118.7:B(a)
- Program for Older Worker Adjustment, *see* Older Worker Adjustment, Program for
- tips and gratuities covered by, Reg. 100(1)“remuneration”(a.1)

Employment Insurance Act

- benefits under, *see* Employment insurance: benefit
- costs of appealing decision under, deductible, 60(o)
- recovery of, income, 56(1)(l)(ii)
- financial assistance under, 56(1)(r)

Enactment, *see also* Amendment; Legislation

- defined, ITAR 12“enactment”

End of taxation year

- defined, Reg. 1104(1)

Endowment date

- of exemption test policy, defined, Reg. 310

Endowment (to charity), *see* Enduring property [repealed]

Enduring property [repealed]

- of registered charity
- defined, 149.1(1)

Energy

- conservation property, Reg. 8200.1, Reg. Sch. II:Cl. 43.1
 - determination of, 13(18.1)
 - disclosure of information to Energy, Mines & Resources, 241(4)(d)(vi.1)
- conversion grant
 - included in income, 12(1)(u), 56(1)(s)
- information return re, Reg. 224
- non-resident taxable on, 212(1)(s)
- prescribed program, Reg. 5501
- distribution of, 66(15)“principal-business corporation”(h)
- electrical
 - combustion turbine for, separate class, Reg. 1101(5t)
 - corporation distributing or generating

Topical Index

Energy (*cont'd*)

- • • equipment for, Reg. 1102(8), (9), Sch. II:Cl. 1(m), Sch. II:Cl. 2(c)
- • • exclusion from CCA restrictions, Reg. 1100(26)(a)
- • • information return, Reg. 213(1)
- • • municipal corporation, exemption, 149(1.2)
- • equipment for processing in prescribed area, 127(9)“qualified property”(c.1)
- • generating equipment, capital cost allowance, Reg. Sch. II:Cl. 17(a.1)
- • generating, manufacturing & processing credit, 125.1(2)
- • producing or processing, 125.1(3)“manufacturing or processing”(h), Reg. 1104(9)(h)
- • generation of, 66(15)“principal-business corporation”(h)
- • property, *see* Specified energy property
- • renewable, generation of, Reg. Sch. II:Cl. 43.1
- • utility business, *see* Canadian regulated energy utility business (for EIFEL)
- • wind, conversion system, Reg. Sch. II:Cl. 34

Energy Cost Benefit

- disclosure of taxpayer information to enable payment, 241(4)(d)(vii.2)
- payments non-taxable, 81(1)(g.5)

Energy, Mines & Resources, *see* Department of Energy, Mines and Resources

Enforcement of Act, 220–244, *see also* Collection of tax

Engineer, *see* Professional practice

England, *see* United Kingdom

Enhanced combined cycle system

- defined, Reg. 1104(13)

Enhanced garnishment, 224(1.2), (1.3)

Enhanced recovery equipment, Reg. 1206(1)

- proceeds of disposition, 59(3.3)(d)

Enquiry, *see* Inquiry

Entering Canada, *see* Becoming resident in Canada

Entertainer

- U.S. resident, Canada-U.S. Tax Treaty:Art. XVI

Entertainment expenses (and meals)

- airplane, train, bus travel, 67.1(4)
- Christmas party exemption, 67.1(2)(f)
- club dues and facilities, 18(1)(l)
- construction work camp exemption, 67.1(2)(e.1)
- “entertainment” meaning of, 67.1(4)
- general limitation on deduction for, 67.1(1)
- • exceptions, 67.1(2)
- included in convention fee
- • limitation on deductibility, 67.1(3)
- interpretation, 67.1(4)

Entity

- defined
- • for Common Reporting Standard, 270(1)
- • for crypto-asset reporting, 296(1)
- • for digital platform operator reporting rules, 282(1)
- • for electronic funds transfer reporting, 244.1
- • for foreign affiliates, 95(1)
- • for SIFT trust and partnership distributions, 122.1(1)
- • • for stapled-security rules, 18.3(1), 122.1(1)
- • for SR&ED investment tax credit, 127(9)
- • for third-party civil penalty, 163.2(1)

Entity crypto-asset user

- defined, for crypto-asset reporting, 296(1)

Entrant bank

- defined, for conversion of foreign bank affiliate to branch, 142.7(1)

Entrusted shares percentage [repealed], *see* Exempt shares percentage

Entry

- Canada, into, *see* Becoming resident in Canada
- dwelling-house, into, for audit, 231.1(3), *see also* Search warrant
- • compliance required, 231.51

Environment

- conservation of, *see* Ecological gifts

Environmental law

- compliance with
- • required for certain Canadian renewable and conservation expenses, Reg. 1219(5)
- • required for clean-energy CCA, Reg. 1104(17)

Environmental Quality Act (Quebec)

- trust required by, no tax on, 149(1)(z.1)

Environmental trust, *see* Qualifying environmental trust

Environmentally hypersensitive person

- equipment qualifying for medical expense credit, Reg. 5700(c)–(c.2)

Equalization payments (family law)

- rules on partition of property, 248(20)

Equipment

- administering oxygen, for, 118.2(2)(k)
- automotive, CCA, Reg. Sch. II:Cl. 10(a), *see also* Automobile
- bituminous sands
- • defined, 59(6), Reg. 1206(1)
- • proceeds of disposition, 59(3.3)(c)
- cable systems interface, CCA, Reg. Sch. II:Cl. 10(v)
- contractor’s movable, CCA, Reg. Sch. II:Cl. 10(h), Sch. II:Cl. 22, Sch. II:Cl. 38
- data communication, CCA, Reg. Sch. II:Cl. 3
- disability-specific, deduction for, 20(1)(rr)
- earth-moving, separate class, Reg. 1101(5k)
- electrical energy processing, investment tax credit, 127(9)“qualified property”(c.1)
- electrical generating, Reg. 1100(1)(t), (ta), Reg. Sch. II:Cl. 1(k), Sch. II:Cl. 1(m), Sch. II:Cl. 2(a), Sch. II:Cl. 8(g), Sch. II:Cl. 9(e), Sch. II:Cl. 9(f), Sch. II:Cl. 29, Sch. II:Cl. 34, Sch. II:Cl. 40
- electronic data-processing, CCA, Reg. Sch. II:Cl. 10(f), Sch. II:Cl. 29, Sch. II:Cl. 40
- • general-purpose, defined, Reg. 1104(2)
- • enhanced recovery, Reg. 1206(1)
- • proceeds of disposition, 59(3.3)(d)
- for hearing- or sight-impaired, business expense, 20(1)(rr)
- gas manufacturing/distribution, CCA, Reg. Sch. II:Cl. 1(n), Sch. II:Cl. 2(d)
- gas or oil well, CCA, Reg. 1104(2), Reg. Sch. II:Cl. 10(j)
- generating, Reg. 1100(1)(t), (ta), Reg. Sch. II:Cl. 1(k), Sch. II:Cl. 1(m), Sch. II:Cl. 2(a), Sch. II:Cl. 2(c), Sch. II:Cl. 8(f), Sch. II:Cl. 8(g), Sch. II:Cl. 9(a), Sch. II:Cl. 9(e), Sch. II:Cl. 9(f), Sch. II:Cl. 29, Sch. II:Cl. 34, Sch. II:Cl. 40
- heat production/distribution, CCA, Reg. Sch. II:Cl. 1(p), Sch. II:Cl. 2(f)
- heat recovery, CCA, Reg. Sch. II:Cl. 34
- logging, CCA, Reg. Sch. II:Cl. 10(o)
- machinery and, CCA, Reg. Sch. II:Cl. 8, Sch. II:Cl. 29
- medical, 118.2(2)(m), Reg. 5700
- mining, CCA, Reg. Sch. II:Cl. 10(k), Sch. II:Cl. 10(l), Sch. II:Cl. 10(m), Sch. II:Cl. 41
- oil or gas well, CCA, Reg. Sch. II:Cl. 10(j), Sch. II:Cl. 41
- petroleum/natural gas exploration, CCA, Reg. Sch. II:Cl. 10(t), Sch. II:Cl. 41
- pollution control, Reg. 1100(1)(t), Reg. Sch. II:Cl. 24, Sch. II:Cl. 27
- prescribed
- • for sight- or hearing-impaired, business expense, 20(1)(rr)
- • medical, 118.2(2)(m), Reg. 5700
- radar, CCA, Reg. Sch. II:Cl. 9
- radio communication, CCA, Reg. Sch. II:Cl. 8, Sch. II:Cl. 9
- railway traffic control, CCA, Reg. Sch. II:Cl. 1(i)

Topical Index

Equipment (*cont'd*)

- scientific research, for, 37(8)(a)(ii)
- solar heating, CCA, Reg. Sch. II:Cl. 34, Sch. II:Cl. 43.1(d)(i), Sch. II:Cl. 43.2(b)
- stable, CCA, Reg. Sch. II:Cl. 10(c)
- steam generating, CCA, Reg. Sch. II:Cl. 34
- telephone/telegraph, CCA, Reg. Sch. II:Cl. 3, Sch. II:Cl. 17
- tertiary recovery, Reg. 1206(1)
- timber limit, for, CCA, Reg. Sch. II:Cl. 10(n), Sch. II:Cl. 15
- water-distributing, CCA, Reg. Sch. II:Cl. 1(o), Sch. II:Cl. 10(e)

Equity

- defined
 - for RRSP, RRIF, TFSA, RESP and RDSP advantage rules, 207.01(1)
 - for SIFT trust definition, 122.1(1)
 - for stock buyback tax, 183.3(1)
 - for trust loss trading, 251.2(1)

Equity-accounted entity

- defined, for alternative interest-deduction restrictions, 18.21(1), (4)

Equity accounting method

- prohibited for debt forgiveness reserve, 61.3(1)(b)C(i)
- prohibited for purposes of Act, 248(24)

Equity amount

- defined, for thin capitalization rules, 18(5), (5.3)

Equity contribution

- defined, for thin capitalization rules, 18(5)

Equity interest

- for alternative interest-deduction restrictions
 - defined, 18.21(1)
- hybrid mismatch arrangement rules
 - defined, 18.4(1)
- in non-resident corporation without share capital
 - defined, 93.2(1)
 - treated as a share, 93.2(2)

Equity limit (of insurer)

- defined, Reg. 2400(1)

Equity or debt interest

- defined, for Common Reporting Standard, 270(1)

Equity or financing return

- defined, for hybrid mismatch arrangement rules, 18.4(1)

Equity percentage

- defined
 - for foreign affiliate rules, 95(4)
 - for certain foreign affiliate surplus computations, Reg. 5905(14)
 - for private foundations, 149.1(1)
- direct, defined, 95(4)“direct equity percentage”

Equity property

- defined, Reg. 2400(1)

Equity repurchase, *see* Stock buyback tax

Equity share, defined, 204, Reg. 4803(1)

Equity value

- defined
 - for SIFT trust and partnership distributions, 122.1(1)
 - for stapled-security rules, 18.3(1), 122.1(1)
 - for trust loss trading, 122.1(1), 251.2(1)

Equivalent to married credit, 118(1)B(b)

Equivalent to spouse credit, 118(1)B(b)

Ergonomic work chair

- disability supports deduction, 64(a)A(ii)(R)

Escalating interest GICs

- income accrual, Reg. 7000(2)(c.1)

Established securities market

- defined, for Common Reporting Standard, 270(1)

Establishment, *see* Permanent establishment

Estate, *see also* Trust (or estate)

- bankrupt, of
 - deemed not trust or estate, 128(1)(b)
 - defined, 248(1)
- Canada/Quebec Pension Plan death benefit taxed, 56(1)(a.1)
- carryback of losses to year of death, 164(6)
- debt of deceased settled by, 80(2)(p), (q)
- defined, 104(1), 248(1)
- flow-through of death benefits, 104(28)
- income of, paid to non-resident, 212(1)(c), 212(11)
 - exemption for, 212(9), (10)
- information returns, Reg. 204
- life, *see* Life estate in real property
- *pur autre vie*, *see* Life estate in real property
- return required, 150(1)(c)
- transfer of rights or things to beneficiaries, 70(3)

Estate administration tax, *see* Probate fees

Estate freeze, 86(1)

Estate planning, *see also* Death of taxpayer

- attribution rule inapplicable on certain benefits through trust, 74.4(4)

Estate tax

- Canadian [repealed in 1972]
- interest on, deductible, 60(d)
- U.S.
 - credit for, Canada-U.S. Tax Treaty:Art. XXIX-B:6, 7
 - interest on, possibly deductible, 60(d)

Estimate of tax, required, 151, *see also* Instalment payments (Instalments)

Estimate of the expenses of survey

- defined, Reg. 3600(2)

Estimated annual taxable income

- defined, Reg. 102(2)(c)

Estimated deductions

- defined, for source deductions, Reg. 100(1)

Estonia, *see also* Foreign government

- universities, gifts to, Reg. Sch. VIII, s. 25

Euro, *see* European Union: currency of

European Bank for Reconstruction and Development

- no withholding tax on interest payable to, Reg. 806.1

European Union, *see also* Foreign government

- currency of, use as functional currency, 261(1)“qualifying currency”(b)

Evasion of tax, *see* Tax evasion, penalty for

Evidence, *see* Proof

Examination fees for professional status

- tuition credit, 118.5(1)(d)

Excepted dividend

- defined, 187.1

Excepted gift

- defined, 118.1(19)
- donation to charity permitted, 118.1(13)

Excess ALDA transfer

- defined, 205(1)
- tax on, 205(2)

Excess amount (for registered education savings plan)

- defined, 204.9(1), (2)

Excess capacity

- defined, for interest deduction restrictions, 18.2(1), 248(1)

Excess corporate holdings percentage

- defined, for private foundations, 149.1(1)

Excess EPSP amount, *see* Employees profit sharing plan: excess EPSP amount

Excess FHSA amount

- defined, 207.01(1)

Topical Index

Excess FHSA amount (*cont'd*)

- tax on, 207.021

Excess liquidity

- defined, for FAPI of banks, 90(15), 95(2.43)

Excess money purchase transfer

- re past service event, Reg. 8303(7.1)

Excess TFSA amount

- defined, 207.01(1)
- tax on, 207.02

Excessive eligible dividend designation

- defined, 89(1), 248(1)

Excessive interest and financing expenses limitation (EIFEL)

- alternative calculation, 18.21
- limited to 30% of EBITDA, 18.2(2)B(b)
 - exclusions, 18.2(1)“excluded entity”, “excluded interest”
 - group ratio alternative, 18.21
 - partnership add-back, 12(1)(1.2)
 - windup, effect of, 88(1.1), (1.11)

Exchange period

- defined, for SIFT unwinding rules, 85.1(7)(a)

Exchange rate, *see also* Foreign currency

- defined, 111(8)

Exchange share

- defined, for SIFT unwinding rules, 85.1(7)(b)

Exchange transaction

- defined
- for Common Reporting Standard, 270(1), 296(1)
- for crypto-asset reporting, 296(1)

Exchange-traded fund

- rules for allocation to redeemers, 132(5.31)

Exchanges of property

- amalgamation, effect of, 87(2)(1.3)
- capital property, 44
- corporation controlling or controlled by taxpayer, 44(7)
- depreciable property, 13(4), (4.1)
- leasing properties, 16.1(5)–(7)
- non-qualifying security donated to charity, 118.1(15)
- non-resident, 44(7)

Exchanges of shares, *see* Share

Excise Tax Act, *see also* Goods and services tax (GST)

- communication of information for enforcement of, 241(4)(d)(ii)
- fuel tax rebate under, 12(1)(x.1)
- GST included in taxable benefit, 6(7), 15(1.3)
- input tax credit under, deemed to be government assistance, 248(16)–(18)
- rebate under, deemed not to be reimbursement, 8(11)
- tax payable under Part IX, 248(1)“goods and services tax”

Excluded account

- defined, for Common Reporting Standard, 270(1)

Excluded acquisition or disposition

- defined, for FAPI stub-period rules, 91(1.3)

Excluded amount

- re expenses of financing
 - defined, 20(1)(e)(iv.1)
 - no deduction, 20(1)(e)
- re registered education savings plan
 - defined, 146.1(7.2)
 - excluded from income, 146.1(7.1)(b)
- re split income
 - defined, 120.4(1)
 - excluded from income-splitting tax, 120.4(1)“excluded amount”

Excluded benefits (re registered pension plan)

- defined, Reg. 8303(5)(f)–(l), 8504(10)
- excluded from normalized pension, Reg. 8303(5)

Excluded building (re LNG liquefaction facility)

- defined, Reg. 1104(2)
- excluded from additional CCA, Reg. 1104(2)“eligible liquefaction building”

Excluded business

- for Canadian Entrepreneur Incentive
 - ineligible for incentive, 110.6(3)“qualifying Canadian entrepreneur incentive property”(a)(i)
- for tax on split income (TOSI)
 - defined, 120.4(1)

Excluded CCUS equipment

- defined, 127.44(1)

Excluded consideration

- defined, re corporation attribution rules, 74.4(1)
- excluded from attribution rules, 74.4(2)(f), 74.4(3)

Excluded contribution (for retirement compensation arrangement)

- defined, 207.5(1)

Excluded contribution (to registered pension plan)

- defined, Reg. 8300(1)
- excluded from pension credit, Reg. 8301(4)(a), 8301(5)(a), 8301(8)(e)
- excluded from provisional PSPA, Reg. 8303(8)

Excluded corporation

- charities, non-qualified investment rules
- debt excluded from non-qualified investments, 149.1(1)“non-qualified investment”(a)(ii)
- defined, 149.1(1)“non-qualified investment”(d)–(f)
- refundable investment tax credit
 - defined, 127.1(2)
 - excluded from additional credit, 127.1(2)“refundable investment tax credit”(a) pre-(f), 127.1(2.01)

Excluded disposition

- defined, 150(5)
- does not require tax return to be filed, 150(1)(a)(i)(C), (D), 150(1.1)(b)(iii)

Excluded dividend (for Part VI.1 tax)

- defined, 191(1), 191(4)(d)
- excluded from dividend allowance, 191.1(2)
- excluded from “excepted dividend” for Part IV.1 tax, 187.1(d)
- excluded from Part VI.1 tax, 191.1(1)(a)(i)–(iii)

Excluded entity

- defined, for interest deduction restrictions, 18.2(1)
- anti-avoidance rule, 18.2(15)
- excluded from interest deduction restrictions, 18.2(2) opening words
 - for partnership, 12(1)(1.2)B(i)

Excluded equipment

- clean technology investment tax credit
 - defined, 127.45(1)
- LNG liquefaction facility
 - defined, Reg. 1104(2)
 - excluded from additional CCA, Reg. 1104(2)“eligible liquefaction equipment”

Excluded income

- defined, for FAPI rules, 92(2.5)

Excluded individual

- defined, re disclosure of taxpayer information, 241(10)
- information about, not to be disclosed, 241(4)(l), (9.3), (9.4)

Excluded interest

- for interest deduction restrictions
 - defined, 18.2(1)
 - excluded from IFE, 18.2(1)“interest and financing expenses”A(a)(i)
- in partnership
 - defined, 40(3.15)–(3.18)
 - grandfathered from deemed-gain rules for passive partnership interest, 40(3.1)

Topical Index

Excluded lease

- defined, for interest deduction restrictions, 18.2(1)
- excluded from restrictions, 18.2(1)“interest and financing expenses”A(f)

Excluded loan

- defined, 12(11)
- not considered government assistance, 12(1)(x)(ix)

Excluded MNE group

- defined, for country-by-country reporting, 233.8(1)

Excluded obligation

- re debt forgiveness
 - defined, 80(1)
 - principal amount excluded from debt forgiveness rules, 80(1)“forgiven amount”B(j)
 - proceeds of disposition for debtor, 79(3)F(b)(iv)
- re flow-through shares
 - application to prescribed shares, Reg. 6202.1(1)(b), (c)
 - deemed not to be a guarantee, security or similar indemnity, Reg. 6202(1)(m.1)
 - defined, Reg. 6202.1(5)
 - excluded from limited partnership at-risk rules, 96(2.2)(d)(vii)
 - excluded from tax shelter at-risk adjustment, 143.2(3)(b)(iv)
- re non-resident withholding tax on interest
 - defined, 214(8)
 - sale of, by non-resident, 214(7)

Excluded payment

- defined, re indexed debt obligations, Reg. 7001(7)

Excluded period

- defined, re salary deferral arrangement, 6(13)(a)(ii)

Excluded person

- defined, for crypto-asset reporting, 296(1)

Excluded personal property, *see* Excluded right or interest

Excluded platform operator

- defined, for digital platform operator reporting rules, 282(1)

Excluded policy

- defined, for application of IFRS to insurers, 138(12)

Excluded premium

- defined
 - for Home Buyers’ Plan, 146.01(1)
 - for Lifelong Learning Plan, 146.02(1)
- excluded from repayment of eligible amount
 - Home Buyers’ Plan, 146.01(3)(a)
 - Lifelong Learning Plan, 146.02(3)(a)

Excluded production (re Canadian film/video credit)

- defined, Reg. 1106(1), (1.1)
- excluded from Canadian film or video production, Reg. 1106(4)

Excluded property

- art flips, defined, 46(5)
- clean hydrogen tax credit
 - defined, 127.48(1)
 - excluded from credit, 127.48(1)“eligible clean hydrogen property”
- clean technology manufacturing ITC
 - defined, 127.49(1)
 - excluded from credit, 127.48(1)“CTM property”
- debt forgiveness rules
 - adjusted cost base of, not reduced, 80(9)–(11)
 - defined, 80(1)
- emigration, *see* Excluded right or interest
- foreign affiliate, of
 - accrued gains, included in FAPI, Reg. 5907(13)(b)(i)
 - defined, 95(1), Reg. 5907(1)
 - excluded from FAPI calculation, 95(1)“foreign accrual property income”B, E, 95(1)“relevant tax factor”(a)
 - net earnings from, Reg. 5907(1)“net earnings”(d)

- net earnings of foreign affiliate from, Reg. 5907(1)“taxable earnings”(b)(v)
- net loss from, Reg. 5907(1)“net loss”(d)
- net loss of foreign affiliate from, Reg. 5907(1)“taxable loss”(b)(iv)
- of second affiliate, 95(2)(a)(ii)(D)(III)
- settlement of debt, gain or loss relating to, 95(2)(i)
- mark-to-market rules
 - defined, 142.2(1)
 - extended reassessment period, 152(6.2)
- non-resident, of
 - defined, 116(6), Reg. 810
 - excluded from disposition certificate requirements, 116(1), (3), (5), (5.1)(a)
- personal-use property donated to charity, 46(5)
- prohibited investment of retirement compensation arrangement
 - defined, 207.5(1)
- qualified investments for DPSP
 - defined, 204
- RRSP, RRIF, TFSA, RESP and RDSP advantage rules
 - defined, 207.01(1)
- trust, of
 - defined, 108(1)
 - excluded from rule preventing rollout to 75(2) trust, 107(4.1)

Excluded remuneration (re registered pension plan)

- defined, Reg. 8503(14)(b)
- excluded from pension adjustment, Reg. 8503(14)(e)

Excluded revenue

- defined, for FAPI rules, 92(2.5)

Excluded right or interest

- defined, 128.1(10)
- excluded from deemed disposition
 - on emigration, 128.1(4)(b)(iii)
 - on immigration, 128.1(1)(b)(iv)

Excluded security (for debt forgiveness rules)

- defined, 80(1)
- excluded from rule where share issued in exchange for debt, 80(2)(g)

Excluded seller

- defined, for digital platform operator reporting rules, 282(1)

Excluded share

- re Part X tax on DPSPs
 - defined, 204
 - excluded from equity share, 204“equity share”(a), (b)

Excluded shares

- defined, for income-splitting tax, 120.4(1)

Excluded subsidiary entity

- defined, for SIFT trust definition, 122.1(1)

Excluded trust

- defined
 - foreign reporting rules, 233.6(2)
 - qualifying environmental trust rules, 211.6(1)
 - shareholder benefit rules, 15(1.4)(d)

Excluded withdrawal

- defined
 - for Home Buyers’ Plan, 146.01(1)
 - for Lifelong Learning Plan, 146.02(1)
- not taxable, 146(8), (8.01)

Exclusive economic zone

- application of legislation to, *Interpretation Act* 8(2.1)
- defined, *Interpretation Act* 35(1)
- SR&ED performed in, deemed performed in Canada, 37(1.3)

Executive compensation repayment amount

- defined, for Canada Emergency Wage Subsidy, 125.7(1)
- repayment of part of wage subsidy, 125.7(14), (14.1)

Topical Index

Executive remuneration

- defined, 125.7(1)

Executor, *see also* Legal representative

- certificate required by, before distribution, 159(2)
- deemed to be legal representative, 248(1)“legal representative”
- obligations of, 159
- return required by, 150(3)
- withholding tax, liable for, 227(5), (5.1)(i)

Exempt activity

- for tobacco manufacturers’ surtax, 182(2)
- defined, 182(2)
- no surtax on, 182(2)“tobacco manufacturing”

Exempt amount

- defined, for non-resident trust rules, 94(1)

Exempt capital gains balance (re flow-through entity)

- after 2004, added to adjusted cost base, 53(1)(p)
- defined, 39.1(1), (7)
- used to reduce capital gain, 39.1(2)–(6)

Exempt collective investment vehicle

- defined, for Common Reporting Standard, 270(1)

Exempt contribution (to TFSA)

- defined, 207.01(2)
- permitted, 207.01(1)“excess TFSA amount”A(b), 207.01(1)“unused TFSA contribution room”B(ii)

Exempt corporation, *see also* Exempt person

- becoming or ceasing to be exempt, 149(10)
- capital dividend account, 89(1.2)
- deemed disposition/acquisition of depreciable property, 13(7)(f)
- loss carryover, restriction, 149(10)(c)
- resource expenses, rules, 66.7(10)
- electronic filing not required, Reg. 205.1(2)(d)
- for CCUS credit knowledge sharing, defined, 211.92(1)
- Parts IV, IV.1, VI and VI not applicable, 227(14)

Exempt dealer compensation payment

- defined, for hybrid mismatch rules, 18.4(1)

Exempt deficit (of foreign affiliate)

- defined, Reg. 5907(1)

Exempt earned income

- contribution of, to PRPP, 147.5(31)–(34)
- defined, for pooled registered pension plan, 147.5(1)

Exempt earnings (of foreign affiliate)

- defined, Reg. 5907(1)

Exempt foreign trust

- defined, 94(1)

Exempt gains balance, *see also* Exempt capital gains balance (re flow-through entity)

- defined, 14(5) [before 2017]
- effect of excessive election, 14(9) [before 2017]

Exempt income

- defined, 248(1)
- under treaty, used in calculating clawback, Canada-U.S. Tax Treaty:Art. XXIV:10

Exempt-income contribution amount

- defined, for pooled registered pension plan, 147.5(1)
- reduces unused RRSP deduction room, 146(1)“unused RRSP deduction room”B(iv)

Exempt interest and financing expenses

- defined, for interest deduction restrictions, 18.2(1)

Exempt loan of transfer

- defined, re loans to non-residents, 17(15)

Exempt loss (of foreign affiliate)

- defined, Reg. 5907(1)

Exempt person, *see also* Exempt corporation

- capital gains and losses, 40(2)(a)(i)
- exchanges of property, determination of gain, 44(7)

- for investments by deferred income plans
- defined, Reg. 4901(2)“connected shareholder”B), 4901(2)“designated shareholder”A(ii)
- for non-resident trust (NRT) rules
- defined, 94(1)
- excluded from NRT rules, 94(1)“contributor”, 94(1)“resident beneficiary”
- no reserve for amount not due until later year, 20(8)
- obligation issued at discount by, 16(2), (3)
- partnership of, effect where taxable partner joins, 96(8)
- sale of Canadian resource property by, 66.6
- share-purchase tax credit, 127.2(2)
- U.S. charitable organization, Canada-U.S. Tax Treaty:Art. XXI

Exempt policy

- defined, 12.2(11), Reg. 306

Exempt property

- for specified leasing property CCA rules
- defined, Reg. 1100(1.13), (1.14)
- excluded from specified leasing property, Reg. 1100(1.11)
- for trusts’ 21-year deemed disposition rule
- defined, 108(1)
- excluded from deemed disposition, 104(4), (5), (5.2)

Exempt service

- defined, for non-resident trust rules, 94(1)
- excluded from service being a deemed transfer of property, 94(2)(f)

Exempt shares percentage

- defined, for private foundations, 149.1(1)

Exempt surplus (of foreign affiliate)

- adjustment where gain deemed due to negative adjusted cost base, 93(1)(b)(ii)
- deduction for dividend paid out of, 113(1)(a), Reg. 5900(1)(a)
- defined, 113(1)(a), Reg. 5907(1)
- portion of dividend deemed paid out of, Reg. 5900(1)(a)

Exempt trust

- defined, for FAPI rules, 95(1)
- defined, foreign reporting rules, 233.2(1), *see also* Exempt foreign trust

Exemption test policy

- defined, Reg. 306(3)

Exemption threshold

- deemed capital gain on donation of flow-through share, 40(12)
- defined, 54

Exemption-end time

- defined, for TFSA, 146.2(9)(a)

Exemptions, 81, 149, *see also* Grandfathering

- agricultural organizations, 149(1)(e), 149(2)
- apportionment rule, 149(6)
- Association of Universities and Colleges of Canada, 149(1)(h.1)
- basic, re minimum tax, 127.53
- benevolent or fraternal benefit society, 149(4)
- limitation, 149(4)
- benevolent society, 149(1)(k)
- boards of trade, 149(1)(e), 149(2)
- capital gains, 110.6, *see also* Capital gains deduction
- principal residence, *see* Principal residence
- transfer of shares to employee ownership trust, 110.61
- chambers of commerce, 149(1)(e), 149(2)
- charitable organization, 149(2)
- compensation by Federal Republic of Germany, 81(1)(g)
- Crown corporations, 149(1)(d)–(d.4)
- exception, 27(1), (2)
- employee of foreign country, 149(1)(a)
- family and servants of, 149(1)(b)
- expenses of gaining exempt income not deductible, 18(1)(c)
- fraternal benefit society/order, 149(1)(k)
- funeral arrangements, 148.1(2), 149(1)(s.1)

Topical Index

Exemptions (*cont'd*)

- general, 149
- Governor General's stipend, 81(1)(n)
- Halifax disaster pension, 81(1)(f)
- housing corporation, 149(1)(i), 149(2)
- income from aircraft operated by non-resident, 81(1)(c)
- income from international shipping, 81(1)(c), (c.1), 250(6)–(6.05)
- income from ship operated by non-resident, 81(1)(c)
- insurer of farmers and fishermen [repealed], 149(1)(t), 149(4.2)
 - limitation, 149(4.1)
- labour organizations, 149(1)(k)
- master trust, 149(1)(o.4)
- mines, Reg. Part XIX [Revoked]
- municipal authorities, 149(1)(c)
- municipal corporations, 149(1)(d.6)
- mutual insurance corporations, 149(1)(m)
- non-profit corporation for scientific research, 149(1)(j), 149(2)
- non-profit organizations, 149(1)(l), 149(2)
 - deemed trust, 149(5)
- pension corporation, 149(1)(o.1), (o.2)
- pension trust, 149(1)(o)
- personal, *see* Personal credits
- personal injury award, income from, 81(1)(g.1), (g.2)
- principal residence, *see* Principal residence
- prisoners of war, compensation paid to, 81(1)(d)
- prospecting, 81(1)(l)
- provincial corporations, 149(1)(d)–(d.4)
- provincial indemnity, 81(1)(q)
- RCA trust, 149(1)(q.1)
- RCMP pensions, 81(1)(i)
- registered charities, 149(1)(f)
- scholarships, *see* Scholarship exemption
- scientific research corporation (non-profit), 149(1)(j), 149(2)
 - control, rules re, 149(8)
 - rules as to income, 149(9)
- service and other pensions, 81(1)(d)
- service pension from other country, 81(1)(e)
- small business investment corporation, 149(1)(o.3)
- social assistance payments, 110(1)(f)(ii)
- societies, 149(1)(l), 149(2)
 - deemed a trust, 149(5)
- statutory, 81(1)(a)
- trust
 - deferred profit sharing plan, 149(1)(s)
 - employees profit sharing plan, 149(1)(p)
 - registered disability savings plan, 146.4(5), 149(1)(u.1)
 - registered education savings plan, under, 149(1)(u)
 - registered retirement income fund, 149(1)(x)
 - registered retirement savings plan, 149(1)(r)
 - registered supplementary benefit plan, 149(1)(q)
 - vacation pay plan, 149(1)(y)
 - war savings certificate, 81(1)(b)
 - workers' compensation, 110(1)(f)(ii)

Existing guaranteed life insurance policy

- defined, 211(1)

Existing plan

- defined, Reg. 8500(1)

Exiting Canada, *see* Ceasing to be resident in Canada

Expectation of profit

- required for business deduction, 18(1)(h), 248(1)“personal or living expenses”

Expected carbon intensity

- defined, for clean hydrogen tax credit, 127.48(1)

Expenditure, *see also* Expenses

- carbon capture, *see* CCUS tax credit
- defined

- for rule disallowing deductions or credits for option or share issuance, 143.3(1)
- for ruling disallowing contingent amounts and “right to reduce”, 143.4(1)
- for tax shelter investment, 143.2(1)
- matchable, *see* Matchable expenditure

Expenditure pool (re investment tax credit), *see* SR&ED qualified expenditure pool

Expenses, *see also* Deductions in computing income

- advertising in non-Canadian periodicals etc., not deductible, 19
- advertising on non-Canadian broadcast media, not deductible, 19.1
- allowances for
 - taxable, 6(1)(b)
- annual value of property, not deductible, 18(1)(d)
- appeal, of, 60(o)
- automobile of employee
 - deductions allowed, 8(1)(j)
 - depreciation, 13(11)
- away-from-home
 - railway employee, 8(1)(e)
- borrowing money, 18(11), 20(1)(e), 21
- cancellation of lease, payment for, 20(1)(z), (z.1)
 - limitation on deductibility, 18(1)(q)
- capital outlay, not deductible, 18(1)(b)
- clearing farm land, 30
- club dues, not deductible, 18(1)(l)(ii)
- commission agent's, 8(1)(f), 13(11)
 - automobile or aircraft, 8(1)(j), 8(9)
 - certificate of employer, 8(10)
- construction of building or ownership of land, 18(3.1)–(3.7)
- convention, 20(10)
- development, *see* Canadian development expense
- drilling and exploration, defined, 66(15)“drilling or exploration expense”
- election, tax credit for, 127(3)–(4.2)
- employee, of, 8(1), (2)
- employee's automobile or aircraft, 8(1)(j), 8(9)
- exploration, *see* Canadian exploration expense; Exploration and development expenses
- food, beverages, entertainment, *see* Entertainment expenses (and meals)
- general limitation, 67
- improving farm land, 30
- incurred to gain exempt income, not deductible, 18(1)(c)
- interest, 18(11), 20(1)(c), 20(3)
 - borrowed money, on, 20(1)(c), 20(2)
 - used to acquire land, 18(3)
 - capitalization of, 21(1)
 - compound, 20(1)(d)
 - paid to acquire land, 18(2)
 - paid to non-resident shareholder, 18(4)–(8)
- investigation of site, 20(1)(dd)
- “investment expense” defined, 110.6(1)
- issuing units, interests or shares, 20(1)(e)
- land drainage system, 30
- landscaping, 20(1)(aa)
- limitations on deductibility, 18(1)
- listing fee, 20(1)(g)
- meals, limitation, 8(4)
- medical, *see* Medical expenses
- mining taxes, 20(1)(v)
- moving, *see* Moving expenses
- objection or appeal, of, 60(o)
- performing duties of office or employment, deduction, 8(1)(i)
- personal or living, not generally deductible, 18(1)(h)
- personal services business, limitation re, 18(1)(p)
- prepaid
 - amalgamation, on, 87(2)(j.2)

Topical Index

Expenses (*cont'd*)

- limitation on deductibility, 18(9)
- printing financial report, 20(1)(g)
- reasonableness criterion, 67
- recreational facilities, 18(1)(l)
- relieving telegrapher or station agent, 8(1)(e)
- representation, 20(1)(cc)
 - deemed capital cost allowance, 13(12)
 - election to defer, 20(9), Reg. 4100
- research and development, 37
- salesperson's, deduction, 8(1)(f)
- certificate of employer, 8(10)
- scientific research and experimental development, 37
- selling units, interests or shares, 20(1)(e)
- share transfer fees, 20(1)(g)
- taxes on unproductive land, not deductible, 18(2)
- tile drainage, 30
- transport employee's, 8(1)(g)
- travelling, *see* Travelling expenses
- unpaid for more than 2 years, 78
- utilities service connection, 20(1)(ee)
- yachts, camps, clubs etc., no deduction, 18(1)(l)

Exploration and development expenses

- borrowing for, 21(4)
- Canadian, *see* Canadian exploration and development expenses
- foreign, *see* Foreign exploration and development expenses
- joint exploration corporation, *see* Joint exploration corporation
- limitation, 66(13)
- recovery of, 59(3.2)
- where change in control, 66(11.4), (11.5)

Exploration and development grants, deductions, 20(1)(kk)

Exploration and development shares, *see also* Flow-through shares

- cost to taxpayer, 66.3(1)(a)(iii)
- whether inventory, 66.3(1)(a)(ii)

Exploration and drilling rights

- dealers in, limitation, 66(5)

Export Development Canada

- loan guaranteed by, no UK withholding tax, Canada–U.K. Tax Treaty:Art. 11:3(a)

Exporting resource, Reg. 1206(1)

Exposure to a designated country

- defined, Reg. 8006

Express consent

- defined, Reg. 209(4)

Expropriation

- amount paid constitutes proceeds of disposition, 13(21)“proceeds of disposition”(d), 54“proceeds of disposition”(d)
- foreign assets, *see* Expropriation assets
- resource properties, 59.1
- rollover where property replaced, 13(4), (4.1), 44

Expropriation assets

- acquired from foreign affiliate, 80.1(4)–(6)
- adjusted cost base of, 80.1(2)(b)
- adjusted principal amount, 80.1(7)
 - currency in which computed, 80.1(8)
- cost base, addition to, 53(1)(k)
- deductions from, 53(2)(n)
- election re, 80.1(1), Reg. 4500
- income from, computation of, 80.1(2)(a)
- interest and capital amounts received at same time, 80.1(3)
- interest on
 - election re, 80.1(2)
- sale of foreign property, for, 80.1

Extended motor vehicle warranty

- defined (insurance policy reserves) [repealed], Reg. 1408(1)

Extension of time

- to file appeal
 - by Tax Court, 167
- to file election or application, 220(3.2)
- to file notice of objection
 - by Minister, 166.1
 - by Tax Court, 166.2
- deadline for requesting, 166.1(7)(a)
- to file notice of qualified dependant for Canada Child Benefit, 122.62(2)
- to file return, 220(3)
- to invest in labour-sponsored venture capital corporation, 127.4(5.1)
- to make or revoke election or designation, 220(3.2)
- to make RRSP contribution, 146(22)
- to post security for departure tax, 220(4.54)

Extinct shellfish, *see* Ammonite gemstone

Eyeball Networks case overruled, 160(5)(c)

Eyeglasses, as medical expense, 118.2(2)(j)

F

FABI, *see also* Foreign accrual business income

- underlying, *see* Underlying FABI surplus tax

FABI surplus

- defined, 93.4(1)

FACL, *see* Foreign accrual capital loss

FAD, *see* Foreign affiliate dumping

FAPI, *see* Foreign accrual property income

FAPL, *see* Foreign accrual property loss

FAPI year

- defined, Reg. 5907(1.5)

FATCA, *see* Foreign Account Tax Compliance Act (U.S.)

FATF, *see* 2012 FATF recommendations (Financial Action Task Force)

FEDE, *see* Foreign exploration and development expenses

FHSA, *see* First Home Savings Account

FHSA carryforward

- defined, 146.6(1)

FICT, *see* Fixed interest commercial trust

FIE, *see* Foreign investment entity

FIGE, *see* Financial institution group entity

FINTRAC, *see also* Financial Transactions and Reports Analysis Centre (FINTRAC)

- provision of information by CRA to, for limited purposes, 241(4)(d)(xv)

FMV, *see* Fair market value

FOI, *see* Foreign ordinary income; Freedom of information

FRE, *see* Foreign resource expenses

FTC, *see* Foreign tax credit

FTCMME, *see* Flow-through critical mineral mining expenditure

FTS, *see* Flow-through shares

FVA, *see* Fair value amount

Facsimile machine, *see* Fax machine

Factoring of accounts

- income of foreign affiliate from, 95(1)“investment business”
- accounts arising in active business of related corporation, 95(2)(a)(iii), Reg. 5907(1)“exempt earnings”(d)(ii)(J)

Failure to file return, *see* Returns: failure to file, penalty

Failure to keep records, 230(3)

Failure to remit withheld taxes, 227(9)

- penalty applicable only on amounts over \$500, 227(9.1)
- salary or wages, from, 227(9.5)

Failure to withhold tax, 227(8)

- assessment for, 227(10)
- salary or wages, from, 227(8.5)

Topical Index

Fair market value

- charitable donation of property, limited to cost, 248(35)–(38)
- cultural property, donated, 118.1(10)
- deemed disposition at, *see* Disposition: deemed
- defined, 69(1)
- ecological gift, 118.1(10.1)–(10.5)
 - certificate, 118.1(10.5)
- inadequate considerations deemed to be, 69
 - exceptions re pre-1972 property, ITAR 32
- inventory property, of, 10(1), (4)
- meaning of, 69(1)
- property donated or contributed, limited to cost, 248(35)–(38)
- property of deceased, 70(5.3)
- publicly-traded securities held since before 1972, ITAR 26(11)
- share
 - disposed of on death, 70(5.3)
 - foreign affiliate, of, ITAR 26(11.1), (11.2)
 - that is not capital property, 112(4.1)
- transfer at, to spouse or minor, 74.5(1)
- trust, capital interest in, 107.4(4)
 - held as inventory, 107(1.2)
- trust for benefit of spouse, 70(8)(a)
- undivided interest in property transferred by tax debtor, 160(3.1)
- V-day election, Reg. 4700, Reg. Sch. VII

Fair value amount

- defined, for alternative interest-deduction restrictions, 18.21(1)

Fair value property

- defined, for mark-to-market rules, 142.2(1)

Fairness package (1991), *see* Taxpayer relief

False statement, *see also* Penalty: false statement

- defined, for third-party penalty, 163.2(1)
- offence, 239(1), (1.1)
- penalty, 163(2)
 - charity receipt, 188.1(9), (10)
 - third-party penalty, 163.2

Family allowances, *see* Canada Child Benefit

Family Caregiver credit

- additional amount, 118(1)B(a)(ii)C(A), 118(1)B(b)(iv)D(A), 118(1)B(b.1)
- base amount for infirm adult relative, 118(1)B(d)

Family farm or fishing corporation/partnership

- capital gains exemption on disposition, 110.6(2), (31)
- farm or fishing property leased to
 - transfer of, 70(9.8)
- interest in partnership, defined, 70(10)“interest in a family farm or fishing partnership”
- share of corporation, defined, 70(10)“share of the capital stock of a family farm or fishing corporation” 110.6(1)
- transfer of
 - *inter vivos*, 73(4), (4.1)
 - on death, 70(9.2), (9.21), (9.3), (9.31)
 - to parent, 70(9.6)

Family law, *see* Province: laws of; Spouse

Family Orders and Agreements Enforcement Assistance Act

- Canada Child Benefit payments not garnishable under, 122.61(4)(e)
- disclosure of taxpayer information for purposes of, 241(4)(e)(vii)

Family Support Plan

- payroll deduction reduces source withholding, Reg. 100(3)(d)

Family Tax Cut (2014–15 only), 119.1

Farm Income Protection Act, *see also* Net income stabilization account; NISA Fund No. 2

- payment received under, taxable, 12(1)(p)
- information return, Reg. 234–236
- premium paid under, deductible, 20(1)(ff)

Farm land, *see also* Farm or fishing property

- addition to adjusted cost base, 53(1)(i)
- improving, expenses deductible, 30
- instalment on sale of, not considered payment from production, 12(1)(g)

Farm loss

- amalgamation, on, 87(2.1)
- defined, 111(8)“farm loss”, (9), 248(1)
- determination of, by Minister, 152(1.1), (1.2), (1.3)
- drought, due to, *see* Drought or flood region: prescribed
- flood, due to, *see* Drought or flood region: prescribed
- includes fishing loss, 111(8)“farm loss”A(a)(i)
- limitation on deductibility, 111(3)
- partnership, from, 96(1)
- reassessment, 152(6)(c)
- reduction of, on debt forgiveness, 80(3)(b)
- restricted, 31(1), (1.1), *see also* Restricted farm loss

Farm or fishing property

- disposition by partnership, 101
- family farm or fishing corporation or partnership, transfer of, 70(9.2), (9.21)
- investment tax credit, 127(9)“qualified property”(c)(ii)
- leased, transfer of, 70(9.8)
- qualified
 - capital gains exemption, 110.6(2)
 - defined, 110.6(1)
 - transfer of
 - from spouse’s trust, to children, 70(9.1), (9.11)
 - *inter vivos*, to child, 73(3), (3.1)
 - reserve, 44(1.1)
 - to farmer’s child, ITAR 26(18), (19)
 - on death, 70(9), (9.01)
 - to parent, 70(9.6)

Farm quota

- capital gains exemption, 110.6(1)“qualified farm property”(d)

Farm support payments, *see also* Farm Income Protection Act

- defined, Reg. 234(2)
- information slips for payments under, Reg. 234–236

Farmer

- capital gain
 - principal residence, exclusion of, 40(2)(c)
- cash method of computing income, 28(1)
- instalments, 155
- payments to, income, 12(1)(p)
- transfer of farm property by, to child
 - *inter vivos*, 73(3), (3.1)
 - on death, 70(9), (9.01)

Farming

- business
 - capital cost allowance (pre-1972 property), Reg. Part XVII
 - cash-base method of calculation, 28
 - ceasing to carry on, 28(4), (5)
 - expenses deductible, 30
 - inventory
 - acquisition of, 28(1.1)
 - valuation of, 28(1.2), (1.3), Reg. 1802
 - losses, deduction for
 - adjustment to cost base of land, 53(1)(i), 111(6)
 - partnership, disposition of land used in, 101, 111(7)
 - prepaid expenses, 28(1)(e), (e.1)
- crop insurance, *see* Farm Income Protection Act
- defined, 248(1)
- drought, sales during, *see* Drought or flood region: prescribed
- exempt from tobacco manufacturers’ surtax, 182(2)“exempt activity”(a)
- farm loss, defined, 111(8)
- flood, sales during, *see* Drought or flood region: prescribed
- income deferred from destruction of livestock, 80.3

Topical Index

Farming (*cont'd*)

- inventory
- acquisition of, 28(1.1)
- amalgamation, on, 87(2)(b)
- transfer to corporation, 85(1)(c.2)
- valuation of, 28(1.2), (1.3), Reg. 1802
- winding-up, on, 88(1.6)
- losses, deduction for, 31
- reduction in basic herd, 29(2)
- election re, 29(1)
- restricted farm loss, *see* Restricted farm loss
- stabilization payments and fees, 12(1)(p), 20(1)(ff)

Farming activities

- for carbon tax refund to farmers, 127.42(1)

Fax machine

- capital cost allowance, Reg. 1101(5p), Reg. Sch. II:Cl. 10(f)

Feasibility study

- re investigation of site, deductible, 20(1)(dd)

Federal body

- defined, Reg. 237(1)

Federal Court

- defined, *Federal Courts Act* s. 4
- registration of certificate re amount payable, 223(3)
- charge on land, 223(5), (6)

Federal Court of Appeal

- appeal to
- Canadian amateur athletic association, revocation or refusal to register, 172(3)(a)
- charity revocation or refusal to register, 172(3)(a.1)
- DPSP, refusal to register, 172(3)(c)
- from Tax Court, *Tax Court of Canada Act* ss. 17.6, 18.24
- qualified donee revocation or refusal to register, 172(3)(a.2)
- RESP, refusal to register, 172(3)(e)
- RRIF, refusal to register, 172(3)(f)
- RRSP, refusal to register, 172(3)(b)
- defined, *Federal Courts Act* s. 3
- proceedings in camera, 179

Federal credit union

- defined, 248(1)
- excluded from definition of “bank”, 248(1)“bank”
- provincial allocation of income, Reg. 404.1

Federal Crown corporation, *see* Crown corporation

Federal government, *see* Government

Federal-Provincial Fiscal Arrangements and Established Programs Financing Act

- agreement under, 228

Federal sales tax

- refund of, taxable, 12(1)(x)(iv)

Federal sales tax credit, *see also* Goods and services tax (GST)

Fee, *see also* Fees

- defined
- for notifiable-transaction rules, 237.4(1)
- for reportable-transaction rules, 237.3(1)

Feeding oneself

- defined, 118.4(1)(e)
- impairment with respect to
- certification by occupational therapist or physician
- for disability credit, 118.3(1)(a.2)(iv)
- eligibility for disability credit, 118.4(1)(c)(ii)

Feedlot Health case overruled, 37(8)(a)(ii)(B)(II)

Fees

- directors, 6(1)(c)
- included in income, 6(1)(c)
- investment counsel, 20(1)(bb)
- share transfer, deduction for, 20(1)(g)
- withholding tax, 153(1)(g)

Fees for an individual's tuition

- defined, 118.5(3)

Fellowship, *see* Scholarship

Fence

- capital cost allowance for, Reg. Sch. II:Cl. 6
- in amusement park, CCA, Reg. Sch. II:Cl. 37

Ferrel case overruled, 120.4

Fertility treatment

- medical expense credit, 118.2(2)(v)
- medical infertility not required, 118.2(2.2)
- surrogacy expenses, 118.2(2.21)

Festival organizer relief (COVID), Reg. 8901.1(2)(b)(xx)(A), *see also* Qualifying tourism or hospitality entity

Fiat currency

- defined
- for Common Reporting Standard, 270(1)
- for crypto-asset reporting, 296(1)
- for digital platform operator reporting rules, 282(1)

Fiat demerger spinoff, Reg. 5600(d)

Fibre-optic cable

- capital cost allowance, Reg. Sch. II:Cl. 42(a)
- supporting equipment, Reg. Sch. II:Cl. 3(l)

Fiduciary, *see* Legal representative; Trustee

Field processing, *see* Canadian field processing

Fifth Supplement, *see* Revised Statutes of Canada, 1985 (5th Supp.)

Figueroa case responded to, 127(3.3)

Filing deadlines, *see also* Deadlines

- agreement to transfer forgiven amount (debt forgiveness rules), 80.04(6)(a), 80.04(7)
- annual returns, 150(1)
- claims for SR&ED
- deductions, 37(1), (8)
- investment tax credits, 127(9)“investment tax credit”(m)
- designation to flow out capital gains from trust, 104(21)–(21.03)
- discontinued business, Reg. 205(2)
- election to trigger capital gains exemption, 110.6(24)
- revocation or amendment, 110.6(25), (27)
- expiring on Sunday or holiday, *Interpretation Act* s. 26
- extension by Minister, 220(3)
- information returns (T4, etc.), Reg. 205(1)
- distribution from foreign trusts, 233.5(1)
- foreign affiliates, 233.4(4)
- foreign property, 233.3(3)
- payments to non-residents, Reg. 202(7), (8)
- registered pension plan, Reg. 8409
- transfer of property to foreign trust, 233.2(4)
- interest offset applications, 161.1(3)(c)
- investment tax credit claims, 127(9)“investment tax credit”(m)
- preferred beneficiary election, 104(14)–(14.02)
- scientific research claims, 37(11), 127(9)“investment tax credit”(m)
- no extension allowed, 220(2.2)
- section 85 rollover, 85(6), (7)
- tax returns, 150(1)

Filing-due date, 150(1)

- defined, 248(1)

Filing electronically, *see* Electronic filing

Film, *see* Motion picture film

Film agency

- prescribed person for Canadian film/video tax credit, Reg. 1106(10)

Film credit, *see* Canadian film or video tax credit; Film or video production services credit

Topical Index

Film or video production services credit, 125.5, *see also*

- Canadian film or video tax credit
- amalgamation of corporations, 87(2)(j.94)
- refund of credit before assessment, 164(1)(a)(ii)
- refundable credit, 125.5(3)
- revocation of certificate, 125.5(6)

Film property

- defined, for minimum tax purposes, 127.52(3)

Filter

- air or water, medical expense credit, Reg. 5700(c.1)

Finance comfort letters, *see* Table of Comfort Letters

Financial account

- defined, for Common Reporting Standard, 270(1)

Financial account identifier

- defined, for digital platform operator reporting rules, 282(1)

Financial accounts of non-residents

- reporting required, *see* Common Reporting Standard; *Foreign Account Tax Compliance Act*

Financial Action Task Force Recommendations, *see* 2012

FATF recommendations (Financial Action Task Force)

Financial aid, *see* Assistance/government assistance; Reimbursement

Financial asset

- defined, for Common Reporting Standard, 270(1)
- defined, for crypto-asset reporting, 296(1)

Financial difficulty (taxpayer in)

- debt forgiveness reserve for insolvent corporation, 61.3
- replacement obligations, exemption from non-resident withholding tax, 212(3)
- share, 248(1)“term preferred share”(e), *see also* Distress preferred share

Financial holding corporation

- defined, for EIFEL rules, 18.2(1)

Financial institution, *see also* Bank; Insurance corporation;

Investment dealer; Moneylender; Restricted financial institution

- accounting rule changes, transitional rules, 142.51
- amalgamation of, 87(2)(g.2)
- bad debt deduction, 20(1)(p)(ii)
- becoming, 142.6(1)(a), (b)
- ceasing to be, 142.6(1)(a), (c)
- debt obligation owned by, *see* Specified debt obligation
- defined
 - for charitable donations, 118.1(20)
 - for Common Reporting Standard, 270(1)
 - for crypto-asset reporting, 296(1)
 - for financial institutions capital tax, 190(1)
 - for insurance corporations, Reg. 2400(1)
 - for Large Corporations Tax, 181(1)
 - for mark-to-market rules, 142.2(1)
 - for stop-loss rules, 112(6)(c), 142.2(1)
 - re disposition by financial institutions, Reg. 9200(1)
- dividends received by
 - dividend deduction denied, 112(2.01)–(2.03)
 - mark-to-market property, effect on sale of share, 112(5)–(5.2)
- ineligible for election to treat Canadian securities as capital property, 39(5)(b)
- interference with remittance of tax, 227(5.2)–(5.4) (1995 draft, abandoned)
- mark-to-market property, *see* Mark-to-market property; Specified debt obligation
- non-resident, *see* Non-resident: financial institution
- Part VI tax, 190–190.211
 - deductible in computing branch tax liability, 219(1)(h)(i)
 - instalments, 157(1)
 - rates, 190.1(1)
 - short taxation year, 190.1(2)
 - unused, reassessment re, 152(6)(e)

- prescribed
 - for foreign affiliate rules, 95(2)(a.3), 95(2.5)“specified deposit”, Reg. 7900
- remittance of tax through, 229 [repealed]
- by large employers, required, 153(1), (1.4), Reg. 110
- reserve for doubtful debts, 20(1)(l)(ii)
- restricted, *see also* Restricted financial institution
- election by mutual fund/investment corporation to not be, 131(10)
 - receiving dividends on taxable RFI shares
 - information return, 187.5
 - partnerships, 187.4
 - tax payable, 187.3(1)
 - time of acquisition of share, 187.3(2)
- safety deposit box rented from, no deduction, 18(1)(l.1)
- specified
 - defined, 248(1)
 - dividends received by, 112(2.1), (2.2)
 - guarantee agreement re shares, 112(2.2)–(2.22)
 - related corporations, 248(14)
 - superficial loss of, 18(13)–(16), 142.6(7)
 - transitional rules for accounting rule changes, 142.51
 - windup of, *see* Winding-up: financial institution

Financial institution group entity

- defined, for interest deduction restrictions, 18.2(1)

Financial instrument

- defined, for hybrid mismatch arrangement rules, 18.4(1)

Financial intermediary corporation, defined, 191(1)

Financial statements

- defined, for SR&ED investment tax credit, 127(9)

Financial Transactions and Reports Analysis Centre (FINTRAC)

- provision of charity information to, for security purposes, 241(9), (9.1)

Financially dependent child or grandchild, *see* Child: financially dependent

Financing fees

- deduction for, 20(1)(e), (e.1)
- election to capitalize, 21

Financing lease, *see* Direct financing lease

Financing subsidy

- provided by employer, taxable, 6(23)

Fine

- imposed for offence under ITA, *see* Offences
- non-deductible, 67.6

Finland, *see also* Foreign government

- stock exchange recognized, 262

Fire alarm indicator

- visual, for the hearing impaired, medical expense credit, Reg. 5700(q.1)

Firefighter

- killed in line of duty, tax-free benefit to families, 81(1)(j)
- pension accrual to retire early, *see* Public safety occupation
- vehicle of, deemed not to be automobile, 248(1)“automobile”(b.1)
- volunteer
 - credit if performs 200 hours per year, 118.06(2)
 - employment income exemption, 81(4)

First day of commercial operations

- defined, for CCUS credit, 127.44(1)

First day of the compliance period

- defined, for clean hydrogen tax credit, 127.48(1)

First Home Savings Account, 146.6

- administration fees, non-deductible, 18(1)(u)
- bankruptcy, effect of, 128(2)(d.3)
- carrying on business, 146.6(3)
- holder jointly liable with FHSA for tax, 146.6(4)

Topical Index

First Home Savings Account (*cont'd*)

- ceasing to be, 146.6(17)
- conditions for, 146.6(2)
- contribution to
 - attribution rules do not apply, 74.5(12)(d)
 - deduction for, 60(i), 146.6(5)
 - excess contribution, 207.01(1)“excess FHSA amount”, 207.021
 - survivor subject to overcontributions tax, 207.022
- no deduction for interest on borrowed money, 18(11)(k)
- death of holder, 146.6(1)“annual FHSA limit”(c)(ii), 146.6(13)–(15)
- deduction for contribution to, 60(i), 146.6(5)
- deduction limit, 146.6(1)“annual FHSA limit”
- defined, 146.6(1), 248(1)
- disposition of property to, capital loss nil, 40(2)(g)(iv)(A)
- emigration of beneficiary, no deemed disposition, 128.1(10)“excluded right or interest”(e)(iii.1)
- excluded from annual interest accrual rules, 12(11)“investment contract”(d.2)
- excluded from various trust rules, 108(1)“trust”(a)
- exempt from tax, 146.6(3), 149(1)(u.4)
- income inclusion from, 56(1)(z.6), 146.6(3), (6), (9), (11), (14), (17)
- investment counselling fees, non-deductible, 18(1)(u)
- no tax on, 146.6(3), 149(1)(u.4)
- not required to report for FATCA, Reg. 9005(p), 9006(l)
- overcontributions, 207.01(1)“excess FHSA amount”, 207.021
- survivor subject to 207.021 overcontributions tax, 207.022
- payment from
 - income inclusion, 56(1)(z.6), 146.6(6)
 - non-resident withholding tax, 212(1)(y)
 - withholding at source, 153(1)(v)
- reversionary trust rules do not apply, 75(3)(a)
- services in respect of, non-deductible, 18(1)(u)
- T3 trust return not required, Reg. 204(3)(h)
- tax on advantage, 207.05
- tax on excess contributions, 207.021
- survivor subject to 207.021 overcontributions tax, 207.022
- tax on non-qualified investment or prohibited investment, 207.04(1)
- transfer from
 - tax-free to FHSA, RRSP or RRIF, 146.6(7), (8)
 - taxable, 146.6(9)
 - withdrawals included in income, 146.6(6)
- transfer to
 - capital loss deemed nil, 40(2)(g)(iv)(A)
 - from RRSP, 146(16)(a.2)
 - used as security for loan, 146.6(11)
 - withdrawals included in income, 146.6(6)

First instalment base

- of corporation, 157(4), Reg. 5301(1)

First Nations, *see also* Indian

- drinking water class action settlement, no tax, 81(1)(g.3)(i)(D)

First Nations Tax, *see also* Indian

- federal credit for, 120(2.2)
- instalments, 156.1(1)“net tax owing”(b)B, E, F, 156.1(1.3)
- tax evasion offences, 239(5)

First project period

- defined, for CCUS credit, 211.92(1)

First recovery taxation year

- defined, for CCUS credit, 211.92(1)

First responders

- fallen in duty, tax-free benefit to families, 81(1)(j)

First term shared-use-equipment, for R&D investment tax credit

- defined, 127(9)

First-time donor

- defined, 118.1(1)
- super-credit for charitable donations, 118.1(3.1), (3.2)

First-time home buyer

- credit, *see* First-Time Home Buyer's Credit
- Home Buyer's Plan eligibility, 146.01(1)“regular eligible amount”(e), (f)

First-Time Home Buyer's Credit and Disability Home Purchase Credit, 118.05

- amount of credit (\$1,500), 118.05(3)
- apportionment among multiple claimants, 118.05(4)

First-year rule, depreciable property, Reg. 1100(2)–(2.4)

Fiscal period

- business, of, 11(2)
- change of control, on, 249(4)(d)
- deemed end on emigration, 128.1(4)(a.1)
- deemed end where exceeds 365 days, 249(3)(b)
- defined, 249.1
 - not to be changed without CRA permission, 249.1(7)
 - partnership election to align with corporate partners, 249.1(8)–(11)
- election for non-calendar year, 249.1(4), (5)
- annual income inclusion where election made, 34.1
- late filing, Reg. 600(b.1)
- election on termination of proprietorship, 25
- member of terminated partnership
 - election re, 99(2)–(4)
- ending in a taxation year, 249(2)(b)
- reference to, 249(2), (3)

Fiscal year

- defined, for SR&ED investment tax credit, 127(9)
- for foreign tax credit, defined, 126(7), Reg. 5907(1)
- of MNE group, defined for country-by-country reporting, 233.8(1)

Fisher, *see* Fishing

Fisherman, *see also* Fishing

- defined, Reg. 105.1(1)

Fishing

- business
 - ceasing to carry on, 28(4), (5)
 - cash method, 28(1)
 - instalments required, 155
 - loss from, constitutes farm loss, 111(8)“farm loss”A(a)(i)
- cod compensation, *see* compensation programs (*below*)
- compensation programs
 - payments received under, taxable, 56(1)(a)(vi), Reg. 5502(c)
 - withholding of tax at source, 153(1)(m), Reg. 5502(c)
- repayment of benefits, deductible, 60(n)(v)
- defined, 248(1)
- expedition, by CRA, 231.2(3)
- family fishing corporation or partnership, *see* Family farm or fishing corporation/partnership
- income from
 - election re source deductions, Reg. 105.1
 - instalments and payment of balance, 155
 - losses, 111(8)“farm loss”A(a)(i), *see also* Farm loss
 - not eligible for manufacturing & processing credit, 125.1(3)“manufacturing or processing”(a)
- property
 - *inter vivos*, 73(3)–(4.1)
 - investment tax credit, 127(9)“qualified property”(c)(ii)
 - on death, 70(9)–(9.31)
 - transferred to child
 - when available for use, 13(27)(g)
- quota, 110.6(1)“qualified fishing property”(d)
- vessel
 - capital cost allowance, Reg. 1100(1)(i), 1101(2a), Reg. Sch. II:Cl. 7

Topical Index

Fishing (*cont'd*)

- leased to controlled corporation, investment tax credit, 127(9)“qualified property”(d)(iv)

Fishing camps relief (COVID), Reg. 8901.1(2)(b)(xii), *see also* Qualifying tourism or hospitality entity

Fishing charters relief (COVID), Reg. 8901.1(2)(b)(vi), *see also* Qualifying tourism or hospitality entity

Fishing expedition, 231.2(3)

Fitness clubs relief (COVID), Reg. 8901.1(2)(b)(ix)(A)(I), *see also* Qualifying tourism or hospitality entity

Fitness credit, *see* Children's Fitness Credit (pre-2017)

Five full-time employees, *see* Six employees test

Fixed interest, *see also* Specified fixed interest

- defined
- for loss restriction event rules for trusts, 251.2(1)
- for non-resident trust rules, 94(1)

Fixed interest commercial trust

- defined, for interest deduction restrictions, 18.2(1)

Fixed location fuel cell systems or equipment

- capital cost allowance, Reg. Sch. II:Cl. 43.1(a)(ii.1)

Fixed payment obligation

- defined, Reg. 9100

Flared gas, *see* Solution gas

Flat benefit provision (of pension plan)

- defined, Reg. 8300(1)

Flipped property (housing unit)

- deemed to be inventory and not capital property, 12(12)
- defined, 12(13)

Flood region, *see* Drought or flood region

Floorcovering installer

- apprenticeship job creation credit, 127(9)“investment tax credit”

Flow-through

- adjusted cost base of option, to share, partnership interest or trust interest, 49(3.01)
- Canadian development expense, to shareholder, 66(12.62)
- Canadian exploration expense, to shareholder, 66(12.6)
- Canadian oil and gas property expense, to shareholder, 66(12.64)
- corporate income to shareholder, *see* Integration
- corporation's capital gain, untaxed portion, 83(2)
- death benefit, through trust or estate, 104(28)
- entity, *see* Flow-through entity (re capital gains exemption)
- intercorporate dividends, 82(1)(a), (a.1), 112(1)
- investment tax credits on windup, 88(1)(e.3)
- paid-up capital deficiency, on conversion of shares, 51(3), 86(2.1)
- partnership income to partner, 96(1)
- limited to amount at risk, 96(2.1)–(2.7)
- qualifying environmental trust income to beneficiary, 107.3(1)
- shares, *see* Flow-through shares
- trust capital gains to beneficiary, 104(21)
- trust income to preferred beneficiary, 104(14)
- trust pension benefits to beneficiary, 104(27)

Flow-through critical mineral mining expenditure

- defined, 127(9)
- reduction for assistance received, 127(11.1)(c.21)
- investment tax credit for, 127(5)(a)(i), 127(9)“investment tax credit”(a.21)
- carryforward or carryback, 127(9)“investment tax credit”(c)
- reduces CCEE, 66.1(6)“cumulative Canadian exploration expense”L

Flow-through entity (re capital gains exemption)

- adjusted cost base, addition to, 53(1)(p)
- amalgamation of, 87(2)(bb.1)
- defined, 39.1(1)
- distribution of property to beneficiary, 107(2.2)

- reduction in capital gain, 39.1(2)–(6)

- sale of interest in, 39.1(7)

Flow-through mining expenditure

- defined, 127(9)
- reduction for assistance received, 127(11.1)(c.2)
- investment tax credit for, 127(5)(a)(i), 127(9)“investment tax credit”(a.2)
- carryforward or carryback, 127(9)“investment tax credit”(c)
- reduces CCEE, 66.1(6)“cumulative Canadian exploration expense”L

Flow-through share class of property

- deemed capital gain on donation of, 40(12)
- defined, 54

Flow-through shares, 66(12.6)–(12.75)

- amalgamation, effect of, 87(4.4)
- COVID-19 extensions, 66(12.6001), (12.731), 211.91(2.1)
- class of property, *see* Flow-through share class of property
- cost of, 66.3(3)
- defined, 66(15), 248(1)
- donation to charity, deemed capital gain, 40(12)
- capital dividend account impact, 89(1)“capital dividend account”(a)(i)(A), (B.1)
- subsequent rollover, 38.1
- information return, Reg. 228
- interest on renunciation for previous year, 211.91(1)
- minimum tax, 127.52(1)(d.2)
- mining exploration expenses in first 60 days of year, 66.1(8)
- not “tax shelter”, 237.1(1)
- oil, gas and coal eliminated as of April 2023, 66(12.6)(b.2)
- one-year look-back rule, 66(12.66)(a.1), 211.91
- paid-up capital, 66.3(4)
- prescribed, Reg. 6202.1
- renunciation of, 66(12.6), (12.62), (12.64), 66(12.73)
- Canadian development expenses
 - conversion to CEE before 2019, 66(12.601), (12.602)
- Canadian exploration expenses, 66(12.6)
- Canadian oil and gas property expenses, 66(12.64)
- expenses in first 60 days of the year, 66(12.66)
- member of partnership, by, 66(19)
- mining properties excluded, 66(12.62)(b.1)
- restrictions, 66(12.67), (12.71), (19)
- selling instrument
 - defined, 66(15)
 - filing of, 66(12.68)
 - late filing, 66(12.74), (12.75)

Fluctuations in currency, *see* Foreign exchange

Fluorspar, *see* Critical mineral

Fondaction

- prescribed as labour-sponsored venture capital corporation, Reg. 6700(f), 6701(g)

Food, *see also* Entertainment expenses (and meals); Meals

- delivered after the end of the year, reserve for, 20(6)

Food and animal waste

- defined, Reg. 1104(13)

Food waste

- defined, Reg. 1104(13) [repealed]

Football players, *see* Athlete

Foreclosure, *see* Surrender: of property to creditor

Foreign Account Tax Compliance Act (U.S.)

- intergovernmental agreement for exchange of information, *see at end of Canada-U.S. Tax Convention*
- reporting required by Canadian financial institutions, 263–269
- information return of accounts held by U.S. persons, 266(1)
- records to be kept for 6 years, 267(3)
- U.S. taxpayer identifying number must be provided to financial institution, 162(6)

Topical Index

Foreign accrual business income

- defined, 93.4(1)

Foreign accrual capital loss

- application to FAPI, 95(1)“foreign accrual property income”F.1, Reg. 5903.1(1)
- defined, Reg. 5903.1(3), (4)

Foreign accrual property income, *see also* Foreign affiliate

- banks, rules for, 95(2.31), (2.43)–(2.45), (3.01)
- contract manufacturing, 95(3.2)
- currency hedging, 95(2)(g.01)
- defined, 95(1), 95(2), 248(1)
- definitions, 95(1), (4)
- foreign affiliate purchasing goods for use in Canada, 95(2)(a.1)
- fresh start rule, 95(2)(k)
- included in income, 91(1)
- insurance of risks in Canada, 95(2)(a.2)
- loss carryback, 152(6.1), Reg. 5903(1)(b)
- loss carryforward, Reg. 5903(1)(a)
- partnership, of, 93.1(5), (6)
- partnerships and trusts, 95(3.6)
- regulated foreign financial institution exception, 95(2.11)
- stub period, 91(1.1)–(1.5)
- transparent affiliate, Reg. 5907(1.091), (1.092)

Foreign accrual property loss

- carryback 3 years, Reg. 5903(1)(b)
- reassessment to permit, 152(6.1)
- carryforward 20 years, Reg. 5903(1)(a)
- defined, Reg. 5903(3)
- for interest deduction restrictions, 18.2(1)

Foreign accrual tax

- deduction from income, 91(4)
- defined
- for foreign accrual property income, 95(1)

Foreign affiliate, *see also* Controlled foreign affiliate; Foreign accrual property income

- absorptive merger of, 87(8.2)
- active business income, 95(2)(a), Reg. 5907(2)–(2.6)
- acquisition of shares of
 - from partnership, 91(7)
- assets acquired from
 - as consideration for settlement of debt, 80.1(5)
 - as dividend in kind, 80.1(4)
 - on winding-up, 80.1(6)
- becoming resident in Canada, 128.1(1)(d)
- benefit to shareholder from, 15(1)–(7), 90(6)–(15)
- capital gains
 - election re, Reg. 5902
- capital gains and losses, 95(2)(f)
- currency fluctuation, from, 95(2)(g)–(g.02)
- capital gains of, *see* Exempt surplus (of foreign affiliate); Hybrid surplus (of foreign affiliate); Taxable surplus (of foreign affiliate)
- capital loss of, *see* Foreign accrual capital loss
- carrying on business in a country, Reg. 5906
- consolidated groups’ liabilities, Reg. 5907(1.1)
- controlled, defined, 95(1)“controlled foreign affiliate”
- currency dealings of, 95(2.3), (2.5)“indebtedness”
- deductible loss, 95(1)“foreign accrual property income”F, Reg. 5903
- defined, 95(1), 248(1)
- look-through rule for shares held by partnership, 93.1
- definitions, Reg. 5907
- disposition of shares of
 - election re capital gains on, 93(1)
 - held by partnership, 93(1.2)
 - loss on, 93(2)–(2.3), (4)
 - share-for-share exchange, 85.1(3)–(6)
- disposition of shares of another foreign affiliate, 95(2)(c)

- dissolution of, 88(3)–(3.5), 95(2)(e), Reg. 5905(7)
- dividends from, 20(13), 113(1), Reg. 5900
- shares held by partnership, 93.1(2)
- “earnings” of, defined, Reg. 5907(1)
- “excluded property”
 - debt related to, gain or loss on settlement of, 95(2)(i)
- defined, 95(1)
- “exempt earnings”
 - defined, Reg. 5907(1)
- listed countries re, Reg. 5907(11)–(11.2)
- “exempt loss”
 - defined, Reg. 5907(1)
- listed countries re, Reg. 5907(11)–(11.2)
- “exempt surplus” defined, Reg. 5907(1)
- foreign accrual property income of, defined, 95(1)
- “foreign accrual tax” defined, 95(1)
- hedge gain, stop-loss rule, 93(2)–(2.31)
- income bonds or debentures issued by, 95(5)
- income derived from indebtedness, 95(2)(a.3), 95(2.4), (2.5)“indebtedness”
- income from services, 95(2)(b)
- “services” defined, 95(3)
- information return re, 233.4
- insurer
 - income of, 95(1)“investment business”, 95(2)(a.2)
 - subject to Canadian rules, 95(2)(k)(iv)
- investment business of, *see* Investment business
- liquidation of, 88(3)–(3.5), 95(2)(e), Reg. 5905(7)
- lower tier liquidation and dissolution, 95(2)(e)
- loan to, 17(3), 247(7)
- loan to shareholder by, 15(2)–(2.6), 90(6)–(15)
- merger of, 87(8), (8.1), 95(2)(d), (d.1)
- “net earnings” defined, Reg. 5907(1)
- “net loss” defined, Reg. 5907(1)
- “net surplus” defined, Reg. 5907(1)
- participating percentage, Reg. 5904
- partnership interest
 - adjusted cost base of, 95(2)(j)
- qualifying interest in, *see* Qualifying interest (in respect of foreign affiliate)
- regulations, Reg. Part LIX
- “relevant cost base” of property, 95(4)
- “relevant tax factor” defined, 95(1)
- reporting requirements, 233.4
- residence of, Reg. 5907(11.2)
- return of capital, Reg. 5901(2)(b)
- second affiliate, 95(2)(a)(ii)(D)
- settlement of debt, gain or loss from, 95(2)(i)
- share of
 - adjusted cost base, 92
 - amalgamation, on, 87(2)(u)(i)
 - amount included in income re, 91(1)
 - reserve where foreign exchange restriction, 91(2)
 - disposition of, 85.1(3)–(6)
 - held by partnership, 93(1.2)
 - election re disposition, 93(1), (1.1), (1.11)
 - late-filed, 93(5)
 - penalty, 93(6)
 - special cases, 93(5.1)
 - unpaid balance of penalty, 93(7)
- exempt dividends, 93(3)
 - on amalgamation, 87(2)(u)(ii)
- fair market value, ITAR 26(11.1), (11.2)
- held by partnership, 93.1(2)
- issued to avoid tax, deemed not issued, 95(6)(b)
- loss limitation on disposition of, 93(2)–(4)
- participating percentage of, defined, 95(1)“participating percentage”
- share-for-share exchange, 85.1(4)–(4.2)

Topical Index

Foreign affiliate (*cont'd*)

- special rules, Reg. 5905
- start-up rule, for non-active business, 95(2)(k)
- stock dividends from, 95(7)
- surplus distributions
 - how taxed, 113(1)
 - order, Reg. 5901
- “surplus entitlement percentage” defined, 95(1)
- tax, *see* Foreign taxes
- “taxable earnings” defined, Reg. 5907(1)
- “taxable loss” defined, Reg. 5907(1)
- “taxable surplus” defined, Reg. 5907(1)
- taxation year, 95(1)
- taxpaying affiliates’ losses, Reg. 5907(1.2)
- third affiliate, 95(2)(a)(ii)(D)
- windup of, distribution of property, 88(3)

Foreign affiliate dumping, 212.3

- corporate emigration, 219.1(2)
- corporate immigration, 128.1(1)(c.3)

Foreign assets

- reporting of, to CRA, 233.3

Foreign bank, *see also* Authorized foreign bank

- defined
 - re FAPI, 95(1)
- fund deposited with, reporting requirement, 233.3

Foreign-based information or document

- defined, 231.6(1)
- requirement to provide, 231.6(2)
 - consequence of non-compliance or incomplete compliance, 231.6(8)
 - notice of, 231.6(3)
 - review of, 231.6(4)–(6)
 - time during review not to count, 231.6(7)
- tax shelter investment, effect on, 143.2(13), (14)

Foreign broadcasting undertaking

- defined, 19.1(4)
- no deduction for advertisement broadcast to Canadian market by, 19.1(1)

Foreign business

- defined, for FAPI rules, 95(2)(j.1)(v), 95(2)(k.1)

Foreign business corporation

- deemed resident in Canada, 250(4)(b)
- defined, 213(3)
- no withholding tax on dividend from, 213(1)

Foreign charitable organization

- designation of, for donations to qualify, 149.1(26)

Foreign charity

- qualifying for Canadian donations
 - charity that received gift from Canada, 149.1(1)“qualified donee”(a)(v), 149.1(26)
 - US charity, where donor has US-source income, Canada-U.S. Tax Treaty:Art. XXI:7
- US charity, no Canadian tax on, Canada-U.S. Tax Treaty:Art. XXI:1

Foreign corporation, *see* Foreign affiliate; Non-resident

Foreign country, *see* Foreign government; Foreign investment entity; Prescribed countries

Foreign currency, *see also* Foreign exchange

- defined, 248(1)
- election to use for tax reporting, 261(3)

Foreign currency debt

- defined, 111(8), 248(1)
- gain or loss on, after change of control, 40(10), (11), 111(12), (13)

Foreign deduction component

- defined, for hybrid mismatch arrangement rules, 18.4(7)(b), 18.4(11)(c), 18.3(13)(c), 18.4(15)(b)

Foreign divisive reorganization

- effect on shareholders, 15(1.5)

Foreign exchange, *see also* Foreign currency

- adjustment, re specified debt obligation, Reg. 9104
- calculating currency defined, 95(1)
- calculation of income where foreign assets expropriated, 80.1(8)
- change of control of corporation, effect of, 111(12), (13)
- debt obligation denominated in
 - application of debt forgiveness rules, 80(2)(k), 80.01(11)
 - assumed by non-resident in Canadian business, 76.1(2)
 - moved by non-resident from Canadian business, 76.1(1)
 - surrender of property to creditor, calculation of proceeds, 79(7)
- exchange rate defined, 111(8), 248(1)
- fluctuations in
 - capital gain or loss, 39(1.1), (2)
- debt parking and statute-barred debt rules to be ignored, 80.01(11)
- foreign affiliate’s capital gain or loss from, 95(2)(g)–(g.02)
- ignored in determining employee stock option deduction, 110(1)(d)(iii)
- loan or lending asset, 248(1)“amortized cost”(c.1), (f.1)
- revenue to real estate investment trust, 122.1(1.3)
- specified debt obligation of financial institution, 142.4(1)“tax basis”(f), (o)
- income in blocked currency, waiver of interest on tax, 161(6)
- restriction, reserve where, 91(2), (3)

Foreign expense restriction rule

- defined, for hybrid mismatch arrangement rules, 18.4(1), 113(3)

Foreign exploration and development expenses, *see also*

Exploration and development expenses; Resource expenses

- borrowed money
 - capitalization of interest, 21(2), (4)
 - reassessment, 21(5)
- country-by-country allocation, 66(4.1), (4.2)
- successor rules, 66.7(2.1), (2.2)
- deduction for, 66(4)
 - short taxation year, 66(13.1)
- defined, 66(15)
- individual ceasing to be resident in Canada, 66(4.3)
- limitation, 66(12.4)
- reduction of, on debt forgiveness, 80(8)(e)
- short taxation year, 66(13.1)
- specified, *see* Specified foreign exploration and development expense
- successor corporation, rules, 66.7(2)
- application, 66.6(1)

Foreign government, *see also* United States

- bonds of, eligible for RRSP investment, 204“qualified investment”(c.1) [before 2027], 207.01(1)“qualified investment”(c)(v), (vi) [after 2026]
- bribery of officials non-deductible, 67.5
- diplomats, exempt, 149(1)(a), Canada-U.S. Tax Treaty:Art. XXVIII
- employees of, exempt, 149(1)(a), Canada-U.S. Tax Treaty:Art. XIX, XXVIII
- expropriation by, 80.1
- social security plan of, excluded from RCA, Reg. 6802(g)
- stock exchanges recognized, 262
- tax paid to, *see* Foreign tax credit; Foreign taxes

Foreign hybrid mismatch rule

- defined, for hybrid mismatch arrangement rules, 18.4(1)

Foreign immigration trust, *see* Immigration trust

Foreign income, *see also* Foreign accrual property income

- Canadian resident, generally taxable, 3(a)
- employment, tax credit for (pre-2016), 122.3
- foreign affiliate, of, *see* Foreign accrual property income

Topical Index

Foreign income (*cont'd*)

- non-resident, not taxable, 115(1)
- taxed by foreign country, *see* Foreign tax credit

Foreign insurance subsidiary

- defined, Reg. 8605(4)

Foreign investment entity, 94.1–94.4 [former draft, not implemented]

Foreign investment income

- defined, 129(4)
- refund to private corporation in respect of, 129(1), (3)

Foreign merger

- absorptive merger, 87(8.2)
- defined, 87(8.1)
- effect of, 87(8)
- taxable Canadian property rollover, 87(8.4), (8.5)

Foreign Missions and International Organizations Act

- employment income from international organization, tax credit, 126(3)

Foreign mutual fund trust

- exemption from reporting requirement, 233.2(1)“exempt trust”(c)
- reporting requirement, 233.3

Foreign non-profit organization

- defined, Reg. 6804(1)

Foreign oil and gas business

- defined
- • for foreign tax credit, 126(7)
- • for FAPI, Reg. 5910(4)
- foreign tax credit for, 126(5)

Foreign ordinary income

- defined, for hybrid mismatch arrangement rules, 18.4(1), 18.4(8)

Foreign plan (pension plan)

- contributions made to, Reg. 6804(4)–(6)
- defined, Reg. 6804(1), 8308.1(1)
- electing employer with respect to, Reg. 6804(2), (3)
- PSPA of, Reg. 8308.1(5), (6)
- • information return, Reg. 8402(2)
- pension adjustment, prescribed amount, Reg. 8308.2
- pension credit of, Reg. 8308.1(2)–(4)

Foreign policy loan

- defined [repealed], Reg. 2400(1)

Foreign policy pool

- defined, for FAPI on insurance swaps, 95(2)(a.21)

Foreign property, *see also* Foreign reporting requirements

- investments in, annual information return, 233.3
- sale of, expropriation assets for, 80.1

Foreign reporting requirements, 233.1–233.7

- foreign affiliates, 233.4
- foreign property, 233.3
- • reassessment deadline extended if return not filed accurately, 152(4)(b.2)
- foreign trusts
- • distributions from, 233.5
- • indebtedness to, 233.5
- • transfer of property to, 233.3
- transactions with related non-residents, 233.1

Foreign resource expenses

- defined, 66.21(1)
- reduction of, on change of control, 66.7(13)
- specified amount of, for successor rules, 66.7(13.2)
- successor of, 66.7(2.3), (13.1)

Foreign resource income

- defined, 66.21(1)

Foreign resource loss

- defined, 66.21(1)

Foreign resource pool expense

- deduction against taxable income earned in Canada, 115(4.1)
- defined, 248(1)

Foreign resource property

- acquisition of, rules, 66.7(8)
- amount designated re
- • “outlay” or “expense”, 66(15)
- defined, 66(15), 248(1)
- disposal of, effect on successor rules, 66.7(15)
- disposition of, 59(1)
- • by partnership, 59(1.1)
- • no capital gain, 39(1)(a)(ii.1)
- • no capital loss, 39(1)(b)(ii)
- • successor rules, 66.7(15.1)
- “eligible property” for transfer to corporation by shareholder, 85(1.1)(d)
- eligibility for section 85 rollover, 85(1.11)(a)
- in respect of a country, defined, 248(1)
- non-successor acquisitions, 66.7(16)
- original owner, defined, 66(15)
- predecessor owner, defined, 66(15)
- proceeds of disposition, 59(1)
- production from, defined, 66(15)“production”
- reserve amount, defined, 66(15)
- rules for trusts, 104(5.2)
- seizure of, exception to creditor rules, 79.1(2.1)
- successor rules, 66.7(15)

Foreign retirement arrangement

- amount credited to, exempt, 81(1)(r)
- benefit to trust, flow-through to beneficiary, 104(27)
- defined, 248(1), Reg. 6803
- eligible amount, 60.01
- emigration of retiree, no deemed disposition, 128.1(10)“excluded right or interest”(a)(x)
- excluded from annual interest accrual rules, 12(11)“investment contract”(d)
- excluded from reporting requirements, 233.2(1)“exempt trust”(a), 233.3(1)“specified foreign property”(n), 233.5(2)(a)
- excluded from various trust rules, 108(1)“trust”(a)
- income earned in account, exempt, 81(1)(r)
- Individual Retirement Account (U.S.), Reg. 6803
- lump-sum transfer, 60(j)(ii), 60.01
- payment out of
- • eligible for transfer to RRSP, 60(j)(ii), 60.01
- • included in income, 56(1)(a)(i)(C.1)
- prescribed plan or arrangement, Reg. 6803

Foreign service

- for registered pension plan
- • determination of provisional PSPA, Reg. 8303(10)
- • eligibility, 8503(3)(a)(vii)

Foreign share

- rollover on exchange for foreign share, 85.1(5), (6)

Foreign spin-off, 86.1

- foreign accrual property income, 95(2)(g.2)
- prescribed distribution, Reg. 5600

Foreign stock exchange index units

- prescribed distribution, Reg. 5600
- qualified for deferred income plans, Reg. 4900(1)(n.1)

Foreign stock exchanges, 262

Foreign tax credit, 126

- addition to taxable income in respect of, 110.5
- change in, reassessment within 6 years, 152(4)(b)(iii)
- deduction for specified capital gains, and, 126(5.1)
- deduction from income, 20(11), (12), (12.1), 91(4)
- deduction from Part I.1 surtax, 180.1(1.1)
- deduction from tax, 126
- • calculated separately for each foreign country, 126(6)
- • definitions, 126(7)

Topical Index

Foreign tax credit (*cont'd*)

- emigrant, 126(2.21)
- non-resident, re pre-Oct/96 disposition, 126(2.2)
- trust with non-resident beneficiary, 126(2.22)
- deemed tax on income or profits, 126(5)
- definitions, 126(7)
- employees profit sharing plan, deduction, 144(8.1)
- foreign oil and gas levies, 126(5)
- former resident, 126(2.21)
- trust beneficiary, 126(2.22)
- minimum tax, 127.54
- no economic profit, 20(12.1), 126(4.1)
- non-business income tax, 20(12)
- not deductible by life insurer, 138(5.1), (8)
- overseas employment tax credit and, choice between, 126(1)(b)(i)
- payable, adjustment, 161(6.1)
- portion of foreign tax excluded, 126(4)
- profit not material, 20(12.1), 126(4.1)
- short-term securities acquisitions, 126(4.2), (4.3)
- special, for minimum tax purposes, 127.54
- tax deemed income or profits tax, 126(5)
- trust, deduction for, 104(22)–(22.4)
- U.S. estate taxes, Canada-U.S. Tax Treaty:Art. XXIX-B:6, (7)
- unused
 - carryover on amalgamation, 87(2)(z)
 - defined, 126(7)“unused foreign tax credit”
 - overpayment of tax as consequence of, 164(5), (5.1)
 - reassessment, 152(6)(c.1)
 - rules re, 126(2.3)

Foreign taxation year

- defined, for hybrid mismatch arrangement rules, 18.4(1)

Foreign taxes

- additional, or reimbursement of
 - reassessment within 6 years, 152(4)(b)(iv)
- credit for, *see* Foreign tax credit
- deduction for, 20(11), (12), (12.1)

Foreign trust, *see* Offshore trust; Trust (or estate): non-resident

Forest

- access road, capital cost allowance, Reg. Sch. II:Cl. 10(p)
- management plan, prescribed, Reg. 7400

Forestry professional, recognized, Reg. 7400(2)

Forestry Revitalization Trust

- remission of tax payable on, *British Columbia Forestry Revitalization Remission Order*

Forfeited amount

- defined, 147(1), Reg. 8500(1)

Forfeiture

- under deferred profit sharing plan, 201

Forgiven amount (re settlement of debt)

- deemed where amount designated following debt forgiveness, 80.03(7)(b)(ii)
- defined, 6(15.1), 15(1.21), 80(1), 80.01(1), 80.03(1), 80.04(1)
- transfer of, under agreement, 80.04(4)

Forgiveness of debt, *see* Debt forgiveness

Form vs substance, for GAAR, 245(4.1)

Form(s)

- prescribed or authorized
 - defined, 248(1)“prescribed”
- deviations acceptable, *Interpretation Act* s. 32
- proof of, 244(16)
- waiver of requirement to file, 220(3.1)

Former Act (pre-1972), references to

- defined, ITAR 8

Former business property

- amalgamation, effect of, 87(2)(1.3)

- defined, 248(1)
- disposition of, 44(1), (6)

Former employee

- amount received from employer, whether taxable, 6(3)
- of predecessor employer or participating employer, for pension plan rules, 147.2(8)–(10)
- stock option agreement, taxable benefit, 7(4)

Former limit

- defined, 147.1(1)

Former limited-recourse indebtedness (tax shelter investment)

- defined, 143.2(10)

Former property, *see also* Exchanges of property; Former business property

- defined, 13(4), 44(1)

Former resident, *see also* Ceasing to be resident in Canada

- credit for tax paid on emigration where stop-loss rule applies, 119
 - reassessment to permit credit, 152(6.3)
- foreign tax credit, 126(2.21), (2.22)
- returning to Canada, 128.1(6), (7)
- stop-loss credit, 119
 - reassessment to permit credit, 152(6.3)

Former spouse, defined, 252(3)

Formulas

- negative amounts in, 257

Forward averaging, *see also* Averaging of income; Income-averaging annuity contract

- addition to tax, 120.1(2) [repealed]
- election, 110.4(2) [repealed]

Forward purchase or sale agreement

- deemed to be eligible derivative subject to mark-to-market election, 10.1(4)
- excluded from inventory writedown, 10(15), 18(1)(x)
- straddle transaction restrictions, 18(17)“position”(a)(vi), 18(9)

Forward rate agreement

- deemed to be eligible derivative subject to mark-to-market election, 10.1(4)
- excluded from inventory writedown, 10(15), 18(1)(x)
- straddle transaction restrictions, 18(17)“position”(a)(vi), 18(9)

Fossil fuel

- defined, 248(1), Reg. 1104(13)

Fossilized shellfish, *see* Ammonite gemstone

Foster child

- payment relating to, exempt, 81(1)(h)

Foster's-Treasury Wine spinoff, Reg. 5600(e)

Foundation, *see* Charitable foundation; Private foundation; Public foundation

Fourth project period

- defined, for CCUS credit, 211.92(1)

Fourth recovery taxation year

- defined, for CCUS credit, 211.92(1)

Fractional share

- cash received for by trust, 107.4(2.1)
- is a share, 248(1)“share”

France, *see also* Foreign government

- stock exchange recognized, 262
- universities, gifts to, Reg. Sch. VIII, s. 3

Franchise

- capital cost allowance, Reg. 1100(1)(c), Reg. Sch. II:Cl. 14
- payment to U.S. resident on connection with, Canada-U.S. Tax Treaty:Art. XII:3(c)
- relationship not considered control, 256(5.1)
- representation expenses, 13(12), 20(1)(cc), 20(9)

Fraser Papers Inc.

- pension underfunding trust, Reg. 6802(h)(ii), 8502(b)(v.1)

Topical Index

Fraternal benefit society/order

- exemption, 149(1)(k)

Fraud, justification for reassessment, 152(4)(a)(i), 152(5)

Fraudulent conveyance

- tax equivalent to provincial legislation, 160

Fredette case overruled, 34.2, 245(4)

Freedom of information, 241(1)

Freeze, *see* Estate freeze

Freight haulage trucks and tractors

- capital cost allowance, Reg. Sch. II:Cl. 16(g)

Fresh-start date

- defined, for donation of flow-through shares, 54

Freshwater Fish Marketing Corporation, subject to tax, 27(2), Reg. 7100

Friesen case overruled, 10(1.01)

Frivolity penalty

- where appeal filed to delay payment, 179.1

Frontier exploration

- allowances, Reg. 1207
- prescribed area, Reg. 1215

Frontier exploration base

- defined, Reg. 1207(2)
- expenses added to
- amounts receivable, portion included in income, 59(3.3)(e)

Fruit growing, constitutes farming, 248(1)“farming”

Fuel

- production of, 66(15)“principal-business corporation”(h)

Fuel cell systems

- fixed-location, capital cost allowance, Reg. Sch. II:Cl. 43.1(a)(ii.1), Sch. II:Cl. 43.1(d)(xii)

Fuel LCA Model

- defined, for clean hydrogen tax credit, 127.48(1)

Fuel return specified

- for carbon tax refund to small business, defined, 127.421(1)

Fuel tax rebate (1992–1999)

- 10 × inclusion, 12(1)(x.1)
- abatement of prior years’ losses, 111(10), (11)
- amalgamation, on, 87(2)(uu)
- interest on prior year’s return not to be paid, 161(7)(a)(viii)
- windup, on, 88(1)(e.2)

Fuel upgrading equipment

- capital cost allowance, Reg. Sch. II:Cl. 43.1(d)(ix), Sch. II:Cl. 43.2(b)

Full-rate taxable income

- defined, 123.4(1)

Full-time student

- defined, for Lifelong Learning Plan, 146.02(1)

Fully collateralized arrangement

- defined, 248(1)

Fully exempt interest

- defined, 212(3)
- exempt from non-resident withholding tax, 212(1)(b)(i)

Functional currency

- defined, 261(1)
- election to use, 261(3), (5)
- electronic filing not required, Reg. 205.1(2)(c)
- rules, 261

Functional currency year

- defined, for functional currency rules, 261(1)

Fund value benefit

- under life insurance policy, defined, Reg. 310, 1401(3)

Fund value of a coverage

- under life insurance policy, defined, Reg. 310, 1401(3)

Fund value of a policy

- defined, Reg. 1401(3)

Funder

- defined, for back-to-back shareholder loan rules, 15(2.192)

Funding arrangement

- defined, for back-to-back shareholder loan rules, 15(2.192)

Funds

- defined, for electronic funds transfer reporting, 244.1

Funeral and burial expenses benefit

- paid to Canadian Forces member or veteran, exempt, 81(1)(d.1)(vii)(H)

Funeral or cemetery services, *see also* Eligible funeral arrangement

- defined, 148.1(1)
- provision of under eligible funeral arrangement, 148.1(2)(b)(i)

Funeral services, *see also* Eligible funeral arrangement

- defined, 148.1(1)
- provision of under eligible funeral arrangement, 148.1(2)(b)(i)

Fur farming, 248(1)“farming”

Furnace

- electric or sealed combustion, medical expense credit, Reg. 5700(c.2)

Furniture

- antique, whether CCA allowed, Reg. 1102(1)(e)
- capital cost allowance, Reg. Sch. II:Cl. 8(i)

Future benefits to be provided

- under life insurance policy, defined, Reg. 1401(3)

Future net premiums or cost of insurance charges

- re life insurance policy coverage, defined, Reg. 1401(3)

Future premiums or cost of insurance charges

- re life insurance policy coverage, defined, Reg. 1401(3)

Future obligations, *see also* Reserve

- deduction for amount paid, 20(24)

Futures agreement

- deemed to be eligible derivative subject to mark-to-market election, 10.1(4)
- excluded from inventory writedown, 10(15), 18(1)(x)
- straddle transaction restrictions, 18(17)“position”(a)(vi), 18(9)

G

GAAP, *see* Generally accepted accounting principles

GAAR, *see* General anti-avoidance rule

GANBI, *see* Group adjusted net book income

GILTI, *see* United States: global intangible low-taxed income

GIS, *see* Guaranteed Income Supplement, included in income

GMTA, *see* Global Minimum Tax Act

GNIE, *see* Group net interest expense

GRE, *see* Graduated rate estate

GRIP, *see* General rate income pool

GSRA, *see* Government-sponsored retirement arrangement

GST, *see* Goods and services tax (GST)

GST/HST Credit, *see* Goods and services tax: refundable credit

Gagnon case overruled, 56(12)

Gains, *see also* Capital gain; Capital loss; Capital gains and losses

- defined, for disposition of specified debt obligation, Reg. 9200

Gala presentation

- ineligible for Canadian film/video credit, Reg. 1106(1)“excluded production”(b)(v)
- ineligible for film/video production services credit, Reg. 9300(2)(e)

Gallantry Awards Order Statute

- amount received under, exempt, 81(1)(d)

Gallium

- clean technology manufacturing ITC, 127.49(1)“qualifying material”(h)
- critical mineral, 127(9)“critical mineral”

Gambling losses, Canada-U.S. Tax Treaty:Art. XXII:3

Game show

- ineligible for Canadian film/video credit, Reg. 1106(1)“excluded production”(b)(iii)
- ineligible for film/video production services credit, Reg. 9300(2)(c)

Garnishment for taxes unpaid, 224

- binding on federal and provincial governments, 224(1.4)
- enhanced, 224(1.2)
- failure to comply with order, 224(4), (4.1)
- prevented while objection or appeal underway, 225.1
- salary or wages, 224(1)
- “super” garnishment priority over secured creditors, 224(1.2)

Garry Bowl Ltd. case overruled, 152(1.1)

Gas, natural, *see* Petroleum/natural gas

Gas manufacturing/distributing equipment

- capital cost allowance, Reg. Sch. II:Cl. 1(n), Sch. II:Cl. 2(d)

Gas or oil well equipment, Reg. 1104(2), Reg. Sch. II:Cl. 10(j)

Gaseous biofuel

- defined, Reg. 1104(13)
- for clean technology credit, 127.45(1), Reg. 1104(13)

Gasoline expense

- automobile, *see* Automobile: operating costs

Gaspé Peninsula

- defined, 127(9)
- prescribed area, for electrical energy or steam processing, 127(9)“qualified property”(c.1)
- prescribed designated region, 127(9)“specified percentage”(a)(vi), Reg. 4607
- qualified property acquired for use in, 127(9)“specified percentage”(a), (e)

Gay couples, *see* Common-law partner

Gemstones, *see also* Listed personal property

- ammonite, *see* Ammonite gemstone

General amending provision

- of insurance policy, defined [repealed], Reg. 1408(1)

General anti-avoidance rule, 245

- application of rule, 245(2), (4)
- application to tax treaties, 245(4)(a)(iv), *Income Tax Conventions Interpretation Act* s. 4.1
- avoidance transaction, defined, 245(3)
- determination of amounts following assessment, 152(1.11), (1.12)
- determination of tax consequences, 245(5)
- economic substance test, 245(4.1), (4.2)
- penalty when GAAR applies, 245(5.1)
- exception — reliance on CRA or Court case, 245(5.2)
- preamble stating purpose of GAAR, 245(0.1)
- reassessment deadline extended 3 years, 152(4)(b)(viii)
- tax benefit, defined, 245(1)
- tax consequences, defined, 245(1)
- transfer pricing GAAR test until 2026, 247(2)(b)(ii)

General corporate income tax rate

- defined, for provincial SIFT tax rate, Reg. 414(1)

General Motors of Canada Limited

- payments to, exception to employee life and health trust rules, Reg. 9500

General procedure appeals, 175

General provisions

- defined, Reg. 8006

General-purpose electronic data processing equipment

- capital cost allowance, Reg. Sch. II:Cl. 50
- defined, Reg. 1104(2)

General rate factor

- defined, for GRIP calculation, 89(1)

General rate income pool

- after amalgamation, 87(2)(vv), 89(5)
- after windup, 89(6), 88(1)(e.2)
- defined, 89(1), 248(1)
- addition for 2006, 89(7)
- addition on amalgamation, 89(5), 87(2)(vv)
- addition on becoming CCPC, 89(4)
- addition on windup, 89(6), 88(1)(e.2)(ix), 87(2)(vv)
- dividend paid from, 89(1)“eligible dividend”, “excessive eligible dividend designation”

General rate reduction percentage

- defined, 123.4(1)
- application to manufacturing & processing credit, 125.1(1), (2)

Generally accepted accounting principles

- in computing income from business or property, 9(1)
- in determining adjusted equity, 20.2(2)
- modified for foreign bank branches, 20.2(1)“branch financial statements”

Generating electrical energy

- manufacturing and processing credit, 125.1(2)

Generating equipment

- capital cost allowance, Reg. 1100(1)(t), (ta), Reg. Sch. II:Cl. 1(k), Sch. II:Cl. 1(m), Sch. II:Cl. 2(a), Sch. II:Cl. 2(c), Sch. II:Cl. 8(f), Sch. II:Cl. 8(g), Sch. II:Cl. 9(a), Sch. II:Cl. 9(e), Sch. II:Cl. 9(f), Sch. II:Cl. 17(a.1), Sch. II:Cl. 29, Sch. II:Cl. 34, Sch. II:Cl. 40

Genstar trusts

- anti-avoidance rule, 104(7.1)

Geothermal energy projects

- Canadian renewable and conservation expense, Reg. 1219(1)(f)(ii), 1219(1)(h)
- clean-energy CCA, Reg. Sch. II:Cl. 43.1(d)(viii)
- compliance required with environmental law, Reg. 1104(17), 1219(5)

Germanium, *see also* Critical mineral

- clean technology manufacturing ITC, 127.49(1)“qualifying material”(i)

Germany, *see also* Foreign government

- compensation paid by, exempt, 81(1)(g)
- stock exchange recognized, 262
- universities, gifts to, Reg. Sch. VIII, s. 11

Gift

- attribution of income from gifted property, 74.1, 74.2
- by employer to employee, taxable, 6(1)(a), 6(3)
- by person with tax debt, recipient liable, 160
- capital gain on property given, 69(1)(b)(ii)
- charitable, *see* Gifts and donations (charitable)
- deemed disposition at fair market value, 69(1)(b)(ii)
- employer to employee, whether taxable, 6(1)(a)
- political party or candidate, *see* Political contribution

Gifting arrangement

- collection of half of tax in dispute, 164(1.1)(d)(iii)(B), 225.1(7)
- constitutes tax shelter, 237.1(1)“tax shelter”
- defined, 237.1(1)

Gifts and donations (charitable)

- art created by the donor, 118.1(7), (7.1)
- art flips
- donation valued at cost of art, 248(35)–(38)
- no minimum \$1,000 cost, 46(5)
- subject to tax shelter rules, 237.1(1)“gifting arrangement”, “tax shelter”
- capital dividend account, effect on, 89(1)“capital dividend account”(a)(i)(A)
- capital property, of, election for lower proceeds, 110.1(3), 118.1(6)

Topical Index

Gifts and donations (charitable) (*cont'd*)

- carryback from year of death, 118.1(4)
- carryforward
- credit, 118.1(1)“total charitable gifts”
- deduction to corporation, 110.1(1)(a)
- charitable, *see also* Charity; Qualified donee
- after donation of real estate or private company shares, 38(a.4), 38.3, 38.4 (abandoned)
- by corporation, 110.1(1)(a)
- by individual, 118.1(1)“total charitable gifts”, 118.1(3)
- • • minimum tax, 127.531(c)
- collection of half of tax in dispute, 164(1.1)(d)(ii)(B), 225.1(7)
- commuter’s, 118.1(9)
- corporate, deduction for, 110.1(1)(a)
- gifts of property, limitation on fair market value, 248(35)–(38)
- listed securities, no capital gain, 38(a.1)
- • • partnership interests exchangeable for, 38(a.3)
- total, 118.1(1)
- corporation, by
 - amalgamation, effect of, 87(2)(v)
 - capital property, election for lower proceeds, 110.1(2.1), (3)
 - deduction for, 110.1(1)
 - partnership, made by, 110.1(4)
 - proof of, 110.1(2)
 - winding-up, claim by parent, 88(1)(e.6)
- Crown, to, 118.1(1)“total charitable gifts”(a), 149.1(1)“qualified donee”(d)
- cultural, 110.1(1)(c), 118.1(1)
- deadline for 2024 extended to Feb. 28, 2025, 110.1(18), 118.1(29)
- deduction from tax, 118.1(3)
- deemed disposition at fair market value, 69(1)(b)(ii)
- ecologically sensitive land, 110.1(1)(d), 118.1(1)“total ecological gifts”
- • • easement, servitude or covenant, value of, 110.1(5), 118.1(12)
- • • valuation applies for capital gains purposes, 43(2)
- first-time donor super credit, 118.1(3.1)
- flow-through shares, deemed capital gain, 40(12)
- capital dividend account impact, 89(1)“capital dividend account”(a)(i)(A), (B.1)
- subsequent rollover, 38.1
- gratuities, taxable as employment income, 5(1)
- institutions, to, 110.1(1)(c)
- insurance proceeds, direct designation, 118.1(5.2)(a)
- member of religious order vowing perpetual poverty, 110(2)
- municipality, to, 149.1(1)“qualified donee”(a)(ii)
- non-qualifying security, credit disallowed, 118.1(13)–(13.3)
- ordering of claims for donations
 - credits, 118.1(2.1)
 - deductions (corporation), 110.1(1.1)(b)
 - partnership, made by, 110.1(4), 118.1(8)
 - proof of, required, 118.1(2)
 - property, of, 69(1)(b), (c)
 - valued at cost, 248(35)–(38)
- RRSP or RRIF, direct designation, 118.1(5.2)(b)
- reassessment, 152(6)(c)
- receipts for, Reg. 3501
- returned to donor, donation denied
 - corporate donor, 110.1(14)–(17)
 - individual donor, 118.1(25)–(28)
 - information return details, Reg. 3501.1
- shares, publicly traded, 38(a.1)
- partnership interests exchangeable for, 38(a.3)
- TFSA, direct designation, 118.1(5.2)(b)
- tax shelter, 237.1(1)“gifting arrangement”, “tax shelter”

- • collection of half of tax in dispute, 164(1.1)(d)(ii)(B), 225.1(7)
- total, 118.1(1)
- United States charities, 118.1(9); Canada-U.S. Tax Treaty:Art. XXI:7
- will, by, 118.1(5) [before 2016], 118.1(5.1) [after 2016]
- • publicly traded securities, reduced capital gain, 38(a.1)(ii)
- windup, on, 88(1)(e.6)

Gladwin Realty case para. 47 overruled, 245(1)“tax benefit”(c)

Glasses, as medical expense, 118.2(2)(j)

GlaxoSmithKline case overruled, 247(2.04)

Glazier

- apprenticeship job creation credit, 127(9)“investment tax credit”

Global foreign expenses

- defined, for resource expenses of limited partner, 66.8(1)(a)(i)(D)

Global foreign resource limit

- defined, 66.21(1)

Global Minimum Tax Act, 95 [Proposed Amendments — Action 1]

Gluten-free food costs, medical expense credit, 118.2(2)(r)

Goats, 80.3(1)“breeding animals”

Gold, *see* Precious metals

Golf course

- expense not allowed, 18(1)(l)
- no COVID extended tourism relief, Reg. 8901.1(2)(b)(ix)(B)

Goods, *see also* Property

- defined, for digital platform operator reporting rules, 282(1)
- to be delivered
 - amounts received for, income, 12(1)(a)(i)
 - • • repayment of, deductible, 20(1)(m.2)
- undelivered, reserve for, 20(1)(m)

Goods and services tax (GST), *see also* Excise Tax Act

- change of use, timing rule for GST liability, 248(15)
- credit, *see* refundable credit (*below*)
- defined, 248(1)
- employee benefits
 - GST included in taxable benefit, 6(7)
 - rebate included in income, 6(8)
- home purchase, excluded from moving expenses, 62(3)(f)
- input tax credit
 - deemed to be assistance, 248(16), *see also* Assistance/government assistance
 - repaid, deemed to be reduction in assistance, 248(18)
- interest on arrears, non-deductible, 18(1)(t)
- interest on refunds, taxable, 12(1)(c)
- penalty
 - gross-negligence penalty non-deductible, 67.6
 - ordinary penalty deductible, Reg. 7309
- rebate for employees and partners, *Excise Tax Act* s. 253
- deemed not to be reimbursement, 8(11)
- deemed to be assistance, 248(16), *see also* Assistance/government assistance
- included in income, 6(8), 12(1)(x)
- reduces capital cost of property, 6(8), 13(7.1)
- rebate, not paid until all income tax returns filed, *Excise Tax Act* s. 263.02
- refund, not paid until all income tax returns filed, *Excise Tax Act* s. 229(2)
- refundable credit, 122.5
 - “adjusted income” defined, 122.5(1)
 - advance payment, 122.5(3.1), (3.2)
 - amount of credit, 122.5(3)
 - applied to tax liability, timing, 164(2.1)
 - determination by Minister, 152(1)(b)
 - “eligible individual” defined, 122.5(1)
 - limit to one per family, 122.5(5)

Topical Index

Goods and services tax (GST) (*cont'd*)

- overpayment not to require interest, 160.1(1)(b)
- penalty for false statement, 163(2)(c.1)
- prisoners ineligible, 122.5(2)(b)
- “qualified relation”
 - defined, 122.5(1)
 - jointly liable for repayment of excess, 160.1(1.1)
- repayment where excess credit paid, 160.1(1.1)
- restrictions, 122.5(2), (5)
- returns to be filed before income tax refund paid, 164(2.01)
- shareholder benefits
 - GST included in taxable benefit, 15(1.3)
- transfer of income tax instalments or payments to GST account, 221.2(2)

Goodwill

- 2016 and earlier (eligible capital property), 14 [repealed]; 20(1)(b)
- 2017 and later
 - acquisition of, 13(34)(b), 13(35)
 - CCA class, Reg. Sch. II:Cl. 14.1
 - capital cost allowance, Reg. 1100(1)(a)(xii.1), 1100(1)(c.1)
 - disposition of, 13(34)(c), (d), 13(37), (39)
 - included in “property”, 248(1)“property”(e)
 - pre-2017, Reg. Sch. II:Cl. 14.1
 - rules for, 13(34)–(42)
 - transitional rules from eligible capital property, 13(38)–(41)
 - exempt gains balance from 1994 capital gains exemption, 40(15), (16)
 - pre-1988 ECP, 40(13), (14)

Goodwill amount

- defined, for restrictive-covenant rules, 56.4(1)

Governing plan

- defined, Reg. 4901(2)

Government, *see also* Crown; Crown corporation

- administration of income tax, *see* Minister (of National Revenue); Canada Revenue Agency
- agreements
 - for tax transfer payments (federal-provincial), 154
 - with other countries, *see* Tax treaty
- assistance, *see* Assistance/government assistance
- bonds (and similar obligations)
 - Canada Savings Bonds, cash bonus, 12.1
 - “investment property” for deposit insurance corporation, 137.1(5)“investment property”(a)
- issued at a discount, 16(3)
- no non-resident withholding tax, 212(1)(b)(ii)(C)
- bound
 - by deemed trust for tax withheld, 227(4.3)
 - by garnishment orders, 224(1.4)
 - by regulations requiring information returns, 221(3)
 - by withholding tax requirements, 227(11)
- communication of confidential information to, 241(4)
- contract payments, information return, Reg. 237
- donation to, 149.1(1)“qualified donee”(d)
 - by corporation, deduction, 110.1(1)(a)
 - by individual, tax credit, 118.1(1)“total charitable gifts”
- employees abroad, deemed resident, 250(1)(b)–(f)
- foreign, *see* Foreign government
- gifts to, *see* donation to (above)
- grant, *see also* Assistance/government assistance
 - acquisition of depreciable property, towards, 13(7.1), (7.2)
 - cost base of property acquired, 53(2)(k)
 - energy conversion, 12(1)(u), 56(1)(s), *see also* Energy: conversion grant
 - home insulation, 12(1)(u), 56(1)(s), *see also* Home insulation grant
 - prescribed programs, under, 56(1)(s)
- Her Majesty, defined, *Interpretation Act* 35(1)

- international development assistance program, *see* Canadian International Development Agency
- lobbying, *see* Representation expenses
- obligation issued at discount by, 16(2), (3)
- officials, bribery of, no deduction, 67.5
- privatization of assets, debt qualifies for deferred income plans, Reg. 4900(1)(q)
- provincial, *see* Province
- public body performing function of, exempt, 149(1)(c)
- reporting of contract payments, Reg. 237
- representation, *see* Representation expenses
- rights from before 1972, transitional rules, ITAR 21
- -sponsored retirement arrangement, Reg. 8308.4
 - excluded from registered pension plan eligibility, Reg. 8502(m)
 - information return, Reg. 8402.1
- support payments for farmers, information slips, Reg. 234–236
- volunteer emergency worker’s allowance paid by
 - exemption for, 81(4)

Government assistance, *see also* Assistance/government assistance

- defined
- for EV supply chain investment tax credit, 127.492(1)

Government entity

- defined, re disclosure of taxpayer information, 241(10)

Government of a country other than Canada

- defined, for foreign tax credit, 126(6)

Government payer

- defined, Reg. 234(1)

Government-sponsored retirement arrangement

- defined, Reg. 8308.4(1)
- information return, Reg. 8402.1
- prescribed reduction in RRSP limit, Reg. 8308.4(2)

Government verification service

- defined, for digital platform operator reporting rules, 282(1)

Governmental entity

- defined, for Common Reporting Standard, 270(1)
- defined, for crypto-asset reporting, 296(1)

Governor General in Council

- defined, *Interpretation Act* 35(1)

Governor General (of Canada)

- defined, *Interpretation Act* 35(1)
- salary taxable, 81(1)(n)

Grace period to pay balance, no additional interest, 161.2

Graduated rate estate

- alternative minimum tax \$40,000 deduction available, 127.51:C
- defined, 248(1)
- exempt from Part XII.2 tax, 210(2)(a)
- graduated tax brackets apply, 117(2), 122(1)
- instalments not required, 156.1(2)(c)
- investment tax credits available to beneficiaries, 127(7)
- late assessment allowed to reduce tax, 152(4.2), 164(1.5)
- objection deadline extended during first year after filing, 165(1)(a)
- taxation year may be non-calendar year, 249(1)(b)
- treated as personal trust, 248(1)“personal trust”(a), 249(4.1)

Grain

- defined, 76(5)
- delivered, amount due deemed not income debt, 76(4)

Grain elevator operators

- taxable income earned in a province, Reg. 408

Grain storage facilities

- capital cost allowance, additional, Reg. 1100(1)(sb)

Grandchild

- dependent, 118(6)(a)
- financially dependent, *see* Child: financially dependent
- treated as child, *see* Child: extended meaning of

Topical Index

Grandfathered plan (registered pension plan)

- complying before March 1996 budget, Reg. 8509(13)
- defined, Reg. 8500(1)

Grandfathered share

- defined, 248(1)
- dividend on, where deemed to be interest, 258(3)(b)(i)
- excluded from definition of “short-term preferred share”, 248(1)
- excluded from definition of “taxable preferred share”, 248(1)
- excluded from restriction on dividend deductibility, 112(2.21)(b)
- may be a taxable RFI share, 248(1) “taxable RFI share”
- Part VI.1 tax, excluded from, 191(2)(b)(iii), 191.1(2)(b), 191.1(4)(b)
- share exchanged for, excluded from Part IV.1 tax, 187.3(2)

Grandfathering, *see also* Grandfathered share; Transitional rules

- Canadian newspaper, 19(7)
- passive partnership interest acquired before Feb. 22/94, 40(3.1), (3.15)–(3.18)
- RESP investments, 146.1(1) “qualified investment” (d) [before 2027], 207.01(1) “qualified investment” (h) [after 2026]
- RRSP, RRIF, RESP and RDSP prohibited investments, 207.01(1) “transitional prohibited investment benefit”, 207.01(7)
- taxable Canadian property only since April 26/95, prorating of gain, 40(9)
- trust established before June 18/71, low tax rates, 122(2)

Grandparent

- care by, social assistance for, *see* Kinship care, social assistance for
- dependent, 118(6)(b)
- includes in-law or in common-law, 252(2)(d)

Grandparent corporation

- defined, for suspended-dividend-refund rules, 129(1.32)(a)(ii)

Grant, *see also* Government: grant

- apprentice, *see* Apprenticeship Incentive Grant or Apprenticeship Completion Grant
- Canada Oil Substitution Program, *see* Energy: conversion grant
- Canadian Home Insulation Program, *see* Home insulation grant
- exploration and development, 20(1)(kk)
- “non-government assistance” defined, 127(9)
- research
 - income from, 56(1)(o)
 - leaving Canada to pursue research under, 115(2)(b.1)

Grantee organization

- defined, for transfer by registered charity, 149.1(1)

Graphite, *see* Critical mineral

Grass roots exploration, *see* Pre-production mining expenditure

Gratuities, *see* Tips

Grazing ungulates, 80.3(1) “breeding animals”

Great-aunt/great-uncle

- defined, 252(2)(f)

Great Britain, *see* United Kingdom

Green card holder

- whether resident in U.S. for treaty purposes, Canada-U.S. Tax Treaty: Art. IV:1

Green case overruled, 96(2.01), (2.1)(f), 96(2.11)

Green incentives

- CRCE, *see* Canadian renewable and conservation expense
- Canada Carbon Rebate, 122.8
- electric vehicles, *see* Zero-emission vehicle
- environmental trust, *see* Qualifying environmental trust
- hydrogen vehicles, *see* Zero-emission vehicle
- investment tax credits, 127.44–127.492
- manufacturing and processing equipment, Reg. Sch. II:Cl. 43
- public transit passes, credit for, 118.02 [pre-2018]
- renewable power generating equipment, Reg. Sch. II:Cl. 43.1, Sch. II:Cl. 43.2

- research and development, 37(1), 127(9) “SR&ED qualified expenditure pool”

Greenhouse

- capital cost allowance for, Reg. Sch. II:Cl. 6(d), Sch. II:Cl. 8(m)

Greenhouse Gas Pollution Pricing Act

- offsetting credit (Canada Carbon Rebate), 122.8(4)
- offsetting refund to farmers, 127.42
- offsetting refund to small business, 127.421

Grocery rebate (extra GST Credit for Jan. 2023), 122.5(3.003)

Grocery Rebate (extra GST Credit for 2026–2031), 122.5(3.004), (3.005)

Grocott case overruled, 253.1(1)

Gross Canadian life investment income

- defined, Reg. 2400(1)

Gross compensation

- defined, 163.2(1), (12)(c)

Gross cost

- defined, Reg. 5202, 5204

Gross entitlements

- defined
 - for tax-debt avoidance penalty, 160.01(1)
 - for third-party penalty, 163.2(1)

Gross investment revenue

- insurer’s, defined, 138(12) “gross investment revenue”

Gross negligence

- effect on adjustment to related person’s tax, Canada-U.S. Tax Treaty: Art. IX:5
- failure to report exempt capital gain, exemption lost, 110.6(6)
- penalty for failure to remit tax withheld, 227(9)(b), 227(9.1)
- penalty for failure to withhold tax, 227(8)(b)
- penalty for false statements of omissions, 163(2)
- re flow-through share or joint exploration corporation, 163(2.2), (2.3)

Gross REIT revenue

- defined, for SIFT rules, 122.1(1)

Gross resource profits

- defined, Reg. 1204(1)

Gross revenue

- defined, 248(1)
- for international shipping rules, 250(6.01)
- for interprovincial allocation of corporate income, Reg. 402(4)–(6)
- limitation re non-profit R&D corporation, 149(9)
- special rules re transfer pricing, 247(5), (9)
- from a mine, defined, Reg. 1104(5.1), (5.2)

Gross revenue insurance program

- payments to farmers under, income, 12(1)(p)
- premiums in respect of, deductible, 20(1)(ff)

Gross tax attributes (debt forgiveness rules)

- defined, 80(14.1)
- inclusion in residual balance, 80(14)(a)

Gross-up

- dividends, 82(1)(b)

Ground source heat pump system

- capital cost allowance, Reg. Sch. II:Cl. 43.1(d)(i), Sch. II:Cl. 43.2(b)

Group

- defined
 - for associated corporations, 256(1.2)(a)
 - for surplus stripping rules, 84.1(2.2), 212.1(3)(d)(i)
- of taxpayers with same issue, Tax Court appeal binding on all, 174
- related, defined, 251(4) “related group”
- unrelated, defined, 251(4) “unrelated group”

Topical Index

Group adjusted net book income

- defined, for alternative interest-deduction restrictions, 18.21(1), (4)

Group annuity contract

- defined, for Common Reporting Standard, 270(1)

Group cash value insurance contract

- defined, for Common Reporting Standard, 270(1)

Group disability benefits

- top-up payments by employer on insolvency of insurer, 6(17), (18)
- reimbursement to employer, 8(1)(n.1)

Group home care

- medical expense credit, 118.2(2)(b.2)

Group insurance plan

- employer's contributions to
- top-up payments on insolvency of insurer, *see* Group disability benefits
- whether included in employee's income, 6(1)(a)(i), 6(1)(f)

Group net interest expense

- defined, for alternative interest-deduction restrictions, 18.21(1)

Group of insurance contracts

- defined
- for determining insurer's capital, 138(12), 181(2), Reg. 8600
- for insurers' IFRS transition rules, 138(12), Reg. 2400(1)
- for insurers' policy reserves, Reg. 1408(1)

Group of life insurance contracts

- defined
- for insurers' IFRS transition rules, 138(12), Reg. 2400(1)
- for insurers' policy reserves, Reg. 1408(1)

Group of life insurance contracts in Canada

- defined
- for insurers' IFRS transition rules, 138(12), Reg. 2400(1)
- for insurers' policy reserves, Reg. 1408(1)

Group of reinsurance contracts

- defined
- for determining insurer's capital, 138(12), 181(2), Reg. 8600
- for insurers' IFRS transition rules, 138(12), Reg. 2400(1)

Group of segregated fund policies

- defined
- for insurers' IFRS transition rules, 138(12), Reg. 2400(1)

Group plan amount [formerly "group RRSP amount"]

- defined, 204.2(1.3)

Group ratio

- defined, for alternative interest-deduction restrictions, 18.21(1)

Group sickness or accident insurance, *see* Sickness and accident insurance

Group term insurance policy

- definition, re insurer, 138(15)
- demutualization of insurance corporation, effect on insured, 139.1(15)

Group term life insurance policy

- defined, 248(1)
- employee contributions to employee life and health trust deemed to be premiums if identified as such, 144.1(10)
- limitation on deduction of premiums, 18(9.01)
- taxable benefit from premiums, 6(4), Reg. 2700–2704

Grubstaker, 35

- receipt of shares by
- deduction from amount, 110(1)(d.2)

Guarantee

- acquired from insurer or moneylender in amalgamation, 87(2)(h)(iii)
- for controlled foreign affiliate, excluded from transfer pricing rules, 247(7.1)
- loan to spouse or minor, of, 74.5(7)
- of shares, *see* Guaranteed shares
- payment under

- debt forgiveness rules, 80(2)(l)
- when treated as debt, 39(12)
- reserve for, 12(1)(d.1), 20(1)(l.1)
- no deduction, 20(7)

Guarantee agreement

- defined, 112(2.2)(a)
- no deduction for dividend, 112(2.2)–(2.22)

Guarantee fee

- deductible, 20(1)(e), (e.1)
- no withholding tax, Canada-U.S. Tax Treaty:Art. XXII:4
- non-resident, 214(15)

Guarantee fund

- deduction for payment by insurance corporation to, Reg. 1400(3)G

Guaranteed Income Supplement, included in income, 56(1)(a)(i)(A)

- offsetting deduction, 110(1)(f) opening words

Guaranteed shares, *see also* Taxable preferred share; Term preferred share

- deemed dividend on reduction of paid-up capital, 84(4.3)
- restriction on dividend deductibility, 112(2.2)–(2.22), 258(3)

Guardian, return by, 150(1)(d), (e)

Guide dog expenses

- disability supports deduction, 64(a)A(ii)(Y)
- medical expense credit, 118.2(2)(l)

Guilt, *see* Offences

Gulf Canada case overruled re resource allowance, Reg. 1204(1)

Gypsum

- extraction of, 248(1)“mineral resource”(d)(ii)

H

HBP, *see* Home Buyers' Plan

HBP balance

- defined, for Home Buyers' Plan, 146.01(1)

HBTC, *see* Home Buyer's Tax Credit

HMA, *see* Hybrid mismatch arrangement

HRDC, *see* Human Resources Development Canada

HRTC, *see* Home renovation tax credit

HWT, *see* Health and welfare trust

Habitation, right of (Quebec)

- deemed to be trust, 248(3)

Haida Gwaii

- prescribed intermediate zone for northern residents' deduction, Reg. 7303.1(2)

Hairstylist

- apprenticeship job creation credit, 127(9)“investment tax credit”

Haiti

- Canadian Forces personnel and police serving in, no tax on income, 110(1)(f), Reg. 7500(b) [repealed]

Half-year rule, depreciable property, Reg. 1100(2)–(2.4)

Halifax disaster pension, exempt, 81(1)(f)

Halite

- extraction of, 248(1)“mineral resource”(d)(ii)

Hamilton case overruled, 118.4(1)(e)

Handicapped persons, *see* Mental or physical impairment

Hangar, capital cost allowance, Reg. Sch. II:Cl. 6(h)

Hardest-hit business recovery program (COVID-19)

- wage and rent subsidies, 125.7(1)“base percentage”(l)(ii), (m)(ii)

Hardship, *see* Undue hardship

Hardwood flooring

- disallowed as medical expense, 118.2(2)(l.2)(i), (ii), 118.2(2)(l.21)(i), (ii)

Topical Index

Harness

- capital cost allowance, Reg. Sch. II:Cl. 10(c)

Headings in legislation

- relevance of, *Interpretation Act* s. 14

Head lease, defined, 209(1)

- “term” defined, 209(1)

Health and welfare trust

- transfer of property to employee life and health trust, 144.1(16)–(17)
- treated as employee life and health trust, 144.1(14)–(15)

Health Canada

- Special Access Programme, *see* Special Access Programme

Health care plan, *see* Private health services plan

Health counselling, *see* Counselling services

Health promotion surtax, 182, 183

Health services plan

- employer’s contribution to
 - not includable in employee’s income, 6(1)(a)(i)
- private, premiums to, 118.2(2)(q)

Hearing aid, medical expense, 118.2(2)(i)

Hearing impairment, *see also* Deaf person

- devices to assist person with
 - business expense, 20(1)(rr)
 - medical expense credit, Reg. 5700(q.1)
- real-time captioning services for, *see* Captioning services
- sign language interpretation services for, *see* Sign language

Hearing officer

- powers of, 231.4(3), (4)

Hearse

- excluded from definition of automobile, 248(1)“automobile”(c)

Heart pacemaker/monitor

- medical expense, Reg. 5700(d)

Heat distributor

- equipment, capital cost allowance, Reg. Sch. II:Cl. 34

Heat production/distribution equipment

- capital cost allowance, Reg. Sch. II:Cl. 1(p), Sch. II:Cl. 2(f)

Heat pump system, *see* Ground source heat pump system

Heat recovery equipment

- capital cost allowance, Reg. Sch. II:Cl. 34, 43.1

Heating expenses

- relief from, payments non-taxable, 81(1)(g.4), (g.5)

Heavy duty equipment technician

- apprenticeship job creation credit, 127(9)“investment tax credit”

Heavy water

- capital cost allowance for, Reg. Sch. II:Cl. 26

Hedge

- gain on, stop-loss rule on foreign affiliate share disposition, 93(2)–(2.31)
- straddle transactions, rules preventing income deferral, 18(17)–(23)

Heir, *see also* Legal representative

- acquisition of property on death, cost base, 70(5)(b)
- resource property or land inventory, 70(5.2)
- deemed to be legal representative, 248(1)“legal representative”
- obligations of, 159
- return required by, 150(3)

Henson trust

- rollover of RRSP to, 60.011

Hepatitis C trust

- income of, non-taxable, 81(1)(g.3)

Her Majesty, *see* Crown; Government

Herbert Family Trust case overruled, 214(3)(f)(i)(C)

Herd, *see* Basic herd

High school, *see* Secondary school

High value account

- defined, for Common Reporting Standard, 270(1)

Highest individual percentage

- defined, 248(1)

Hiring subsidy, 125.7(2.2)

History preservation rules, *see* Debt forgiveness: history preservation rules

Ho case overruled, 152(4)(b)(iii)(B)

Hockey players or referees, *see* Athlete

Hoefele case overruled, 6(23)

Hogs, *see* Swine

Hold

- meaning of, 139.1(1)“mutual holding corporation”

Holder

- of first home savings account (FHSA)
 - defined, 146.6(1)
- of registered disability savings plan (RDSP)
 - change in, notification required, 146.4(13)(a)
 - defined, 146.4(1)
 - liable for non-compliance by RDSP, 160.21
- of tax-free savings account (TFSA)
 - defined, 146.2(1)

Holding corporation (insurance demutualization)

- deemed not to be taxable Canadian property, 141(4)
- deemed to be public corporation, 141(3)
- defined, 139.1(1)
- dividend received by, no tax, 112(1)

Holiday

- deadline expiring on, *Interpretation Act* s. 26
- defined, *Interpretation Act* s. 35(1)
- includes Sunday, *Interpretation Act* s. 35(1)“holiday”

Holocaust survivor’s compensation, exempt, 81(1)(g)

Home, *see also* Principal residence; *Underused Housing Tax Act*

- Buyer’s Plan, *see* Home Buyers’ Plan
- construction costs, medical expense credit, 118.2(2)(l.21)
- cost of maintaining after move, deduction, 62(3)(g)
- defined, for Home Buyers’ Plan withholding exemption, Reg. 104(4)
- driveway alterations, medical expense credit, 118.2(2)(l.6)
- insulation grant, *see* Home insulation grant
- loan to purchase, *see* Home purchase loan
- loss in value of, reimbursement, *see* Housing loss
- maintenance of after moving away, deduction, 62(3)(g)
- modifications to, for physically impaired person
 - accessibility credit, *see* Home accessibility tax credit
 - medical expense credit, 118.2(2)(l.2)
- mortgage, *see* Mortgage
- office expenses, *see* Work space in home
- principal, *see* Principal residence
- RRSP withdrawal to fund, *see* Home Buyers’ Plan
- relocation loan, *see* Home relocation loan
- renovation of, *see* Home renovations
- sale of, *see* Principal residence
- search warrant of, 231.3
- sold within 1 year, deemed inventory, 12(12), (13)
- warrant for entry into, for audit purposes, 231.1(1)(c), 231.1(3)

Home accessibility tax credit

- bankruptcy, effect of, 118.041(6), (7)
- calculation of, 118.041(3)
- apportionment among multiple claimants, 118.041(5)
- death, effect of, 118.041(7)(a)
- may double up with medical expense credit before 2026, 118.041(4)

Home assistance benefit

- paid to Canadian Forces member or veteran, exempt, 81(1)(d.1)(vii)(D)

Home Buyers' Plan, 146.01

- death of taxpayer, 146.01(6), (7)
- definitions, 146.01(1)
- first-time owner requirement, 146.01(1)“regular eligible amount”(e), (f)
- repayment of funds borrowed from RRSP, 146.01(3)
- withdrawal of funds from RRSP, Reg. 104(3)
- within 90 days of contribution, deduction disallowed, 146(5)(a)(iv.1), 146(5.1)(a)(iv)
- withholding tax exemption, Reg. 104(3)–(4)

Home Buyer's Tax Credit, 118.05

Home construction costs

- medical expense, 118.2(2)(1.21)

Home insulation grant

- included in income, 12(1)(u), 56(1)(s)
- information return re, Reg. 224
- non-resident taxable on, 212(1)(s)
- prescribed program, Reg. 5500

Home modifications benefit

- paid to Canadian Forces member or veteran, exempt, 81(1)(d.1)(vii)(A)

Home modifications move benefit

- paid to Canadian Forces member or veteran, exempt, 81(1)(d.1)(vii)(B)

Home mortgage, see Mortgage

Home office expenses, see Work space in home

Home purchase loan

- balance outstanding after 5 years deemed new loan, 80.4(6)
- defined, 80.4(7)
- employee or spouse, to, 15(2.4)(b)
- interest on, 80.4(4), (5)

Home relocation loan

- balance outstanding after 5 years deemed new loan, 80.4(6)
- deduction for, before 2018, 110(1)(j)
- defined, 248(1)
- interest on, 80.4(4), (5)

Home renovation tax credit

- 2009 only, 118.04
- multigenerational, for family member to live in home, 122.92

Home renovations

- credit for accessibility, 118.041
- credit for family member to live in home, 122.92
- medical expense, 118.2(2)(1.2), Reg. 5700
- driveway alterations, 118.2(2)(1.6)

Homer case overruled, 248(1)“trust”

Homosexual relationships, see Common-law partner

Hong Kong, see also Foreign government

- film or video under treaty co-production, Reg. 1106(3)(b)
- stock exchange recognized, 262
- universities, gifts to, Reg. Sch. VIII, s. 19

Horse

- basic herd maintained since 1971, deduction, 29
- breeding, 80.3(1)“breeding animals”
- inventory, valuation of, 28(1.2)
- maintaining for racing, constitutes farming, 248(1)“farming”

Horseback riding

- eligible for children's fitness credit, Reg. 9400(5)

Hospital bed

- medical expense, Reg. 5700(h)

Hot tub

- disallowed as medical expense, 118.2(2)(1.2)(i), (ii), 118.2(2)(1.21)(i), (ii)

Hot-air balloon rides relief (COVID), Reg. 8901.1(2)(b)(vi), see also Qualifying tourism or hospitality entity

Hotels and motels relief (COVID), Reg. 8901.1(2)(b)(i), see also Qualifying tourism or hospitality entity

House

- insulation, *see* Home insulation grant
- sale of, *see* Principal residence

House of Commons

- election of members, contributions for, 127(3)–(4.2)

Housing, see Home

Housing company

- limited-dividend
- exemption, 149(1)(n)

Housing corporation

- donation to, 149.1(1)“qualified donee”(a)(i)
- by corporation, deduction, 110.1(1)(a)
- by individual, tax credit, 118.1(1)“total charitable gifts”
- exempt from tax, 149(1)(i)

Housing loan, see Home purchase loan

Housing loss

- defined, 6(21)
- eligible
- defined, 6(22)
- taxable benefit from, 6(1)(a), 6(20)
- taxable benefit from, 6(1)(a), 6(19), (20)

Housing subsidy

- taxable benefit, 6(23)

Housing tax, see Underused Housing Tax Act

Housing unit, see also Principal residence

- sold within 1 year, deemed inventory, 12(12), (13)

Human Resources Development Canada

- advice re mental or physical impairment, 118.3(4)
- certification of educational institution, 118.5(1)(a)(ii), 118.6(1)“designated educational institution”(a)(ii)
- disclosure of information to, 241(4)(d)(vii.1), (x)
- eligible individuals for Canada Child Benefit, 122.62, 165(3.1), (3.2), Reg. 6301
- Social Insurance Number application, 237(1); Reg. 3800

Hungary, see also Foreign government

- universities, gifts to, Reg. Sch. VIII, s. 23

Hunting camps relief (COVID), Reg. 8901.1(2)(b)(xii), see also Qualifying tourism or hospitality entity

Husband and wife, see Spouse

Hutterite colonies, taxation, 143, see also Communal organization

Hybrid car, see Zero-emission vehicle

Hybrid deficit (of foreign affiliate)

- defined, Reg. 5907(1)

Hybrid entity, see also Limited liability company; Nova Scotia: unlimited liability company

- treaty benefit denial, Canada-U.S. Tax Treaty:Art. IV:7

Hybrid financial instrument arrangement

- defined, 18.4(10)
- effect of, 18.4(11)

Hybrid financial instrument mismatch

- defined, 18.4(11)

Hybrid mismatch amount

- defined, 18.4(1)

Hybrid mismatch arrangement

- anti-avoidance rules, 12.7, 18.4, 20(1)(yy), 113(5)
- deduction denied, 18.4(4)
- defined, 18.4(1)
- dividend deduction denied, 113(5)
- income inclusion, 12.7(3)
- tax consequences determined, 18.4(20)

Hybrid surplus (of foreign affiliate)

- deduction for, 113(1)(a.1)
- defined, 113(1)(a.1)(i), Reg. 5901(1)(a.1), 5907(1), (1.01)
- election to come after taxable surplus, Reg. 5901(1.1)
- portion of dividend deemed paid out of, Reg. 5900(1)(a.1)

Hybrid transfer arrangement

- defined, 18.4(12)
- effect of, 18.4(13)

Hybrid transfer mismatch

- defined, 18.4(13)

Hybrid underlying tax

- defined, Reg. 5907(1)

Hybrid underlying tax applicable

- defined, Reg. 5907(1)

Hydro electric installation

- capital cost allowance, Reg. Sch. II:Cl. 34

Hydrocarbons

- determination of viscosity and density, Reg. 1107

Hydrogen

- investment tax credit, *see* Clean hydrogen tax credit (investment tax credit)
- vehicle, *see* Zero-emission vehicle

Hypothec, *see* Mortgage

I

IAAC, *see* Income-averaging annuity contract

IATA, *see* International Air Transport Association

IBC, *see* International banking centre until 2013

ICS, *see* Interest coupon stripping

IEP, *see* Immediate expensing property

IFE, *see* Interest and financing expenses

IFR, *see* Interest and financing revenues

IFRS, *see* International Financial Reporting Standards

IPP, *see* Individual pension plan

IPP minimum amount

- defined, for Individual Pension Plan, Reg. 8500(1)

IRA, *see* Individual Retirement Account

IRS, *see* Internal Revenue Service (U.S.)

ISC Register, *see* Individuals with Significant Control (of corporations)

ISIP, *see* Indexed security investment plan

ITAR (Income Tax Application Rules), *see after text of ITA*

ITC, *see* Investment tax credit

Ice storm

- extended deadlines
 - LSVCC investments, 127.4(5.1)
 - RRSP contributions, 146(22)
- non-taxable employee reimbursements, *Ice Storm Employment Benefits Remission Order*

Identical properties

- deemed, for superficial loss and pregnant loss rules
 - capital property, 40(3.5)
 - inventory, 18(16)
 - right to acquire property, 54“superficial loss”(i)
 - share of SIFT wind-up corporation, 54“superficial loss”(j)
- defined, 248(12)
 - for matchable expenditure rules, 18.1(12)
- gain or loss from, 47
- life insurance corporation, of, 138(11.1)
- non-qualifying real property, 110.6(18)
- property owned since before 1972, ITAR 26(8)–(8.5)

Identical security

- defined, 248(1)“securities lending arrangement”(b)

Identification number, *see* Social insurance number; Tax shelter: identification number

Identified individual

- defined, for annuity contracts, Reg. 301(1)(c)

Ileostomy pads, as medical expense, 118.2(2)(i)

Illegal payments

- when not deductible, 67.5

Immediate expensing limit (for CCA)

- defined, Reg. 1104(3.2)

Immediate expensing property (for CCA)

- deduction for, 20(1)(a), Reg. 1100(0.1)
- defined, Reg. 1104(3.1)

Immigrant trust, *see* Immigration trust

Immigration, *see* Becoming resident in Canada

Immigration Act

- refugee under, *see* Refugee

Immigration trust

- five-year non-taxability until 2014, 94(1)“connected contributor”(a), 94(1)“resident contributor”(a)

Immovable property, *see also* Real property

- defined
 - for digital platform operator reporting rules, 282(1)
 - *Income Tax Conventions Interpretation Act*, s. 5
 - *Quebec Civil Code*, art. 900–907

Immune system deficiency

- air or water purifier for, medical expense credit, Reg. 5700(c.1), (c.2)

Immunovaccine Technologies case overruled, 12(1)(x)(ix), 12(11)“excluded loan”, 13(7.1)(b.2), 127(9)“government assistance”

Impaired loans

- reserve for, 20(1)(l)(ii)
 - no deduction when property seized by creditor, 79.1(8)
 - no interest income inclusion, 12(4.1)

Impairment, *see* Mental or physical impairment

Imposition of tax, *see also* Liability for tax; Rates of tax

- Part VI.2 (for 2022), 191.5(2)

Imprisonment, *see* Offences

Imputation, *see* Attribution rules

In camera proceedings

- discipline etc., of authorized individual, to protect taxpayer information, 241(4.1)
- in Federal Court, 179
- review of jeopardy assessment, 225.2(10)
- review of solicitor-client privilege claim, 232(5)

“In trust for” accounts, 104(1)

Inadequate consideration, 69

- exceptions to fair market value deeming provision, ITAR 32
- property acquired by gift or inheritance, 69(1)(c)
- property distributed to shareholder, 69(4), (5)
- purchase price in excess of fair market value, 69(1)(a)
- sale price below fair market value, 69(1)(b)

Incentive claimant

- defined, for labour requirements for ITCs, 127.46(1)

Incentive program

- for employees, taxable benefit, 6(1)(a)
- for RRSP, RRIF, TFSA, RESP or RDSP, 207.01(1)“advantage”(a)(v)

Includes

- meaning of (in a definition), 118.1(5)

Income

- accumulating in a trust, 104(14), Reg. 2800
- active business, defined, 125(7)“income of the corporation for the year from an active business”
 - alimony, 56(1)(b)
 - allocation, *see* Income allocation
 - annuity, 56(1)(d), (d.2)
 - capital element, deductible, 60(a)
 - assistance, *see* Older Worker Adjustment, Program for; Social assistance payment
 - automobile standby charge, 6(1)(e)
 - car salesperson/lessor, 6(2.1)
 - reasonable amount, 6(2)

Topical Index

Income (*cont'd*)

- automotive pact, transitional assistance, 56(1)(a)(v)
 - averaging, *see* Averaging of income; Income-averaging annuity contract
 - beneficiary of trust, 104(13), (14), (15)
 - blocked currency, in, 161(6)
 - bond, *see also* Bond
 - bursary, 56(1)(n)
 - business or property, from, *see* Business or property income
 - Canada Pension Plan benefits, 56(1)(a)(i)
 - capital and, combined, 16(1), (4), (5)
 - • paid to non-resident, 214(2)
 - cash method of reporting (farming or fishing), 28(1)–(3)
 - chief source of, 31
 - cod fisherman, *see* Fishing: compensation programs
 - computation of, *see* Computation of income
 - death benefit, 56(1)(a)(iii)
 - debenture, *see* Bond
 - deferred profit sharing plan, receipts from, 56(1)(i)
 - destruction of livestock, from, *see also* Livestock
 - determination of, by Minister, 152(1.11), (1.12)
 - dividends, 82(1)
 - • non-resident corporation, from, 90
 - “earned” for RRSP purposes, defined, 146(1) “earned income”
 - “earned in the year in a province” defined, 120(4)
 - earned in the year in a province by an individual, defined, Reg. Part XXVI
 - earned or realized by any corporation after 1971, 55(2), (5)(b), (c)
 - employee benefits plan
 - • benefits, 6(1)(g)
 - employment benefits, 6(1)
 - employment insurance benefits, 6(1)(f), 56(1)(a)(iv)
 - exclusions from, *see* Exemptions
 - exempt, *see* Exemptions
 - exploration and development expenses, recovery of, 59(3.2)
 - “for the year” defined, 56(9)
 - foreign resource property disposed of, 59(1)
 - from active business, defined, 95(1), 125(7)
 - from property, for dividend refund, 129(4) “income” or “loss”
 - gaining or producing, purpose, 18(1)(a), Reg. 1102(1)(c)
 - grants under certain government programs, 56(1)(s)
 - indirect payments, 56(2)
 - “investment income” defined, 110.6(1)
 - *Labour Adjustment Benefits Act*, benefits under, 56(1)(a)(vi), Reg. 5502(a)
 - legal costs recovered, 56(1)(l), (l.1)
 - life insurance policy
 - • proceeds of disposition of interest in, 56(1)(j)
 - logging operations, from, defined, 127(2) “income for the year from logging operations in the province”
 - maintenance payments, 56(1)(b), (c), (c.2)
 - non-resident, of, 250.1(b)
 - none, equivalent to zero income, 3(f)
 - office or employment, from, 5(1), 6(1)
 - old age security, 56(1)(a)(i)
 - other sources of, 56–59.1
 - pension, 56(1)(a)(i), 57
 - place, from sources in, 4
 - policyholder’s, 148(1), (1.1)
 - prize for achievement, 56(1)(n)
 - professional business, from, WIP deferral until 2017, 34
 - Program for Older Worker Adjustment, income assistance, 56(1)(a)(vi), Reg. 5502(b)
 - property transferred to minor, from
 - • imputed to transferor, 75(2)
 - property transferred to spouse, from, 212(12)
 - property transferred to spouse or minor, 74.1
 - Quebec Parental Insurance Plan benefits, 56(1)(a)(vii)
 - • refund of payments, deductible, 60(q)
 - • registered education savings plan, amounts received, 56(1)(q)
 - • registered retirement income fund, amounts received, 56(1)(t)
 - • registered retirement savings plan, amounts received from, 56(1)(h)
 - • repeated failures to report, penalty for, 163(1)
 - • research grant, 56(1)(o)
 - • resource property disposed of
 - • • prior reserve for uncollected amount, 59(2)
 - • retirement compensation arrangement
 - • • benefits under, 56(1)(x), (z)
 - • • disposition of interest in, 56(1)(y)
 - • retiring allowance, 56(1)(a)(ii)
 - • rights to, transferred, 56(4)
 - • • non-resident tax not applicable, 212(12)
 - • salary deferral arrangement, benefit under, 56(1)(w)
 - • Saskatchewan Pension Plan benefits, 56(1)(a)(i)(C)
 - • scholarship, 56(1)(n)
 - • • refund of, 56(1)(p)
 - • social assistance payments, 56(1)(u)
 - • source, from, 4
 - • splitting, *see* Income splitting
 - • superannuation benefits, 56(1)(a)(i), 57
 - • supplementary unemployment benefits, 56(1)(g)
 - • support payments, 56(1)(b), (c), (c.2)
 - • tax on, *see also* Tax
 - • • non-deductible, 18(1)(t)
 - • taxable, *see* Taxable income
 - • taxation year, for, 3
 - • transitional assistance under auto pact, 56(1)(a)(v)
 - • trust, of
 - • • accumulating, *see* Accumulating income (of trust)
 - • • defined, 108(3)
 - • • workers’ compensation benefits, 56(1)(v)
- Income attribution**, *see* Attribution rules
- Income averaging**, *see* Averaging of income
- Income-averaging annuity contract**
- defined, 61(4), 248(1)
 - payment under
 - • non-resident, to, 212(1)(n)
 - withholding tax, 153(1)(k)
- Income bond or income debenture**
- defined, 248(1)
 - excluded from annual interest accrual rules, 12(11) “investment contract” (e)
 - interest paid on, not deductible, 18(1)(g)
 - payment on deemed to be a dividend, 15(3), (4)
- Income from a mine**
- defined, Reg. 1104(5), (6)
- Income from a non-qualifying business**
- defined, for FAPI rules, 95(1)
- Income from an active business**, *see* Active business: income from
- Income from property**, *see* Property: income from
- Income interest in trust**, *see also* Trust (or estate)
- cost of, 106(1.1)
 - defined, 108(1), 248(1)
 - disposition of, 106(2)
 - income inclusion, 106(1)
 - property distributed in satisfaction of, 106(3)
- Income maintenance insurance plan**
- employer’s contribution, whether a taxable benefit, 6(1)(a)(i)
 - payment to employee under, taxable, 6(1)(f); ITAR 19
- Income replacement benefits, taxable**, 56(1)(r)
- Income setoff adjustment**, *see* Transfer pricing income setoff adjustment

Topical Index

Income shortfall adjustment

- defined (for corporate inclusion of partnership income), 34.2(1)

Income splitting, *see also* Attribution rules

- Family Tax Cut (2014-15), 119.1
- partnership income, 103
- pension income, *see* Pension: income: splitting with spouse
- spouses or common-law partners, approved (2014-15), 119.1
- tax on children at high rate, 120.4, *see also* Split income: tax on
- testamentary trusts, 104(2)

Income-splitting tax, 120.4

- death, consequence of, 120.4(1)“excluded amount”(a), (c); 120.4(1.1)(b), (c)(ii)
- spouse of person over 65, 120.4(1.1)(c)(i)

Income tax, *see* everywhere

Income Tax Application Rules, *see after text of ITA*

Income Tax Conventions Interpretation Act, *see* Table of Contents

Income trust, *see* SIFT trust

Incontinent person, *see also* Mental or physical impairment

- products for use by, medical expense credit, 118.2(2)(i)

Incorporated employee, *see* Personal services business

Incorporated in Canada

- defined, 248(1)“corporation”, “corporation incorporated in Canada”

Incorporation expenses

- deductible up to \$3,000, 20(1)(b)
- excess included in goodwill, Reg. Sch. II:Cl. 14.1

Incorporeal property, *see* Corporeal property

Indebtedness, *see also* Debt; Loan

- defined, for deemed settlement of debt on amalgamation, 80(3)
- income of foreign affiliate from, 95(2)(a.3), 95(2.4), (2.5)“indebtedness”
- to non-resident trust, reporting requirement, 233.5(1)

Indemnity

- in agreement to sell business, does not trigger mandatory reporting rules, 237.3(1)“contractual protection”(a)(ii)(B)
- payment, provincial, excluded from income, 81(1)(q)
- reserve for, not deductible, 20(7)

Independent engineer or geoscientist

- defined, for CTM investment tax credit, 127.49(1)

Independent personal services, Canada-U.S. Tax Treaty:Art. V:9, VII

Indexed debt obligation

- adjusted cost base of, 53(1)(g.1), 53(2)(1.1)
- amount deemed paid and received as interest, 16(6), Reg. 7001
- deduction from income, 20(1)(c), 16(6)
- defined, 248(1)
- excluded from annual interest accrual rules, 12(3), 12(11)“investment contract”(k)
- interest included in income, 12(1)(c), 16(6)
- prescribed amount, Reg. 7001

Indexed payment

- defined, re indexed debt obligation, Reg. 7001(7)

Indexed security investment plan

- transition for 1986, 47.1(28)

Indexing (for inflation)

- Child Tax Benefit before July 2016 and starting July 2020, 122.61(5)
- tax brackets, credits and dollar thresholds, 117.1(1), (1.1)
- tax-free savings account contribution limit, 207.01(1)“TFSA dollar limit”(d)

India, *see also* Foreign government

- trust resident in, 93.3
- universities, gifts to, Reg. Sch. VIII, s. 24

Indian

- credit for First Nations Tax payable, 120(2.2)

- exemption from tax, 81(1)(a)

- exempt income eligible for contribution to pooled registered pension plan, 147.5(1)“exempt earned income”, 147.5(31)–(34)

- resident in Canada without permanent resident status

- entitled to Canada Child Benefit, 122.6“eligible individual”(e)(v)

- entitled to GST Credit, 122.5(2)(c)

- residential school settlement, *see* Indian Residential Schools Settlement trust

- tax evasion offences, 239(5)

Indian Residential Schools Settlement trust

- income of, non-taxable, 81(1)(g.3)(i)(C)

Indicator re foreign trust, *see* Non-arm’s length indicator

Indirect assistance

- taxable, 12(1)(x)(i)(C)

Indirect payments

- corporation, by
- person paid through intermediary as proceeds of disposition of property, 183.1(5)
- deemed income, 56(2)
- distribution of corporate surplus, tax on, 183.1(5)

Indirectly

- meaning of, 17.1(1)

Indium

- clean technology manufacturing ITC, 127.49(1)“qualifying material”(j)
- critical mineral, 127(9)“critical mineral”

Individual

- bankrupt, 128(2)
- computation of tax, 117–122.91
- computation of taxable income, order of application, 111.1(1)
- credits, 118–118.95
- defined, 248(1)
- excludes trust for purpose of home accessibility tax credit, 118.041(1)
- excludes trust for purpose of Multigenerational Home Renovation Tax Credit, 122.92(1)
- fiscal period of, 249.1(1)(b)(i)
- gifts, deduction from tax, 118.1(3)
- income earned in the year in a province, Reg. Part XXVI
- “income for the year” defined, 120(3)
- instalment base, Reg. 5300
- instalment payments, 155, 156
- “instalment base” defined, 161(9)(a)
- insufficient instalment payments
- interest limitation, 161(4)
- mentally or physically impaired, *see* Mental or physical impairment
- over 65, deduction, 118(2)
- unused, transfer to spouse, 118.8
- payment of tax, 155, 156
- instalment base, 155(2), 156(3)
- remainder, 158
- rates of tax, 117(2)
- abatement re provincial schooling allowance, 120(2)
- addition to tax for income not earned in province, 120(1)
- annual adjustment, 117.1
- resident for part of year, 114
- returns, 150(1)(d), (e)
- surtax, 180.1 [repealed]
- tax credits, 118
- ordering of, 118.92
- taxation year of, 249(1)(b)

Individual crypto-asset user

- defined, for crypto-asset reporting, 296(1)

Individual pension plan

- defined, Reg. 8300(1)

Individual pension plan (*cont'd*)

- Minister may waive definition, Reg. 8300(1.1)
- minimum amount, Reg. 8500(1)“IPP minimum amount”
- minimum withdrawal, Reg. 8503(26)
- permissible distribution, Reg. 8502(d)(x)
- provisional PSPA in relation to, Reg. 8304(10)
- special rules for designated plans, Reg. 8515

Individual Retirement Account, *see also* Foreign retirement arrangement

- exempt from Canadian withholding tax, Canada-U.S. Tax Treaty:Art. XXI:2
- prescribed as foreign retirement arrangement, Reg. 6803

Individuals with Significant Control (of corporations)

- disclosure of to CRA and the public, 150(1)(a)
- provision of information by CRA to confirm CBCA compliance, 241(4)(u)

Inducement payments

- cancellation of lease, *see* Lease cancellation payment
- election re adjusted cost base, 53(2)(s), 53(2.1)
- election to offset against outlay or expense, 12(2.2)
- included in income, 12(1)(x)
- prescribed amount, Reg. 7300
- received by beneficiary of trust, or partner, 12(2.1)
- repayment of, 20(1)(hh)

Industrial electrician

- apprenticeship job creation credit, 127(9)“investment tax credit”

Industrial instrument mechanic

- apprenticeship job creation credit, 127(9)“investment tax credit”

Industrial mechanic (millwright)

- apprenticeship job creation credit, 127(9)“investment tax credit”

Industrial mineral mines

- capital cost allowance, Reg. 1100(1)(g), 1104(3), Reg. Sch. V

Industrial minerals

- producing, excluded from M&P credit, 125.1(3)“manufacturing or processing”(g)

Ineligible individual

- defined, 149.1(1)
- managing or controlling charity
 - CRA can refuse to register charity, 149.1(25)
 - CRA can revoke registration of charity, 149.1(4.1)(e)
 - CRA can suspend registration, 188.2(2)
- managing or controlling Canadian amateur athletic association
 - CRA can refuse to register RCAA, 149.1(25)
 - CRA can revoke registration of RCAA, 149.1(4.2)(c)

Ineligible property

- defined, for cost base bump on windup, 88(1)(c)(iii)–(vi)

Ineligible use

- for captured carbon, defined, 127.44(1)
- for clean electricity tax credit
 - conversion to, credit recaptured, 127.491(16)–(18)
 - defined, 127.491(1)
- for clean hydrogen tax credit
 - deemed not captured, 127.49(6)(c)
 - defined, 127.44(1), 127.48(1)

Infant

- prone to sudden infant death syndrome
- alarm, medical expense, Reg. 5700(r)

Infirm beneficiary

- defined, 94(1)“exempt foreign trust”(a)(i)(A)

Infirm dependant, *see also* Mental or physical impairment

- credit for, 118(1)(B)(d), (e)
- preferred beneficiary election, 108(1)“preferred beneficiary”(a)(ii)(A)
- training courses to care for, medical expense, 118.2(2)(1.8)

Inflation adjustment period

- defined, re indexed debt obligations, Reg. 7001(7)

Inflation indexing, *see* Indexing (for inflation)

Influence over a corporation

- whether constitutes *de facto* control, 256(5.1), (5.11)

Informal procedure appeals, 170

Informant payments (for leads on international tax evasion)

- disclosure of information by CRA to informer, 241(4)(r)
- payment to province only after collected by CRA, 152(10)(b)
- payments included in income, 56(1)(z.4)
 - deduction for repayment, 60(z.1)
 - non-resident withholding tax, 212(1)(x)
 - information return, Reg. 202(2)(m)
 - withholding of tax at source, 153(1)(s), Reg. 103(9)

Information

- communication of, 241
- demand for, 231.2(1)(a)
- exchange of between tax authorities, Canada-U.S. Tax Treaty:Art. XXVII
- failure to provide, in return, penalty for, 162(5)
- foreign-based, 231.6
- laid, *see* Information or complaint
- outside Canada
 - foreign-based information or document, 231.6
 - tax shelter investment information, 143.2(13), (14)
- requirement to provide, 231.2(1)(a)
- return, *see* Information return

Information exchange agreement, *see* Tax information exchange agreement

Information or complaint

- laid or made, 244(1)
- limitation on prosecutions, 244(4)
- territorial jurisdiction, 244(3)
- two or more offences in one, 244(2)

Information return, Reg. 200–238

- actor (non-resident), payment to, Reg. 202(1.1)
- apprenticeship grant, Reg. 200(2)(b.1)
- avoidance transactions, 237.3(2)
- bond interest, accrued, Reg. 211
- Canada Savings Bonds, cash bonus, Reg. 220
- Canadian Wheat Board Farmers' Trust, 135.2(15)
- ceasing to be resident in Canada, value of assets, 128.1(9)
- certified films, Reg. 225
- charitable donation returned to donor, 110.1(16), 118.1(27), Reg. 3501.1
- charity, 149.1(14)
- construction contracts, Reg. 238
- contract payments
 - construction, Reg. 238
 - federal government, Reg. 237
- corporation
 - transactions with non-resident, non-arm's length persons, 233.1
- country-by-country reporting, multinational groups, 233.8
- demand for, 233
- distribution of taxpayer's portion of, Reg. 209
- educational status, Reg. 203
- electric, gas or steam corporations, Reg. 213
- electronic filing required, Reg. 205.1
 - penalty, 162(7.02)
- electronic funds transfers, 244.2(1), 244.6
- electronic mail of, Reg. 209(3)–(5)
- eligible funeral arrangement, Reg. 201(1)(f)
- email of, Reg. 209(3)–(5)
- emigration, value of assets, 128.1(9)
- employees stock option deferral, Reg. 200(5)
- employees profit sharing plan, Reg. 212
- energy conversion program, Reg. 224

Topical Index

Information return (*cont'd*)

- farm support payments, Reg. 234–236
- federal government contract, Reg. 237
- first home savings account, Reg. 219
- foreign affiliate, 233.4
- foreign plan PSPA, Reg. 8402(2)
- foreign property, investment in, 233.3
- foreign trust
 - distributions from, 233.5
 - indebtedness to, 233.5
 - transfers to, 233.2(4)
- government contract, Reg. 237
- government-sponsored retirement arrangement, Reg. 8402.1
- home insulation program, Reg. 224
- interest expense denied, transferred to other group member, 18.2(5)
- international electronic funds transfers, 244.2(1), 244.6
- journalism organization, 149.1(14.1)
- labour organization or labour trust, 149.01 [repealed]
- legal representative, Reg. 206
- life insurer, Reg. 217
- making of regulations re, 221(1)(d)
- NISA Fund No. 2, Reg. 201(1)(e)
- non-profit organization, 149(12), (13), 150(1)(a)
- non-profit R&D corporation, 149(7)
- non-qualified investment acquired by RRIF, Reg. 215(3)
- non-qualified investment acquired by RRSP, Reg. 214(2)
- non-qualified investment acquired by TFSA, Reg. 223(3)
- non-resident claiming treaty protection, 150(1)(a)(ii)
- non-resident transactions, 233.1–233.7
- oil substitution program, Reg. 224
- Part IV.1 tax, 187.5
- Part VI.1 tax, 191.4(1)
- partnership, Reg. 229, 229.1
- past service pension adjustment, Reg. 8402
- patronage payments, Reg. 218
- penalty for failure to file electronically, 162(7.02)
- penalty for failure to make, 162(7)(a)
- pension adjustment, Reg. 8401
- pension adjustment correction, Reg. 8402(4), 8402.01(4.1)
- pension adjustment reversal, Reg. 8402.01
- political contributions, 230.1(2), Reg. 2001
- pooled registered pension plan, Reg. 213
- public
 - registered charity, 149.1(14)
- public partnership, Reg. 229.1
- public trust, Reg. 204.1
- qualified investments, Reg. 221
- RRIF loss carryback to deceased's return, Reg. 215(6)
- RRSP loss carryback to deceased's return, Reg. 214(6)
- registered Canadian amateur athletic association, 149.1(14)
- registered education savings plan, 146.1(13.1), (15)
- registered journalism organization, 149.1(14.1)
- registered pension plan, Reg. 8409
- registered retirement income funds, Reg. 215
- registered retirement savings plan, Reg. 214, 214.1
- reportable transactions, 237.3(2)
- resource flow-through shares, Reg. 228
- SR&ED corporation, 149(7)
- security transactions, Reg. 230
- social assistance payment, Reg. 233
- Social Insurance Number, use of, 237(2)
- specified retirement arrangement PSPA, Reg. 8402(3)
- stock option deferral, Reg. 200(5)
- students, Reg. 203
- TFSA, Reg. 223
- tax shelter
 - participant, 237.1(6), 237.3(2)

- promoter, 237.1(7), 237.3(2)
- transactions with non-residents, 233.1–233.7
- trust, Reg. 204, 204.1
- trust or corporation re Part XI tax, Reg. 207
- tuition fees, Reg. 203
- union, 149.01 [repealed]
- Universal Child Care Benefit, Reg. 200(6)
- video tapes, Reg. 225
- withholding of tax, Reg. 210
- workers' compensation payment, Reg. 232

Inheritance, *see also* Death of taxpayer

- debt forgiveness rules do not apply, 80(2)(a)

In-home care of relative

- before 2017, tax credit, 118(1)B(c.1)

Initial amounts

- defined, for transfer pricing rules, 247(2.02)

Initial deadline

- defined, for insurance demutualization, 139.1(1)

Initial non-qualified investment

- defined, 204

Initial transportation charges

- defined (for pre-1966 cars), Reg. 1102(11)

Injection substances

- deduction for, 20(1)(mm)

Injury, personal, property acquired as award for income from, exempt, 81(1)(g.1), (g.2)

In-laws, dependent, 118(6)(b)

Innovative regulatory capital, *see* Regulated innovative capital

Input carbon intensity

- defined, for clean hydrogen tax credit, 127.48(1)

Input device

- disability supports deduction, 64(a)A(ii)(U)

Input tax credit, *see* Goods and services tax (GST): input tax credit

Inquiry

- authorized by Minister, 231.4
- compliance required, 231.51
- rights of person subjected to, 231.4(6)
- rights of witness at, 231.4(5)
- seizure of documents
 - copies of, 232(13)

Insider of a corporation

- defined, Reg. 4803(1)

Insolvency, *see also* Bankruptcy; Financial difficulty (taxpayer in)

- insurance corporation, group disability insurance top-up payments, 6(17), (18)

Inspection, *see* Audit

Inspector

- defined, for surveys under *Canada Shipping Act*, Reg. 3600(2)

Installation project

- more than 12 months, constitutes permanent establishment, Canada-U.S. Tax Treaty:Art. V(3)

Installation taxation year

- defined, for labour requirements for ITCs, 127.46(1)

Instalment base

- defined
 - corporations, 157(4), Reg. 5301
 - individuals, farming or fishing business, 155(2), Reg. 5300
 - other individuals, 156(3), 161(9), Reg. 5300

Instalment payments (Instalments)

- capital and income combined, 16(1)
- ceasing to be resident in Canada, 128.1(5)
- dependent on use, 12(1)(g)
- Part VI.2 tax paid over 5 years, 191.5(9)
- sale of property, *see* Reserve

Topical Index

Instalment payments (Instalments) (*cont'd*)

- tax, of
 - amounts deemed to be, 161(8)
 - annual, deceased taxpayer's, Reg. 1001
 - contra interest, 161(2.2)
 - corporations, 157
 - *de minimis* rule, 156.1(1), 157(2.1)
 - death of taxpayer, not required after, 156.1(3)
 - deficient
 - interest offset method, 161(2.2)
 - interest payable, 161(2)
 - limitation re corporations, 161(4.1)
 - penalty, 163.1
 - when certain tax credits deemed paid, 161(10)
 - estate, whether exempt, 156.1(2)(c)
 - farming or fishing income (individuals), 155, 156.1(2)
 - individuals, 156, 156.1
 - instalment base, defined, 161(9)(a), Reg. Part LIII
 - late, penalty for, 163.1
 - mutual fund trust, 156(2), 157(2)
 - offset interest, 161(2.2)
 - Part XII.3 tax, 211.3
 - SIFT trust, 157(2)
 - small corporation, 157(1.1)–(1.5)
 - transfers between accounts, 221.2
 - trust distributing property to non-resident, 107(5.1)

Instalment sale

- reserve for capital gain, 40(1)(a)(iii)

Instalment threshold

- defined, 156.1

Institution

- costs of care in, as medical expense, 118.2(2)(e)
- gifts to
 - by corporation, deduction for, 110.1(1)(c)
 - by individual, credit for, 118.1(1)“total cultural gifts”

Instrument, *see* Musical instrument

Insulation grant, *see* Home insulation grant

Insulator (heat and frost)

- apprenticeship job creation credit, 127(9)“investment tax credit”

Insulin, medical expense, 118.2(2)(k)

Insurance

- accidental death, not included in group life insurance benefit, Reg. 2700(2)
- corporation, *see* Insurance corporation
- defined to include reinsurance, 138(12)
- group plans
 - employer's contributions not includable in employee's income, 6(1)(a)(i)
 - life insurance, portion of premium taxable, 6(4)
- paid-up, deduction for, 18(9.01)
- policy, *see* Insurance policy
- premiums, *see* Premium
- proceeds
 - in respect of depreciable property, taxable, 12(1)(f)
- risks in Canada, by foreign affiliate, 95(2)(a.2)
- sickness, accident, etc., benefits taxable, 6(1)(f); ITAR 19

Insurance agent or broker

- reserve for unearned commissions, 32

Insurance contract

- defined, for Common Reporting Standard, 270(1)

Insurance corporation, *see also* Financial institution; Licensed annuities provider; Life insurance corporation

- amalgamation, 87(2.2)
- amortized cost, where meaning varied, 138(13)
- bad debts
- deduction for, 20(1)(p)(ii)

- inclusion in income, 12.4
- cash flow adjustment, Reg. 2412
- computation of income, 138(1), (6), 138(9), 140
- deduction for amounts paid or credited to policyholders, 140(1)
- deductions not allowed, 138(5)–(5.2), (8)
- deemed not to be private corporation, 141.1
- defined, 248(1)
- definitions, 138(12)
- demutualization, 139.1
- deposit, *see* Deposit insurance corporation
- disposition of Canadian securities, 39(5)(e)
- dividend received by, whether deductible, 112(2.03)
- earthquake reserves, Reg. 1400(3)L
- electronic filing not required, Reg. 205.1(2)(a)
- exempt under Part IV, 186.1(b)
- farmers and fishermen, of
 - exemption for, 149(1)(t) [repealed], 149(4.2) [repealed]
 - limitation, 149(4.1)
- foreign affiliate, *see* Foreign affiliate: insurer
- gross investment revenue, defined, 138(12)
- guarantee fund, deduction for payment to, Reg. 1400(3)G
- guarantees etc.
 - acquired from, in amalgamation, 87(2)(h)(iii)
 - reserve for, 20(1)(1.1)
- IFRS 17 changes (2023), transitional rules, 138(16)–(25), 142.51
- inclusion in computing income for 1988 taxation year, 140(2)
- insolvent, group disability insurance top-up payments, 6(17), (18)
- liabilities of, determination for debt forgiveness reserve, 61.3(1)(b)C(ii)(B), (C)
- life, *see* Life insurance corporation
- loan/lending asset
 - acquired from, in amalgamation, 87(2)(h)(ii)
 - reduction in value of
 - limitation on deduction re, 18(1)(s)
- loans etc. acquired in ordinary course of business, 20(27)
- mark-to-market rules apply, 138(10)
- mutualization proposal, 139
- negative reserves, 12(1)(e.1), 20(22), Reg. 1400(2)
- non-resident, Reg. 219(4)–(8), 800–805.1, 2401
 - branch tax elections, Reg. 2403
 - change in use rules, 138(11.3)–(11.41), (11.6)
 - computation of income, 138(11.91)
 - domestication of branch operation, 138(11.5)
 - eligible property for transfer to corporation by shareholder, 85(1.1)(b)
 - excluded property, Reg. 810
 - qualified related corporation, 138(12)
 - registered, *see* Registered non-resident insurer
 - transfer of insurance business, 138(11.5)
 - anti-avoidance provisions, 138(11.7)
 - computation of income, 138(11.92)
 - contributed surplus, computation of, 138(11.9)
 - depreciable property, rules re, 138(11.8)
 - paid-up capital, computation of, 138(11.7)
- non-segregated property, 138(12)
- participating life insurance policy, defined, 138(12)
- policy loan, defined, 138(12), 148(9)
- policy reserves, Reg. 1400–1408
 - life insurance, 138(3)(a)(i)
 - negative, 20(1)(e.1), 20(22), Reg. 1400(2)
 - non-life insurance, 20(7)(c), Reg. 1400
- regulations, Reg. 1400–1408
- property acquired on default in payment, 138(11.93)
- “property used by it in the year in, or held by it in the year in the course of”, 138(12)
- defined, Reg. 2400
- registered, *see* Registered non-resident insurer

Topical Index

Insurance corporation (*cont'd*)

- regulations, Reg. Part XXIV
- reserve for unpaid claims, *see also* policy reserves; unpaid claims reserve adjustment
 - life insurance, 138(3)(a)(ii)
 - limitation, 18(1)(e.1)
 - negative, 12(1)(e.1), 20(22), Reg. 1400(2)
- security used or held by
 - “eligible property” for transfer to corporation by shareholder, 85(1.1)(g)
- segregated funds of, 138.1, Reg. Part LXI
- subsidiary, wound up, 88(1)(g)
- surplus funds derived from operations, 138(12)
- taxable capital gains, 138(2)(b), 142
- taxable income earned in a province, Reg. 403
- transfer of insurance business
 - by non-resident insurer, 138(11.5)
 - by resident insurer, 138(11.94)
- transitional rules for accounting rule changes (2023), 138(16)–(25), 142.51
- unpaid claims reserve adjustment, *see also* reserve for unpaid claims
 - claims incurred but not reported, Reg. 1400(3)D, E
 - deduction, 20(7), Reg. 1400(3)D, E
 - variation in tax basis and amortized cost, 138(13)

Insurance holding corporation

- defined, for interest deduction restrictions, 18.2(1)

Insurance policy

- acquisition costs
 - not deductible to insurer, 18(9.02)
- disposition of, 148
 - no capital gain, 39(1)(a)(iii)
 - no capital loss, 39(1)(b)(ii)
- life, *see* Life insurance policy
- loan, *see* Policy loan (life insurance)
- reserves (insurer), *see* Insurance corporation: policy reserves; Insurance corporation: reserve for unpaid claims
- rider, *see* Rider

Insurance proceeds

- constitute proceeds of disposition, 13(21)“proceeds of disposition”(c), 54“proceeds of disposition”(c)
- rollover where property replaced, 13(4), (4.1), 44

Insurance swaps

- application of FAPI, 95(2)(a.21), (a.22)

Insured annuity

- leveraged, *see* LIA policy

Insurer, *see also* Insurance corporation

- defined, re life annuity contracts, 148(10)(a), Reg. 217(1)

Intangible property, *see also* Goodwill

- patents, Reg. Sch. II:Cl. 14, Sch. II:Cl. 44
- relating to road, bridge, townsite, etc., capital cost, 13(7.5)(c)

Integration

- capital dividend flow-through, 83(2), 89(1)“capital dividend account”(b)
- corporate and personal tax, 82(1)(b), 121
- intercorporate dividend flow-through, 82(1)(a), (a.1), 112(1)
- Part IV tax flow-through, 186(1)(b)

Intellectual property, *see* Copyright; Patent; Trade mark, representation expenses

Intention of legislation, *see* Purpose provisions

Inter vivos trust, *see also* Trust (or estate)

- defined, 108(1)

Interac Corp.

- prescribed payment card corporation share, Reg. 9002.1(a)(i), (ii)

Intercorporate dividends generally tax-free, 112, 113

Interest (in property, etc.)

- beneficial, in trust, meaning of, 248(25)
- capital, in trust, *see also* Trust (or estate)
- family farm partnership, in, 110.6(1)
- family fishing partnership, in, 110.6(1)
- income, in trust, *see also* Trust (or estate)
- life, in real property, *see* Life estate in real property
- partnership, *see* Partnership interest
- policy loan, re, defined, 138(12), Reg. 1408(1)
- qualifying, *see* Qualifying interest (in respect of foreign affiliate)
- real property, in, defined, 248(4)
- taxable Canadian property, in, 248(1)“taxable Canadian property”(l)
- trust, *see* Trust (or estate): interest in

Interest (money)

- accrued
 - corporations, partnerships, trusts, 12(3)
 - deduction on disposition of debt obligation, 20(21)
 - deemed, 12(9)
 - inclusion in income, 12(3), (4), (9)
 - individuals, 12(4)
 - on amalgamation, 87(2)(j.4)
 - prescribed debt obligation, on, 12(9), Reg. 7000
 - to date of death, 70(1)(a)
 - allowable refund of N.R.O., on, 133(7.01), (7.02)
 - annual reporting, *see* accrued (*above*)
 - benefit from loan, deemed to be, 80.5
- bond
 - accrued, to date of transfer, 20(14)
 - information returns, Reg. 211
 - purchased at discount, 16(3)
- borrowed money used to acquire land, on
 - defined, 18(3)“interest on debt relating to the acquisition of land”
 - not deductible, 18(2), (2.1)
 - partner, by, 18(2.1)
- borrowed money used to acquire property no longer owned, 20.1(1)
- borrowed money used to invest in deferred income plan, 18(11)
- borrowed money used to invest in shares, 20(1)(c)
- capital and, combined, 16(1)
 - on expropriation assets, 80.1(3)
- capital gains refund, on
 - mutual fund corporation, 131(3.1), (3.2)
 - mutual fund trust, 132(2.1), (2.2)
- capitalization into cost of property, 21
- compounded daily, 248(11)
- coupons to be identified as to taxable and non-taxable obligations, 240(2)
- debt obligation, on, 20(14.1)
 - mark-to-market property of financial institution, 142.5(3)
- debt relating to the acquisition of land, on
 - defined, 18(3)“interest on debt relating to the acquisition of land”
 - deductible, *see also* borrowed money used ... (*above*)
 - general rule, 20(1)(c)
 - limited to 30% of EBITDA, *see* Excessive interest and financing expenses limitation (EIFEL)
 - paid under *Income Tax Act*, not deductible, 18(1)(t)
 - thin capitalization restrictions, 18(4)–(8)
- deduction by certain corporations, limitation on, 18(4)–(6)
- deduction restrictions, *see* deductible: limited to 30% (*above*)
- deemed
 - amount paid by credit union re member’s share, 137(4.1)
 - benefit from loan, 80.5
 - certain shares, on, 258(5)
 - non-resident tax, 214(6), (14)

Topical Index

Interest (money) (*cont'd*)

- • preferred shares, on, 258(3)
- deemed received by corporation on loan to non-resident, 17
- defined, *Income Tax Conventions Interpretation Act* s. 6
- dividend refund, on, 129(2.1), (2.2)
- escalating interest GICs, Reg. 7000(2)(c.1)
- expense
 - • amount deductible, 20(1)(c), (d)
 - • compound, 20(1)(d)
 - • election to capitalize, 21(1)
 - • employee's automobile or aircraft, 8(1)(j)(i)
 - • limitation on deduction by certain corporations, 18(4)–(6)
 - • minimum tax, 127.52(1)(b), (c), (c.2), (e.1), (k)
 - • policy loans, on, 20(2.1), 138(12)“interest”, Reg. 4001
- expropriation assets, on
 - • election re, 80.1(2)
 - • forgiven, 80(2)(b)
- fully exempt, *see* Fully exempt interest
- income bond, on, deemed dividend, 15(3)
 - • non-resident corporation, 15(4)
- income from business or property, 12(1)(c)
 - • whether specified investment business, 125(7)“specified investment business”
- increasing rates, income accrual, Reg. 7000(2)(c.1)
- instalments of tax, late or insufficient, 161(2)
 - • additional 3% payable, 161(3)
 - • limitation, 161(4), (4.1)
 - • not deductible, 18(1)(t)
 - • offset, 161(2.2)
 - • scientific research tax credit, when deemed paid, 161(10)
 - • share-purchase tax credit, when deemed paid, 161(10)
 - • where not payable, 161(2.1)
- interest repaid, on, 164(4)
- loss carryback, effect of, 161(7)
- loss of source of income, 20.1(1)
- obligation issued at a discount, 16(3)
- offset
 - • arrears interest against refund interest, 161.1
 - • early instalments against late instalments, 161(2.2)
- paid on death duties, deduction, 60(d)
 - • paid or payable, deduction for, *see* deductible (*above*)
- paid to non-resident, withholding tax, 212(1)(b)
 - • by wholly-owned subsidiary, 218
 - • to U.S. resident, Canada-U.S. Tax Treaty:Art. XI
- participating debt, *see* Participating debt interest
- payable
 - • carryback re minimum tax, no effect, 161(7)
 - • penalty, on, 161(11)
 - • penalty or bonus, treated as interest expense, 18(9.1)
 - • prepaid, deduction for, 18(9), (9.2)–(9.8)
 - • prescribed rate, Reg. 4301
 - • property transferred from spouse, 74.1
 - • rate of, Reg. 4301
 - • rate reduction payments, treated as interest expense, 18(9.1)
 - • refunds and repayments, on, 164(3)–(4)
 - • repayment of, deduction for, 20(1)(II)
 - • spouse, property transferred to, 74.1, *see also* Attribution rules
 - • stapled security, on, 18.3(3)
 - • student loan, paid, credit for, 118.62
 - • tax withheld but not remitted, on, 227(9.3)
 - • unclaimed at year-end
 - • • withholding tax, 153(4)
 - • • effect of remittance, 153(5)
- unpaid tax, on, 161(1), 227(9.3)
 - • adjustment of foreign tax, 161(6.1)
 - • grace period to pay balance, 161.2
 - • income in blocked currency, 161(6)
 - • loss carryback, effect of, 164(5), (5.1)

- • none, re participation certificate, 161(5)
- • not deductible, 18(1)(t)
- • offset
 - • • arrears interest against refund interest, 161.1
 - • • early instalments against late instalments, 161(2.2)
- • Part III, 185(2)
- • Part III.1, 185.2(2)
- • Part IV, 187(2)
- • Part V, 189(7)
- • Part X, 202(5)
- • Part XII.3, 211.5
- • Part XII.4 tax, 211.6(5)
- • Part XII.5 tax, 211.82
- • retroactive to application date of provision, 221.1
- • up to \$25, may be cancelled, 161.3
- • waiver of, 220(3.1)
- • withholding tax, 212(1)(b)

Interest and financing expenses

- defined, for interest deduction restrictions, 18.2(1), (13), 248(1)
- interest deduction limited to 30% of EBITDA, 18.2(2)

Interest and financing revenues

- defined, for interest deduction restrictions, 18.2(1), (12), (14), 248(1)
- reduces limitation on interest expense, 18.2(2)A

Interest coupon holder

- defined, 212(21)(a)

Interest coupon stripping

- anti-avoidance rules, 212(1)(b)(i)(B), 212(21)–(23)

Interest-free loan, *see* Loan: interest-free

Interest gross-up period

- defined, for non-resident trust rules, 94(15)(c)(ii)C

Interest in a family farm or fishing partnership

- defined, 70(10)
- rollover, 70(9)–(9.31), 73(3)–(4.1)

Interest rate hedging

- allowable for unit trust definition, 108(2.1)

Interference with remittances of tax withheld, 227(5.2)–(5.4) (1995 draft, abandoned)

Intergenerational transfer

- attribution of income or loss, 74.1(2)
- business transfer, 84.1(2)(e), 84.1(2.3)–(2.32)
 - • capital gains reserve, 10 years, 40(1.2)
 - • gradual, 84.1(2.32)
 - • immediate, 84.1(2.31)
- joint liability of persons electing, 160(1.5)
- reassessment deadline extended, 152(4)(b.9)
- farm or fishing property
 - • *inter vivos*, 73(3)–(4.1)
 - • on death, 70(9)–(9.31)

Interim receiver

- withholding tax, liability for, 227(5), (5.1)(d)

Internal Revenue Service (U.S.), *see also* United States

- collection of Canadian tax, Canada-U.S. Tax Treaty:Art. XXVI A
- competent authority procedures, Canada-U.S. Tax Treaty:Art. XXVI
- exchange of information with CRA, Canada-U.S. Tax Treaty:Art. XXVII

Internal waters

- defined, *Interpretation Act* 35(1)

International agencies, prescribed, Reg. 806.1

International Air Transport Association

- employment income of non-Canadians, deduction for, 110(1)(f)(iv)

International banking centre until 2013, 33.1

International development assistance programs

- person working on deemed resident in Canada, 250(1)(d)

Topical Index

International development assistance programs (*cont'd*)
 • prescribed, Reg. 3400

International Financial Reporting Standards

- effect of, 9(1)
- IFRS 17 changes for insurers (2023), 138(16)–(25)
- insurers, application to, 138(17.1)
- liabilities and reserves to be computed gross of reinsurance, Reg. 2400(1)“Canadian reserve liabilities”
- transition year, 138(12)“transition year”(b)
- meaning of, 138(12.2)
- transitional changes for insurers (2023), 138(16)–(25)

International organization

- defined, for Common Reporting Standard, 270(1)
- employment income from
- deduction, 110(1)(f)(iii)
- tax credit, 126(3)
- interest paid to, withholding tax exemption, Reg. 806

International shipping

- aircraft used in
- lease payments exempt from withholding tax, 212(1)(d)(xi)
- corporation, residence of, 250(6)
- defined, 248(1)
- income of non-resident from, exempt, 81(1)(c)
- income of resident corporation from, exempt, 81(1)(c.1)
- non-resident’s income from, exempt, 81(1)(c)
- residence of shipping corporation, 250(6)–(6.04)
- resident corporation’s income from, exempt, 81(1)(c.1)
- gain and recapture on ship and property exempt, 81(1)(c.2)–(c.4)
- separate CCA class for each vessel, Reg. 1101(2d)
- service provider deemed to have international shipping as principal business, 250(6.02), (6.03)

International sport federation, eligibility requirements of, *see* Amateur athlete trust

International tax

- advisory panel, *see* Advisory Panel on International Taxation
- conventions, *see* Tax treaty
- dividends received from foreign corporations, 90, 113
- foreign accrual property income, 91, 95
- foreign tax credit, 126, *see also* Foreign tax credit
- treaties, *see* Tax treaty
- United States, rules re, *see* United States
- withholding tax, 212, *see also* Withholding

International traffic, *see also* International shipping

- aircraft operated by non-resident in
- capital gains on, 248(1)“taxable Canadian property”(b)(ii)
- income of non-resident exempt, 81(1)(c)
- residence of corporation, 250(6)
- capital tax on ships and aircraft, Canada-U.S. Tax Treaty:Art. XXIII:3
- defined, Canada-U.S. Tax Treaty:Art. III:1(h); Canada-U.K. Tax Treaty:Art. 3.1(i)
- employee employed in, Canada, Canada-U.S. Tax Treaty:Art. XV:3
- profits from, Canada-U.S. Tax Treaty:Art. VIII

Interpolation time

- re life insurance policy coverage, defined, Reg. 1401(3)

Interpretation, 248–260

- definitions, 248(1)
- *Income Tax Conventions Interpretation Act*, *see* Table of Contents
- *Interpretation Act*, *see* Table of Contents

Interpretation services

- sign language
- disability supports deduction, 64(a)(ii)(A)
- medical expense credit, 118.2(2)(1.4)

Inventory

- adding property to, non-resident, 10(12), (14)

- adjustment
- amalgamation, on, 87(2)(j.1)
- deduction from income, 20(1)(ii)
- inclusion in income, 12(1)(r)
- adventure in the nature of trade, 10(1.01)
- superficial loss rule, 18(14)–(16)
- allowance, repealed [was 20(1)(gg)]
- amalgamation, on, 87(2)(b)
- artistic endeavour, of, 10(6)–(8)
- ceasing to use in business, non-resident, 10(12), (14)
- cost of
- non-deductible expenses included in, 10(1.1)
- defined, 12(12)(b), 248(1)
- flipped property (residential) deemed to be, 248(1)
- specified debt obligation and mark-to-market property excluded, 142.6(3)
- “eligible property” for transfer to corporation by shareholder, 85(1.1)(f)
- examination of property in, 231.1
- exploration and development shares, 66.3(1)
- farming business, of, *see* Farming: inventory
- financial institutions, *see* Mark-to-market property
- manner of keeping, Reg. 1800
- mark-to-market rules, *see* Mark-to-market property
- non-resident, 10(12)–(14)
- removing property from, non-resident, 10(12), (14)
- reserve on sale of, 20(1)(n), 20(8)
- where property repossessed by creditor, 79.1(4)
- sale of
- after ceasing to carry on business, 23(1)
- included in income, 9(1)
- repossession by vendor in same taxation year, 79.1(5)
- share held as, stop-loss rules on disposition, 112(4)–(4.2)
- transfer to corporation, 85(1)(c.1), (e.3)
- valuation of, 10, Reg. 1801
- adventure in the nature of trade, 10(1.01), (9)
- change in control of corporation, 10(10)
- consistency required, 10(2.1)
- farming business, 28(1.2), (1.3), Reg. 1802
- incorrect, 10(3)
- shares, 112(4.1)
- writedown, 10(1)
- adventure in the nature of trade, 10(1.01), (9)
- change in control of corporation, 10(10)
- derivatives excluded, 10(15)
- of loan, denied, 18(1)(s)
- superficial loss rule, 18(14)–(16)

Investigation

- covert investigation warrant, 231.31
- search warrant, 231.3, 231.31

Investing in a Diversified Alberta Economy Act (Alberta)

- prescribed labour-sponsored venture capital corporation, Reg. 6700(h)
- share registered under, qualified investment for RRSP etc., Reg. 4900(1)(i.14) [before 2027]

Investment

- allowance, *see* Investment allowance
- business, *see* Investment business
- corporation, *see* Investment corporation
- counselling, *see* Investment counselling fees
- defined
- for foreign affiliate dumping, 212.3(10)
- for SIFT trust and partnership distributions, 122.1(1)
- income, *see* Investment income
- offshore, *see* Offshore investment fund
- prohibited, *see* Prohibited investment
- property, *see* Investment property
- qualified, *see* Qualified investment

Investment (*cont'd*)

- registered, tax re, 204.4–204.7 [before 2027]
- tax credit, *see* Investment tax credit
- tax shelter, *see* Tax shelter: investment
- time, *see* Investment time

Investment advice, *see* Investment counselling fees

Investment allowance

- defined
- for large corporations tax, 181.2(4), 181.3(4)
- for Part XIV branch tax, 219(1)(j), Reg. 808

Investment business, *see also* Specified investment business

- of foreign affiliate
- defined, 95(1)
- excluded from active business, 95(1)“active business”(a)
- start-up rule, 95(2)(k)(i)

Investment club

- tax treatment, Information Circular 73-13 (no ITA provision)

Investment contract, *see also* Debt obligation

- anniversary day
- accrued interest, 12(4)
- defined, 12(11)
- defined, 12(11)

Investment contract corporation, prescribed, Reg. 6703

- exempt from Part IV tax, 186.1(b)

Investment corporation, 130

- deduction from tax, 130(1)
- defined, 130(3)(a), 248(1)
- election not to be restricted financial institution, 131(10)
- election re capital gains dividend, Reg. 2104
- information return where share claimed to be qualified investment, Reg. 221
- mortgage, *see* Mortgage investment corporation
- not subject to mark-to-market rules, 142.2(1)“financial institution”(c)(i)
- special tax rate, 130
- taxed capital gains, 130(3)(a)
- that is not mutual fund corporation, 130(2)

Investment counselling fees

- deductible, 20(1)(bb)
- for FHSA, RRSP, RRIF or TFSA, non-deductible, 18(1)(u)

Investment dealer, *see also* Financial institution; Registered securities dealer

- defined, 142.2(1)
- subject to mark-to-market rules, 142.2(1)“financial institution”

Investment entity

- defined, for Common Reporting Standard, 270(1)
- defined, for crypto-asset reporting, 296(1), (3)

Investment expense, defined, 110.6(1)

Investment fund

- defined, for loss restriction event rules for trusts, 251.2(1)

Investment-grade debt

- qualified investment for RRSP etc., 204“qualified investment”(c.1), Reg. 4900(1)(j.2) [before 2027]; 207.01(1)“qualified investment”(c), Reg. 5001 [after 2026]

Investment income, *see also* Property: income from

- aggregate, *see* Aggregate investment income
- associated corporation, from, 129(6)
- Canadian, defined, 129(4)
- defined, 110.6(1)
- foreign, defined, 129(4)
- information returns, Reg. 201
- life insurer's, tax on, 211–211.5
- refundable tax on, 123.3

Investment interest

- in a business, ITAR 23(5)“investment interest”, “1971 receivables”

Investment loss

- business, *see* Business investment loss

Investment manager

- defined, 44.1(1)“eligible pooling arrangement”

Investment property

- defined
- for deposit insurance corporation, 137.1(5)
- foreign affiliate, 95(1)
- insurer, Reg. 2400(1)

Investment shortfall

- for labour-sponsored venture capital corporation, 204.82(2.1), (2.2)

Investment tax credit, 127(5)–(36)

- addition to, 127(10.1)
- amalgamation, on, 87(2)(j.6)
- annual limit, defined, 127(9)
- apprenticeship expenditures, 127(9)“investment tax credit”(a.4)
- assistance or government assistance, effect of, 127(18)–(21)
- continuation of predecessors, 87(2)(qq)
- associated corporations, 127(10.3)
- failure to file agreement, 127(10.4)
- Atlantic provinces, 127(9)“investment tax credit”(a), 127(9)“specified percentage”(a)(iii)(D), (a.1)
- available-for-use rule, 127(11.2), 248(19)
- CCUS, *see* CCUS tax credit
- carbon capture, *see* CCUS tax credit
- carryforward, 127(9)“investment tax credit”(c)–(h)
- transitional rules for change to 20 years, 127(9.01), (9.02), (36)
- certified property
- ascertainment of, 127(10)(a), (b)
- prescribed areas, Reg. 4602
- child care space creation [repealed], 127(9)“investment tax credit”(a.5)
- recapture if not kept for 5 years, 127(27.1)–(27.12)
- clean hydrogen, 127.48, *see also* Clean hydrogen tax credit (investment tax credit)
- clean technology manufacturing, 127.49, *see also* CTM investment tax credit (Clean technology manufacturing investment tax credit)
- conversion of property to commercial use, 127(9)
- cooperative corporation, 127(6)
- critical minerals, 127(9)“investment tax credit”(a.21)
- deduction from Part I.1 surtax, 180.1(1.2), (1.3)
- defined, 127(9), (11.1), (12)–(12.2)
- definitions, 127(9)
- depreciable property acquired before change of control, 13(24), (25)
- expenditure limit, determination of, 127(10.2), (10.6)
- filing deadline, 37(11), 127(9)“investment tax credit”(m)
- flow-through critical mineral mining expenditure, 127(9)“investment tax credit”(a.21)
- flow-through mining expenditure, 127(9)“investment tax credit”(a.2)
- hydrogen, 127.48, *see also* Clean hydrogen tax credit (investment tax credit)
- included in income, 12(1)(t)
- year of death, 70(1)(b)
- limited partner, of, 127(8.1)
- non-arm's length transactions, 127(11.6)–(11.8), (24)
- overpayment of tax as consequence of, 164(5), (5.1)
- parent's, after subsidiary wound up, 88(1)(e.3)
- partnership, allocation to partners, 127(8)–(8.5)
- carbon capture (CCUS) credit, 127.44(11)
- non-limited partners, 127(8.3)
- recapture of, 127(28)
- pre-production mining expenditures, 127(9)“investment tax credit”(a.3)
- qualified property, Reg. 4600

Investment tax credit (*cont'd*)

- defined, 127(9), (11)
- R&D, *see* scientific research (*below*)
- reassessment, 152(6)(d)
- recapture of, 127(27)–(36)
- deduction in later year, 37(1)(c.2)
- refundable, 127.1
- defined, 127.1(2)
- depreciable property acquired before change of control, 13(24), (25)
- renunciation of, by general partner, 127(8.4)
- repayment of assistance, 127(9)“investment tax credit”(e.1), 127(10.7)
- scientific research
 - basic 20% credit, 127(9)“investment tax credit”(a.1)
 - extra 15% credit, 127(10.1)
- small business, 127(9)“qualified small-business property” [repealed], 127(9)“specified percentage”(i)
- specified percentage, 127(9)
- super-R&D allowance by province, federal bonus, 127(9)“super-allowance benefit amount”, 127(10.1)(b)
- “tax otherwise payable” defined, 127(17)
- trusts, allocation to beneficiaries, 127(7)
- reduces cumulative Canadian exploration expense, 127(12.3)
- unpaid amounts, 127(26)
- where control of corporation acquired, 127(9.1), (9.2)
- windup of corporation, flow-through to parent, 88(1)(c.3)

Investment time

- defined
- for foreign affiliate dumping, 212.3(1)

Investment trust, *see* Mutual fund trust

Investor

- defined, for intercorporate dividends, 112(2.6)

Involuntary dispositions

- resource property, 59.1

Ireland, *see also* Foreign government

- stock exchange recognized, 262
- universities, gifts to, Reg. Sch. VIII, s. 10

Iridium, *see* Platinum group metal

Iron

- processing ore, whether manufacturing or processing, 125.1(3)“manufacturing or processing”, Reg. 5203

Iron lung, as medical expense, 118.2(2)(i)

Ironworker

- apprenticeship job creation credit, 127(9)“investment tax credit”

Irrigation pipe

- construction costs deductible by farmer, 20(1)(ee)

Israel, *see also* Foreign government

- bonds of, *see* Israel Bonds
- Canadian Forces personnel and police serving in, no tax on income, 110(1)(f), Reg. 7500(c)–(e) [repealed]
- debt of, *see* Israel Bonds
- stock exchange recognized, 262
- universities, gifts to, Reg. Sch. VIII, s. 8

Israel Bonds

- eligible for RRSPs and RRIIFs, 204“qualified investment”(c.1) [before 2027]; 207.01(1)“qualified investment”(c)(v) [after 2026]

Issue estoppel, 169(2)

Issuer

- FHSA, defined, 146.6(1)
- RDSP, defined, 146.4(1)“disability savings plan”(a)(i)
- RRSP, defined, 146(1), Reg. 214(7)
- TFSA, defined, 146.2(1)

Italy, *see also* Foreign government

- stock exchange recognized, 262

J

JEC, *see* Joint exploration corporation

JJ Herbert Family Trust case overruled, 214(3)(f)(i)(C)

Jail, *see* Offences

Jamaica, *see also* Foreign government

- universities, gifts to, Reg. Sch. VIII, s. 15

Japan, *see also* Foreign government

- currency of, use as functional currency, 261(1)“qualifying currency”(c.1)
- film or video under treaty co-production, Reg. 1106(3)(c)
- stock exchange recognized, 262

Jeopardy assessment or jeopardy order

- re collection restrictions, 225.2(2)
- refund not to be paid, 164(1.2)

Jesuit

- income of, not taxed, 110(2)

Jetty, capital cost allowance for, Reg. Sch. II:Cl. 1(e), Sch. II:Cl. 3

Jewellery, *see* Listed personal property

Jig, capital cost allowance, Reg. Sch. II:Cl. 12(d)

Job coaching services

- disability supports deduction, 64(a)A(ii)(K)

Job retraining

- employment insurance benefit, not included in income, 56(1)(a)(iv)
- reimbursed tuition fees, no credit unless included in income, 118.5(1)(a)(iii)

Joint and several liability, *see* Liability for tax: joint and several

Joint contributor (to non-resident trust)

- attribution of trust’s income to electing contributors, 94(16)(a)A(ii)
- defined, 94(1)
- liability for joint contribution to trust, 94(17)

Joint election, *see also* Election(s)

- defined, for pension income splitting, 60.03(1)
- defined, for small business development bond, 60.03(1)

Joint exploration corporation

- agreed portion, defined, 66(15)
- defined, 66(15)
- share, adjusted cost base, 53(2)(f.1)
- shareholder corporation, defined, 66(15)

Joint liability, *see* Liability for tax: joint and several

Joint partner trust, *see* Joint spousal or common-law partner trust

Joint spousal or common-law partner trust, *see also* Post-1971 spousal or common-law partner trust; Trust (or estate): spouse, for

- deduction from income, 104(6)(b)B(i)
- defined, 104(4)(a)(iv)(B), (C), 248(1)
- distribution of property to person other than taxpayer or spouse, 107(4)(a)(iii)
- preferred beneficiary election by, 104(15)(a)
- principal residence exemption, 54“principal residence”(c.1)(iii.1)(A)
- transfer by, to another trust, 104(5.8)
- transfer to, rollover, 73(1.01)(c)(iii)

Journalism, *see also* Qualified Canadian journalism organization; Qualifying journalism organization; Registered journalism organization

- digital news subscription credit, 118.02
- donations to, 149.1(1)“qualified donee”(b.1)
- online news subscription credit, 118.02
- refundable labour tax credit, 125.6

Judge, *see also* Court

- application to, re seized documents, 232(4), (8)
- bribery of, non-deductible, 67.5
- defined

Topical Index

Judge (*cont'd*)

- • for jeopardy assessment and collection, 225.2(1)
- • for search and seizure, 231
- income from professional practice, 24.1 [repealed]
- issue of search warrant, 231.3(1)–(4), 231.31
- pension plan, Reg. 8309
- powers in jeopardy proceedings, 223(11), (12)
- review of requirement to provide foreign-based information, 231.6(5)
- RRSP contribution room, Reg. 8309(2)

Judicial notice

- regulations, etc., 244(12)

Jurisdiction

- territorial, 244(3)

Juror's fees

- taxable, 3 (*per* IT-377R)

Jury duty, *see* Juror's fees

K

KST, *see* Knowledge sharing taxpayer

Kaolin

- extraction of, 248(1)“mineral resource”(d)(ii)
- included in definition of “mineral”, 248(1)

Key employee

- defined, for employee life and health trust (ELHT), 144.1(1)
- ELHT must not be operated primarily for, 144.1(3)(b)
- ELHT must not give more rights to, 144.1(2)(e), (f)

Kickbacks, *see* Illegal payments

Kiddie tax, *see* Income-splitting tax

Kidney machine, medical expense, 118.2(2)(i)

Kilns

- capital cost allowance for, Reg. Sch. II:Cl. 8

Kilometres driven, allowance for, Reg. 7306

Kinder Morgan pipeline corp taxable, Reg. 7100(k)

Kinship care, social assistance for

- payments do not increase net income, 81(1)(h.1)
- payments do not prevent Canada Workers Benefit single-parent status, 122.7(1.2)
- payments do not reduce Canada Child Benefit, 81(1)(h.1)

Kitchen utensils

- capital cost allowance for, Reg. Sch. II:Cl. 12(c)

Kiwi loans, *see* Weak currency debt

Know your customer procedures, *see* Anti-money laundering and know your customer procedures

Knowledge sharing CCUS project

- defined, for CCUS knowledge sharing, 211.92(1)
- requirement to file knowledge-sharing report, 211.93(1)(a)

Knowledge sharing report

- defined, for CCUS credit, 211.92(1)
- required, 211.93(1)(a)
- • penalty for failure to publish, 211.93(4)

Knowledge sharing taxpayer

- defined, for CCUS knowledge sharing, 211.92(1)
- requirement to file knowledge-sharing report, 211.93(1)(a)

Koller case overruled, 81(1)(g)

Korea, *see also* Foreign government

- film or video under treaty co-production, Reg. 1106(3)(d)

Kruger Inc. case overruled, 10.1(7)

Krull case overruled, 6(23)

Kuwait

- Canadian Forces personnel and police serving in, no tax on income, 110(1)(f), Reg. 7500(f) [repealed]

L

LCGE (Lifetime capital gains exemption), *see* Capital gains deduction

LCT, *see* Large corporations tax (Part I.3)

LIA policy

- annual accrual taxation, Reg. 306(1)
- defined, 248(1)
- FMV of property disposed of on death, 70(5.31)
- no deduction for premiums paid, 20(1)(e.2)
- no increase in CDA for death benefit, 89(1)“capital dividend account”(d)(ii)

LIF, *see* Life income fund

LIRA, *see* Locked-in retirement account

LLC, *see* Limited liability company (U.S.)

LLP, *see* Lifelong Learning Plan; Limited liability partnership

LLP balance

- defined, 146.02(1)

LNG, *see* Liquefied natural gas

LPP, *see* Listed personal property

LRE, *see* Loss restriction event

LRIP, *see* Low rate income pool

LSVCC, *see* Labour-sponsored venture capital corporation (LSVCC)

La Survivance case overruled, 256(9)

Laboratory services, as medical expense, 118.2(2)(o)

Labour Adjustment Benefits Act

- benefits under
 - • income, 56(1)(a)(vi), Reg. 5502(a)
 - • withholding of tax at source, 153(1)(m), Reg. 5502(a)
- repayment of overpayment under, deduction for, 60(n)(v)

Labour credit

- journalism, 125.6

Labour expenditure (re Canadian film/video tax credit)

- defined, 125.4(1)
- qualified, *see* Qualified labour expenditure (re Canadian film/video tax credit)

Labour mobility deduction, 8(1)(t)

Labour organization

- exemption, 149(1)(k)

Labour requirements for CCUS and clean technology credits, 127.46

Labour-sponsored funds tax credit

- acquisition of share by RRSP, 127.4(1)“qualifying trust”, 127.4(3) [repealed]
- computation of, 127.4(3), (4)
- cooling-off period, three years, 127.4(3)
- deduction of, 127.4(2)
- defined, 127.4(1), (6), 204.8(1), 211.7(1)
- eliminated by 2017, 127.4(5), (6)
- provincial, does not reduce ACB of investment, 53(2)(k)(i)(C)
- RRSP, 127.4(1)“qualifying trust”, 127.4(6)(a)
- recovery of
 - • disposition of share, 211.8
 - • national LSVCC, Reg. 6706
 - • provincial LSVCC, 211.7

Labour-sponsored venture capital corporation (LSVCC), *see also* Labour-sponsored funds tax credit

- amalgamation or merger of, 127.4(1.1), 204.85
- deemed to be mutual fund corporation, 131(8)
- discontinuance of venture capital business, 204.8(2), 204.841
- dissolution of, 204.85
- no new applications accepted (federally) since March 21/13, 204.81(1)
- prescribed, Reg. 6701
- • deemed not a public corporation unless listed, 89(1)“public corporation”(b), (c)
- • disposition of shares, capital loss, 40(2)(i)
- • exempt from Part IV tax, 186.1(b)

Topical Index

Labour-sponsored venture capital corporation (LSVCC) (*cont'd*)

- • income eligible for dividend refund, 125(7)“specified investment business”
- • prescribed assistance, Reg. 6702
- • shares of
 - • • prescribed assistance, deduction from cost base, 53(2)(k)(i)(C)
- province discontinuing LSVCC credit program, 204.81(8.3), (8.4)
- provincial, tax on, 204.82(5)
- registered, 204.8–204.87
 - • deemed to be prescribed LSVCC, Reg. 6701(c)
 - • defined, 248(1)
 - • disposition of, clawback, 211.8
 - • eligible investment, 204.8(1)
 - • refund of tax where no monthly deficiency, 204.83
 - • registration conditions, 204.81(1)
 - • return and payment of tax, 204.86
 - • revocation of registration, 204.81(6)–(9)
 - • shares of
 - • • acquisition by RRSP, 127.4(1)“qualifying trust”, 127.4(3)
 - • • adjusted cost base not reduced by credit, 53(2)(k)(i)(C)
 - • • credit for purchase, 127.4
 - • • redemption restrictions, 204.81(1)(c)(vii)
 - • • transfer restrictions, 204.81(1)(c)(vii)
- tax where insufficient eligible investments, 204.82
- rules re, 131(11)
- voluntary de-registration, 204.81(8.1)

Labour union, *see* Union

Labrador

- deduction for individuals residing in, Reg. 7303.1(1)(f)

Land

- adjusted cost base, additions to, 53(1)(h), (i)
- allocation of proceeds of disposition between land and buildings, 13(21.1), 70(5)(d)
- clearing, levelling, draining, 30
- costs relating to ownership of
 - • limitation on deductibility, 18(3.1)–(3.7)
- defined
 - • for restrictions on deductible expenses, 18(3)
 - • generally, 70(5.2)
- donation of, *see* Ecological gifts
- drainage system, deduction, 30
- ecological, *see* Ecological gifts
- interest on debt relating to acquisition of
 - • defined, 18(3)
 - • limitation on deductibility, 18(2)
- inventory
 - • cost to include non-deductible expenses, 10(1.1)
 - • deceased taxpayer's, 70(5.2)
 - • meaning of, *see* “defined” (above)
 - • not depreciable, Reg. 1102(2)
 - • rent paid before acquisition, deemed depreciable property, 13(5.2)(c)
 - • tillage of soil, 248(1)“farming”
- unproductive
 - • limitation on deductibility of expenses, 18(2)
 - • used in farming business, *see also* Farm land
 - • disposition of
 - • • loss, added to cost base, 111(6)
 - • • transferred to child on death, 70(9)
 - • used in farming business of partnership
 - • disposition of, 101

Land drainage system, deduction, 30

Land registry

- lien on property for various debts owing, 223(5)–(11)

Landfill gas

- defined, Reg. 1104(13)

- included in eligible waste fuel, Reg. 1104(13)“eligible waste fuel”

Landscaping grounds

- deductible expense, 20(1)(aa)

Lapse-supported policy

- defined, Reg. 1408(1)

Large corporation

- appeal by, only on grounds raised in objection, 169(2.1)
- capital tax on, *see* Large corporations tax (Part I.3)
- defined, 225.1(8)
- notice of objection, requirements, 165(1.11)–(1.14)
- R&D investment tax credits limited, 127(10.2)
- required to remit ½ of taxes in dispute, 164(1.1)(d)(ii), 225.1(7)
- required to remit source withholdings through financial institution, 153(1), Reg. 110
 - • exception, 153(1.4)
 - • small business deduction limited, 125(5.1)(a)

Large corporations tax (Part I.3), 181–181.71 (before 2006)

Large employer

- required to remit source withholdings through financial institution, 153(1), Reg. 110
 - • exception, 153(1.4)

Large print-on-screen device, for use by blind person

- disability supports deduction, 64(a)A(ii)(C)
- medical expense credit, Reg. 5700(o)

Laryngeal speaking aid, as medical expense, 118.2(2)(i)

Laser-disk, *see* Digital video disk (DVD)

Last, capital cost allowance, Reg. Sch. II:Cl. 12(d)

Late-filed elections or documents

- detail on notice of objection, 165(1.12)
- generally, 220(3.2), Reg. 600
- resource taxation, 66(12.74)–(12.75)
- s. 85 rollover, 85(7)–(8)
- to trigger capital gain before corporation goes public, 48.1(3)

Late-filed return

- penalty, 162(1), 235

Lather (interior systems mechanic)

- apprenticeship job creation credit, 127(9)“investment tax credit”

Lavrinenko case overruled, 122.6“shared-custody parent”(b)

Law Society

- bar admission examination fees, tuition credit, 118.5(1)(d)
- membership fees, deductible to employee, 8(1)(i)(i)

Lawyer

- appointed a judge, deferral of income, 24.1 [repealed]
- books and records required to be kept, 230(2.1)
- defined, 232(1), 248(1)
- examination fees to qualify as, tuition credit, 118.5(1)(d)
- incorporated, *see* Professional corporation
- income of, *see* Professional practice
- misrepresentation by, penalty, 163.2
- partnership, *see* Professional partnership
- solicitor-client privilege, 232
- trust account of, excepted from rule that trust paying no tax must file T3, 150(1.2)(c), 150(1.4)

Lead performer (for Canadian film/video tax credit)

- defined, Reg. 1106(8)(a)

Lead voice (for Canadian film/video tax credit)

- defined, Reg. 1106(8)(b)

Leads (given to CRA), *see* Informant payments (for leads on international tax evasion)

Leaf tobacco

- processing, exempt from tobacco manufacturers' surtax, 182(2)“exempt activity”(b)

Learning disability

- tutoring for
- disability supports deduction, 64(a)(ii)(H)
- medical expense credit, 118.2(2)(1.91)

Lease

- financing, *see* Direct financing lease
- option to purchase, *see* Option

Lease cancellation payment, 13(5.5), 20(1)(z), (z.1)

- amalgamation, on, 87(2)(j.5)
- limitation on deductibility, 18(1)(q)

Lease financing amount

- defined, for interest deduction restrictions, 18.2(1)
- subject to deduction restrictions, 18.2(1)“interest and financing expenses”A(f)

Lease inducement payments

- taxable as income, 12(1)(x)

Lease-leaseback arrangement

- rental payments included in cost for CCA, 13(5.4)

Lease obligation

- defined, for FAPI rules, 95(1)
- income of foreign affiliate from, 95(2)(a.3)

Leasehold interest, *see also* Interest (in property, etc.)

- capital cost allowance, Reg. 1100(1)(b), 1102(4)–(6), Reg. Sch. II:Cl. 13, Reg. Sch. III
- deemed disposition of, 13(5.1)
- property acquired, rules, 13(5.1)
- separate classes, Reg. 1101(5h)

Leasing costs

- non-resident withholding tax, 212(1)(d)
- passenger vehicle
- limitation on deductibility, 67.3
- where more than one lessor, 67.4

Leasing properties

- amalgamations, 16.1(4)
- assignments, 16.1(2), (3)
- capital cost allowance, Reg. 1100(15)–(20), 1101(5c)
- defined, Reg. 1100(17)–(20)
- non-arm’s length exception, Reg. 1102(20)
- minimum tax, 127.52(1)(b), (c.2)(ii), 127.52(3)“rental or leasing property”
- replacement property, 16.1(5)–(7)
- rules re, 16.1
- rules where election filed, 16.1(1)–(4)
- subleases, 16.1(2), (3)
- windings-up, 16.1(4)

Leave of absence, *see* Sabbatical arrangement

Leaving Canada, *see* Ceasing to be resident in Canada

Lebanon, *see also* Foreign government

- universities, gifts to, Reg. Sch. VIII, s. 9

Legal costs, *see also* Court: costs

- collecting or establishing right to pension benefit
- deduction for, 60(o.1)
- reimbursement of, taxable, 56(1)(l.1)
- collecting or establishing right to retiring allowance or severance pay
- deduction for, 60(o.1)
- reimbursement of, taxable, 56(1)(l.1)
- collecting or establishing right to wages
- deduction for, 8(1)(b)
- reimbursement of, taxable, 6(1)(j)
- conducting appeal, of, 60(o)
- deductible, 8(1)(b), 20(1)(e), 20(1)(cc), 60(o), (o.1), 62(3)(f), 118.2(2)(l.1)(i)
- financing, 20(1)(e)
- income when awarded or reimbursed, 6(1)(j), 56(1)(l), (l.1)
- lobbying, 20(1)(cc)
- moving expenses, 62(3)(f)

- objecting to assessment, 60(o)
- objecting to determination, 152(1.2)
- purchase of new home, 62(3)(f)
- relating to organ or bone marrow transplant, 118.2(2)(l.1)(i)
- representation expenses, 20(1)(cc)
- seizure of chattels, 225(2), (4)

Legal documents

- cost of revising for change of address, deduction, 62(3)(f)

Legal owner (bare trustee)

- defined, 150(1.31)(a)(i)

Legal representative

- appropriation of property by, 159(3.1)
- clearance certificate, 159(2)
- defined, 248(1)
- liability for taxpayer’s obligations, 159(1), (3)
- obligations of, 159(1)

Legal representative of deceased taxpayer

- application to Minister re vesting of properties, 70(5.2), (6), (9), (9.2)
- election re amounts receivable, 70(2)
- revocation of, 70(4)
- election re losses, 164(6)
- reassessment, 152(6)
- election re payment of tax in instalments, 159(5)–(7)
- election re reserves, 72(2)
- information return, Reg. 206
- return of income, when due, 70(7)

Legislation

- amendment of, *see* Amendment
- citation of, *Interpretation Act* s. 40
- deemed remedial, *Interpretation Act* s. 12
- definitions, effect of, *Interpretation Act* s. 15
- headings or titles, *Interpretation Act* s. 14
- in-force date, *see* Amendments: when in force
- interpretation of, *Interpretation Act*
- marginal notes, *Interpretation Act* s. 14
- repeal of, *Interpretation Act* s. 43–45
- titles of sections, *see* Marginal notes

Legislative assembly (or Legislature)

- defined, *Interpretation Act* s. 35(1)
- member of, expense allowance exempt, 81(2) [before 2019]

Lehigh Cement case overruled, 212(1)(b)(i)(B)

Lending asset, *see also* Specified debt obligation

- cost amount of, 248(1)“cost amount”(d.1)
- defined, 248(1)
- for FAPI purposes, 95(1)“lending of money” closing words

Lending of money, *see also* Loan

- defined, for FAPI rules, 95(1)

Lesbian couples, *see* Common-law partner

Level-yield method (for allocation return from specified debt obligation)

- defined, Reg. 9102(2)

Leveraged insured annuity, *see* LIA policy

Leveraged leasing, CCA restrictions, Reg. 1100(15)–(20)

Lewin case overruled, 214(3)(f)(i)(C)

Liabilities

- determination of, for debt forgiveness reserve, 61.3(1)(b)(C)(ii)

Liability for incurred claims

- defined, 138(12), Reg. 1408(1), Reg. 2400(1)

Liability for remaining coverage

- defined, 138(12), Reg. 1408(1), Reg. 2400(1)

Liability for tax

- alternative minimum tax, 127.5
- failure to withhold tax on payment to non-resident, 215(6)
- general, 2

Topical Index

Liability for tax (*cont'd*)

- income from property transferred at non-arm's length, on, 160(1)–(3)
- income-splitting tax, 120.4(2)
- income trusts distributions tax, 122(1)(b)
- joint and several
 - assessment of, 160.1(3)
- charitable organization and charitable foundation, 188(4)
- charity making gift to second charity to delay expenditures, 188.1(11)
- charity revocation tax, 188(2)
- debt forgiveness reserve, asset transfer, 160.4
- debtor and transferee following transfer of forgiven amount, 80.04(11)
- directors and corporation, source withholdings and other amount, 227.1
- excessive election re capital dividend or capital gains dividend, 185(4), (6)
- excessive eligible dividend designation, 185.2(3), (5)
- GST credit overpayment, 160.1(1.1)
- income-splitting tax, 160(1.2)
- intergenerational business transfers, 160(1.5)
- legal representative and taxpayer, 159(1)
- non-resident trust, Canadian beneficiary and contributor, 94(3)(d)(i)
- Part III tax, 185(4), (6)
- Part III.1 tax, 185.2(3), (5)
- payor and non-resident, withholding tax, 227(8.1)
- person responsible for withholding taxes, 227(5)
- property transferred not at arm's length, 160(1)
- property transferred to use other taxpayer's benefit, 160(1.1)
- RCA benefits received by another, 160.3
- RRIF, amounts received under, 160.2(2)
- RRSP, amounts received under, 160.2(1)
- reportable avoidance transactions penalty, 237.3(9), (10)
- secured creditor, for remittances, 227(5.2)–(5.4) (1995 draft, abandoned)
- transferred Part VI.1 tax, 191.3(1)(e)
- trustee and person whose property is being managed, withholding, 227(5), (5.1)
- trustee in bankruptcy and bankrupt corporation, 128(1)(e)
- UI premium tax credit, 160.1(2.2)
- minimum tax, 127.5
- non-resident corporation
 - carrying on business in Canada, 219
- not affected by incorrect assessment, 152(3)
- Part I, 2
 - Part I.1, 180.1(1)
 - Part I.2, 180.2(2)
- Part II, 182(1)
 - Part II.1, 183.1(2)
 - Part II.2, 183.3(2)
- Part III, 184
 - Part III.1, 185.2
- Part IV, 186(1)
 - Part IV.1, 187.2, 187.3(1)
- Part V, 188
 - Part VI, 190.1(1), (1.1), (1.2)
 - Part VI.1, 191.1(1)
 - Part VI.2 (for 2022), 191.5(2)
- Part IX, 196(1)
 - Part IX.1, 197(2)
- Part X, 198(1), (3), 199(1), 201
 - Part X.1, 204.1
 - Part X.2 [before 2027], 204.6
 - Part X.3, 204.82(1)–(3), (5), (6), 204.841
 - Part X.4 tax, 204.91
 - Part X.5 tax, 204.94(2)
- Part XI.01, 207.02, 207.021, 207.03, 207.04(1), (6), 207.05(1), (3)
- Part XI.1, 207.1
- Part XI.2, 207.3
- Part XI.3, 207.7(1)
- Part XI.4, 207.8(2)
- Part XI.5, 207.9(2)
- Part XII.1, 209(2)
- Part XII.2, 210.2(1), (2)
- Part XII.3, 211.1(1)
- Part XII.4, 211.6(2)
- Part XII.5, 211.8(1), 211.81
- Part XII.6, 211.91(1)
- Part XII.7, 211.92
- Part XIII, 212
 - Part XIII.1, 218.2(1)
 - Part XIII.2, 218.3(2)
- Part XIV, 219
- partnerships distributions tax, 197(2)
- transfer of property to spouse or minor, 160(1)
- trustee, etc., 159

Library books

- capital cost allowance, Reg. Sch. II:Cl. 12(a)

License

- capital cost allowance, Reg. 1100(1)(c), Reg. Sch. II:Cl. 14
- representation expense, 13(12), 20(1)(cc), 20(9)

Licensed annuities provider

- defined, 147(1), 248(1)
- FHSA-eligible investments, 207.01(1)“qualified investment”(b) [before 2027], (g) [after 2026]
- RDSP-eligible investments, 146.4(1)“qualified investment”(c) [before 2027], 207.01(1)“qualified investment”(g), (i) [after 2026]
- RESP-eligible investments, 146.1(1)“qualified investment”(c) [before 2027], 207.01(1)“qualified investment”(g) [after 2026]
- RRIF-eligible investments, 146.3(1)“qualified investment”(b.1), (b.2) [before 2027], 207.01(1)“qualified investment”(g), (j) [after 2026]
- RRSP-eligible investments, 146(1)“qualified investment”(c)–(c.2) [before 2027], 207.01(1)“qualified investment”(g), (k) [after 2026]
- TFSA-eligible investments, 207.01(1)“qualified investment”(b) [before 2027], (g) [after 2026]

Licensing of property

- defined, for FAPI rules, 95(1)

Lieutenant governor

- defined, *Interpretation Act* 35(1)
- pension plan, Reg. 8309
- RRSP contribution room, Reg. 8309(1)

Life annuity

- for disabled person, rollover to RRSP, 60.011(2)(b)

Life estate in real property

- defined, 43.1(1)
- effect of retaining, 43.1(1)
- termination of, 43.1(2), 53(1)(o)

Life income fund, *see* Registered retirement income fund

Life insurance, *see also* Life insurance corporation; Life insurance policy

- business, defined, 248(1)
- definitions, 148(9)
- group plan, whether premiums an employment benefit, 6(1)(a)(i), 6(4)
- net cost of pure insurance, Reg. 308
- policy, *see* Life insurance policy
- policy loan, *see* Policy loan (life insurance)
- policyholder
 - “adjusted cost basis” of policy, 148(9)“adjusted cost basis”
 - “child” of, 148(9)
 - deemed dispositions, 148(2)

Topical Index

Life insurance (*cont'd*)

- disposition of interest at non-arm's length, 148(7), (8)
- disposition of part of interest, 148(4)
- income from disposition of interest in policy, 148(1), (4)
- premiums, *see* Premium
- proceeds received as annuity, 148(6)
- "relevant authority" defined, 148(9)
- rules re certain policies, 148(3)

Life insurance capital dividend, *see also* Capital dividend account

- brought into capital dividend account, 89(1)"capital dividend account"(e)
- defined, 248(1)

Life insurance corporation, *see also* Insurance corporation

- accounting rule changes, transitional rules, 138(16)–(25)
- accumulated 1968 deficit, defined, 138(12)
- additional taxes on, 123.6 [annual], 191.5 [2022 only]
- building under construction etc., amount included in income re, 138(4.4)–(4.6), Reg. 2410
- capital gain on pre-1969 property, 138(11.2)
- capital tax, 190.1(1)
- change in use rules, 138(11.3), (11.4), (11.41), (11.6); ITAR 26(17.1)
- computation of income, 138(1)–(6)
- deductions, 138(3), Reg. 1401
- Part XII.3 tax, 138(3)(g)
- deemed a public corporation, 141(2)
- defined, 248(1)
- definitions, 138(12)
- demutualization, 139.1
- dividends from taxable corporations, 138(6)
- foreign taxes not deductible, 138(5.1), (8)
- identical properties of, 138(11.1)
- information returns, Reg. 217
- maximum tax actuarial reserve, 138(12)
- non-resident, 219(4)–(8), Reg. 2401
- branch tax elections, Reg. 2403
- provincial, conversion to mutual corporation, 139
- real property, vacant or under development, amount included in income re, 138(4.4)–(4.6) Reg. 2410
- "relevant authority" defined, 138(12)
- reserves, 138(3)(a), Reg. 1400–1408
- unpaid claims, 138(3)(a)(ii) [repealed]
- rules applicable to, 138
- segregated funds of, 138.1, Reg. 6100
- surtaxes on, 123.6 [annual], 191.5 [2022 only]
- tax on investment income, 211–211.5
- Canadian life investment income, 211.1(3)
- interest on overdue tax, 211.5
- payment of tax, 211.4, 211.5
- rate of tax, 211.1(1)
- return, 211.2
- taxable Canadian life investment income, 211.1(2)
- taxable income of, 138(7)
- transitional rules for accounting rule changes, 138(16)–(25)

Life insurance policy, *see also* Annuity contract

- accrued income, 12.2
- amounts included in income on anniversary, 12.2(1)
- anniversary day, defined, 12.2(11)
- deduction for over-accrual, 20(20)
- acquisition costs of
- not deductible to insurer, 18(9.02)
- "adjusted cost basis" of, to policyholder, 148(9)
- anniversary day, defined, 12.2(11)
- annuity, proceeds received as, 148(6)
- charity designated as beneficiary, 118.1(5.2)(a)
- corporation beneficiary under, where, 89(2)
- deemed disposition of, 148(2)

- defined, 12.2(10), 138(4.01), 138(12), 211(1), 248(1), Reg. 1408(1)
- in Canada, 138(12), 211(1), 248(1), Reg. 1408(1)
- registered, 211(1)
- disposition by non-resident
- certificate, 116(5.2)
- presumption, 116(5.4)
- purchaser liable for tax, 116(5.3)
- rules, 116(5.1)
- disposition of
- amount included in income, 148(1.1)
- deduction, 20(20)
- defined, 148(9)"disposition", 248(1)"disposition"(b.1)
- no capital gain, 39(1)(a)(iii)
- no capital loss, 39(1)(b)(ii)
- non-arm's length, 148(7), (8)
- policyholder's income, 148(1), (4)
- proceeds of
- defined, 148(9)"proceeds of the disposition"
- income, 56(1)(j)
- distribution of proceeds
- by corporation, 89(1)"capital dividend account"(d)(iii)
- by partnership, 53(1)(e)(iii)
- dividends, 148(2)
- enhanced capital gains deduction, effect on, 110.6(15)
- exempt policy, Reg. 306
- defined, 12.2(11)
- group term, defined, 248(1)
- in Canada, defined, 138(12), 211(1), 248(1), Reg. 310, 1408(1)
- income from, 148
- interest in
- amount to be included, 12.2(1)
- owned under deferred profit sharing plan, 198(6)–(8)
- "value" defined, 148(9)"value"
- life annuity contract, 148(10)
- loan, *see* Policy loan (life insurance)
- mortality gains and losses, Reg. 308
- net cost of pure insurance, Reg. 308
- participating, *see* Participating life insurance policy
- premium, *see* Premium
- "prescribed increase" in benefit on death under, Reg. 309(2)
- prescribed premium, rules, Reg. 309
- proceeds of the disposition of, defined, 148(9)
- retirement compensation arrangement funded by, 207.6(2)
- riders, 12.2(10)
- rollover
- to child, 148(8)
- to spouse, 148(8.1), (8.2)
- segregated fund, 138.1, Reg. 6100
- defined, 138(12)
- "tax anniversary date" defined, 148(9)
- third anniversary amounts, defined, 12.2(11)"anniversary day"
- transfer not at arm's length, 89(1)"capital dividend account"(d)(v), 148(7)
- transfer to child, 148(8)
- transfer to spouse
- breakdown of marriage, on, 148(8.1)
- death, on, 148(8.2)
- value of, for valuing shares etc. on death, emigration or immigration, 70(5.3)

Life insurance policy in Canada, *see* Life insurance policy: in Canada

Life insurer, *see also* Life insurance corporation

- defined, 248(1)

Life interest, *see* Life estate in real property

Life interest trust, *see* Alter ego trust; Joint spousal or common-law partner trust; Trust or estate: spouse

Topical Index

Lifelong Learning Plan, 146.02

- definitions, 146.01(1)
- income inclusions, 56(1)(h.2), 146.02(4)–(6)
- repayment of amount borrowed from RRSP, 146.02(3)
- withdrawal of funds from RRSP, 146(8), Reg. 104.1
- within 90 days of contribution, deduction disallowed, 146(5)(a)(iv.1), 146(5.1)(a)(iv)
- withholding exemption, Reg. 104.1

Lifetime benefit trust

- defined, 60.011(1)

Lifetime disability assistance payments

- defined, 146.4(1)

Lifetime retirement benefits

- defined, Reg. 8500(1)

Lift, power-operated (for wheelchair etc.)

- medical expense, Reg. 5700(m)

Lift truck, industrial

- capital cost allowance, Reg. Sch. II:Cl. 29, Sch. II:Cl. 40

Limitation of benefits rule, Canada-U.S. Tax Treaty:Art. XXIX-A

Limitation periods, *see also* Filing deadlines; Reassessment; Statute-barred debt, deemed settled

- collection of tax debt, 10 years, 222(4)
- prosecution for offences, 244(4)
- requesting adjustment to past return, 10 years, 152(4.2)
- requesting past Canada Child Benefit, 10 years, 122.62(2)
- requesting refund of past year, 10 years, 164(1.5)
- requesting waiver of interest or penalty, 10 years, 220(3.1)

Limited-dividend housing company

- defined, Reg. 3700
- exemption, 149(1)(n)

Limited liability company (U.S.)

- equity interests treated as shares, 93.2(2)
- look-through for treaty purposes, Canada-U.S. Tax Treaty:Art. IV:6
- treated as corporation, 248(1)“corporation”
- treated as foreign affiliate, Reg. 5907(11.2)(b)

Limited liability partnership

- at-risk rules inapplicable, 96(2.4)(a)
- capital gain not triggered by negative ACB, 40(3.14)(a)
- United Kingdom, Canada-UK treaty Interpretative Protocol (2014)

Limited partner, *see also* Limited partnership; Specified member (of partnership)

- at-risk rules, 96(2.1)–(2.7)
- deemed capital gain on negative adjusted cost base, 40(3.1)(a)
- deemed not to carry on partnership’s business, 253.1
- defined, 96(2.4)
- for clean economy ITC allocation, 127.47(1)
- for investment tax credit, 127(8.5)
- for minimum tax purposes, 127.52(3)
- for partnership interest negative ACB, 40(3.14)
- for tax shelter investments, 143.2(1)
- investment tax credit, 127(8.1)
- CCUS (carbon capture) credit, 127.44(11)
- limit on cost of investment, 143.2(1)“tax shelter investment”(b), 143.2(6)
- minimum tax, 127.52(1)(c.1)
- research and development losses, 96(1)(g)
- resource expenses, 66.8

Limited partnership, *see also* Limited partner; Partnership; Tax shelter: investment

- deemed not a business of the partner, 253.1
- losses, *see* Limited partnership losses
- mutual fund commissions financing, 18.1
- service of documents on, 244(20)(b)(ii)(A)
- unit
- small business investment, Reg. 5102

Limited partnership losses, *see also* Limited partnership

- adjusted cost base of partnership interest, reduction for, 53(2)(c)(i.1)
- amalgamation, on, 87(2.1)(a), (b)
- at-risk amount, 96(2.1)
- artificial transactions to increase, 96(2.6), (2.7)
- defined, 96(2.2)
- carryforward of, 111(1)(e)
- deductibility, 96(2.1)
- limitation on, 111(3)(a)
- defined, 96(2.1), 248(1)
- determination of, by Minister, 152(1.1), (1.2), (1.3)
- minimum tax, 127.52(1)(c.1)
- order of deduction, 111(3)(b)
- partnership interest acquired by subsequent person, 96(2.3)
- winding-up, on, 88(1.1)

Limited partnership unit, *see* Limited partnership: unit

Limited-recourse amount

- defined, for tax shelter investments, 143.2(1), (7)

Limited-recourse debt

- application to definition of tax shelter, 237.1(1)“gifting arrangement”(b)
- application to determination of advantage received, 248(32)(b)
- defined, 143.2(6.1)
- repayment of, 248(34)

Linefill

- in pipeline, no CCA, Reg. 1102(1)(k)

Linen

- capital cost allowance, Reg. Sch. II:Cl. 12(g)

Linked note

- sale of
- deemed interest inclusion, 20(14.2)
- information return, Reg. 201(1)(g)

Lipson (2012 TCC) case overruled, 248(1)“trust”

Liquefaction of natural gas, *see also* Eligible liquefaction facility

- income from, determination of, Reg. 1104(18)

Liquefied natural gas

- facility for, *see* Eligible liquefaction facility

Liquid biofuel

- defined, Reg. 1104(13)
- for clean technology credit, 127.45(1), Reg. 1104(13)

Liquidation entitlement

- defined
- capital gains deduction, Reg. 6205(1)(a)(i)(B), 6205(4)(b)
- flow-through shares, Reg. 6202.1(1)(a)(ii), 6202.1(1.1)(a), 6202.1(3)(b)
- taxable preferred shares, 248(1)“taxable preferred share”(b)(ii)
- taxable RFI shares, 248(1)“taxable RFI share”(b)

Liquidator, *see also* Legal representative

- certificate before distribution, 159(2)
- deemed to be legal representative, 248(1)“legal representative”
- obligations of, 159
- return required by, 150(3)
- withholding tax, liability for, 227(5), (5.1)

List of taxes and tax rates, *see* Rates of tax

Listed country

- for foreign affiliate purposes, Reg. 5907(11)–(11.2)

Listed election

- defined, Reg. 5911(2)

Listed financial institution

- defined
- for Canadian reporting of US persons’ interests in accounts, 263(1)

Listed international agreement

- disclosure of information as permitted by, 241(4)(e)(xii)

Topical Index

Listed personal property, *see also* Art; Personal-use property

- defined, 54
- loss from
 - defined, 41(3)
 - reassessment, 152(6)(b)
- usable only against LPP gains, 3(b)(ii), 41(2)
- net gain from disposition, 41(2)

Listed securities, *see* Publicly-traded securities

Listed terrorist entity

- ceasing to be, 149.1(1.02)
- defined, 149.1(1)
- individual ineligible to be director of charity, 149.1(1)“ineligible individual”(e)–(h)
- revocation of charity, 168(3.1)
- deemed year-end on notice of revocation, 188(1)

Literary work, copyright royalties

- no withholding tax, 212(1)(b)(vi), 212(9)(b)

Lithium

- brine well, included in “mine”, 66(21)
- clean technology manufacturing ITC, 127.49(1)“qualifying material”(a)
- critical mineral, 127(9)“critical mineral”
- extraction from brines, 66(15)“Canadian development expense”(c.2), (d)
- production / manufacturing / marketing, 66(15)“principal-business corporation”(f.1), (g)
- whether mineral resource, 248(1)“mineral resource”(d)

Lithium from brine

- included in mineral deposit, 248(1)“mineral resource”(d)(ii)
- included in minerals for CDE, 66(21), 66.2(5)“Canadian development expense”(c.2), (d)
- included in minerals for CEE, 66(15)“principal-business corporation”(f.1), (g), 66(21)
- well for extracting, deemed mine for CDE, CEE, 66(21)

Litigation, costs of, *see* Court: costs

Little Egypt bump

- prevention of, 98(5)(d) [repealed]

Liver extract, as medical expense, 118.2(2)(k)

Livestock

- destruction of
 - deferral of income from, 80.3(2)
 - exceptions, 80.3(6)
 - inclusion of deferred amount, 80.3(3)
 - amalgamation, on, 87(2)(tt)
- exhibiting and raising, 248(1)“farming”
- sales of, in prescribed drought or flood region, *see* Drought or flood region: prescribed

Living together, deemed spouses, *see* Common-law partner

Loan, *see also* Borrowed money; Debt; Interest (money)

- acquired in ordinary course of business of insurer or moneylender, 20(27)
- back-to-back, to spouse or minor, 74.5(6)
- charity, by, 118.1(16)
- corporation to, to reduce income, 74.4(2)
- outstanding amount, 74.4(3)
- cost amount of, 248(1)“cost amount”(d.1)
- employee, to, included in income, 6(9), 80.4(1)
- foreign affiliate’s income from, 95(2)(a.3)
- forgiveness of, *see* Debt forgiveness
- guarantee fee, deductible, 20(1)(e)
- home purchase, *see* Home purchase loan
- interest-free or low-interest
 - to child, 74.1(2)
 - to employee, 80.4(1)
 - to non-arm’s length person, 56(4.1)
 - to non-resident, 17
 - to shareholder, 15(2)–(2.6)
 - to spouse, 74.1(1)

- inventory write-down restricted, 18(1)(s)
- minor, to, 74.1(2), 74.5(6)–(11)
 - for value, 74.5, (2)
- repayment of, 74.1(3)
- non-arm’s length person, to, 56(4.1)–(4.3)
- used to repay existing indebtedness, 56(4.3)
- non-resident, to, by corporation, 17
- partnership interest, of, 96(1.8)
- personal services business, to
 - inclusion in income, 12(1)(w)
- policy, repayment of, 60(s)
- reduction in value of
 - limitation on deduction re, 18(1)(s)
- related person, to, *see* non-arm’s length person (*above*)
- shareholder, to, by corporation, 15(2)–(2.6), 80.4(2)
 - back-to-back rules, 15(2.16)–(2.192)
 - capacity test, 15(2.4)(e)
 - deemed benefit, 15(9)
 - exception for “pertinent loan or indebtedness”, 15(2.11), 17.1
 - forgiveness of, 15(1.2)
 - from foreign affiliate, 90(6)–(15)
 - non-residents, 15(2.2), (8), 227(6.1)
 - persons connected with, 80.4(8)
 - repayment of, 20(1)(j)
- spouse, to, 74.1(1)
 - for value, 74.5(2)
 - repayment of, 74.1(3)
- value, for, to non-arm’s length person, 56(4.2)
- wholly-owned subsidiary, to, 17, 218

Loanbacks

- property or money donated to charity, 118.1(16)

Lobbying, *see* Representation expenses

Local

- of union, deemed same employer as union, 252.1

Local Lockdown Program (COVID-19)

- wage and rent subsidies, 125.7(1)“base percentage”(l)(i)(B)(II), (m)(i)(B)(II)

Lockdown support (COVID-19), 125.7(2.1)B

Locked-in annuity

- held by RRIF, 146.3(1)“qualified investment”(b.2) [before 2027], 207.01(1)“qualified investment”(j) [after 2026]

Locked-in retirement account, 147.3(1)

Locomotive, *see* Railway: locomotive

Lodge, expense of, not deductible, 18(1)(l)

Lodging, *see* Board and lodging

Logging equipment, Reg. Sch. II:Cl. 10(o)

Logging operations

- income from, in the province, defined, 127(2)“income for the year from logging operations in the province”

Logging property

- investment tax credit, 127(9)“qualified property”(c)(iii)

Logging tax

- deduction from income tax, 127(1), Reg. Part VII
- defined, 127(2)
- provincial legislation imposing, Reg. 700(3)
- rules applicable to, 127(1)

Long-haul truck

- defined, for meals percentages, 67.1(5)

Long-haul truck driver

- defined, 67.1(5)
- food and beverages, percentage allowed, 67.1(1.1)

“Long-term debt” defined, 181(1), 190(1)

Long-term resident

- defined, Canada-U.S. Tax Treaty:Fifth Protocol (2007), Annex B, para. 11

Topical Index

Look-back rule (for flow-through shares)

- interest charged as tax, 211.91(1)
- renunciation permitted, 66(12.66)(a.1)

Look-through rule (for partnerships), *see* Tiers of partnerships

Loss(es)

- amalgamation, on, 87(2.1)
- capital, *see* Capital loss
- carryback, *see* Carryback
- carryforward, *see* Carryforward
- carryover of, 111
 - corporation or trust, by, 111(5)–(5.5)
 - anti-avoidance provision, 111(5.5)(b)
 - change in control of corporation, 111(4)
 - farming business, from, 111(1)(c), (d), 111(6), (7)
 - restricted, for corporation becoming or ceasing to be exempt, 149(10)(c)
- defined, for disposition of specified debt obligation, Reg. 9200
- determination of, by Minister, 152(1.1), (1.2), (1.3)
- disposition of debt in exchange for replacement obligation, 40(2)(e.2)
- disposition of debt owing by related person, deemed nil, 40(2)(e.1)
- disposition of share of, foreign affiliate, on, 93(2)–(4)
- farm, defined, 111(8)
- farming, *see also* Farm loss
 - after land disposed of, 111(6)
 - carryover of, 111(1)(d)
 - deduction limited, 31
 - effect on cost base of land, 53(1)(i)
 - limitation on deductibility, 111(3), (6), (7)
 - partnership, of, 101, 111(7)
 - reduction on debt forgiveness, 80(3)(b), (c)
 - restricted farm loss, *see* Restricted farm loss
- fishing, 111(8)“farm loss”A(a)(i), *see also* Farm loss
- foreign affiliate, of
 - deductible, Reg. 5903
 - defined, Reg. 5907(1)
- foreign bank’s Canadian affiliate, 142.7(12)
- housing, *see* Housing loss
- insurer’s, 138(2)
- limitations on deductibility, 111(3), *see also* Stop-loss rules
- net capital, *see* Net capital loss
- non-capital, *see* Non-capital loss
- office or employment, from, 5(2)
- order of reduction, on settlement of debt, 80(2)
- place, from sources in, 4
- post-emigration, 128.1(8)
- reduction of, on property previously owned by trust, 107(6)
- restrictions on deductibility, *see* Loss restriction event; Stop-loss rules
- share that is capital property, on, 112(3), (4)
- source, from, 4
- stop-loss rules, *see* Stop-loss rules
- superficial
 - business of lending money, 18(13), (15)
 - capital property, 40(2)(g)(i), 54
 - defined, 54
 - inventory held as adventure in nature of trade, 18(14)–(16)
 - terminal
 - deduction for, 20(16)
 - no deduction re motor vehicle, 20(16.1)
 - transfer of, *see* Suspension of losses; Transfer of losses
 - windup, on, 88(1.1)

Loss of income source, deduction for interest expense, 20.1

Loss offset program, *see* Fuel tax rebate (1992–1999)

Loss restriction event, *see also* Control of corporation: change of

- deemed acquisition of control of corporation, 256(7), (8)

- deemed year-end, 249(4)
- defined, 251.2
- loss carryovers restricted
 - bad debts, 111(5.3), (5.5)
 - business losses, 111(5)
 - capital losses, 40(3.4)(b)(iii), 53(2)(b.2), 111(4), (5.5), 111(8)“net capital loss”C(c), 111(12)
 - cumulative unused excess capacity (for interest deduction restrictions), 111(5.01)
 - debt forgiveness, 80(1)“relevant loss balance”(b), 80(1)“unrecognized loss”, 80(15)(c)(iv), 80.04(4)(h)
 - depreciable property, 13(21.2)(e)(iii)(D), 13(24), (25), 111(5.1), (5.5)
 - doubtful debts, 111(5.3)
 - farm losses, 111(5), (5.5)
 - foreign currency debt, 111(12)
 - interest deduction restrictions, 111(5), (5.01)
 - inventory, 10(10), (11)
 - investment tax credit, 127(9)“investment tax credit”(j), (k), 127(9.1), (9.2)
 - matchable expenditure rules, 18.1(1)(b)(ii)
 - net capital losses, *see* capital losses (above)
 - non-capital losses (business losses), 111(5)
 - resource expenditures, 66(11.4)–(11.6)
 - SR&ED expenditures, 37(1)(h), 37(6.1)
 - superficial loss, 54“superficial loss”(f)
 - undepreciated capital cost, 111(5.1)

Lottery

- capital gain or loss nil, 40(2)(f)
- cost of prize won is its fair market value, 52(4)
- prize winnings, not taxed (no taxing provision)

Low RTF amount

- defined, 89(1)“capital dividend account”(h)(ii)

Low rate income pool

- after amalgamation, 87(2)(ww), 89(9)
- after windup, 87(2)(ww), 88(1)(e.2)(ix), 89(10)
- defined, 89(1), 248(1)
 - addition on amalgamation, 87(2)(ww), 89(9)
 - addition on ceasing to be CCPC, 89(8)
 - addition on windup, 87(2)(ww), 88(1)(e.2)(ix), 89(10)
- dividend paid from, 89(1)“eligible dividend”, “excessive eligible dividend designation”

Low threshold qualifying labour expenditure

- defined, 125.6(1)

Lower value account

- defined, for Common Reporting Standard, 270(1)

Lump-sum payment

- employment income
 - defined, Reg. 103(6)
 - withholding of tax, Reg. 103(4)
- retroactive spreading over past years
 - addition to tax for earlier years, 120.31
 - deduction in current year, 110.2

Lump-sum premium

- defined, Reg. 2700(1)

Luxembourg, *see also* Foreign government

- stock exchange recognized, 262

Luxury Items Tax, 18(1)(t)

- interest paid under, not deductible, 18(1)(t)(iv)

Luxury vehicle, *see* Luxury Items Tax; Passenger vehicle: luxury

M

M&P, *see* Manufacturing or processing: credit

METC, *see* Medical expenses [tax credit]; Mineral Exploration Tax Credit

MFPP, *see* Member-funded pension plan

MHRTC, *see* Multigenerational Home Renovation Tax Credit

MIB, *see* Majority-interest beneficiary

Topical Index

MIC, *see* Mortgage investment corporation

MIGB, *see* Majority-interest group of beneficiaries

MLI [Multilateral Instrument], *see before* Canada-US Tax Treaty

MNE group, *see* Multinational enterprise group

MP, *see* Member: Parliament

MPP, *see* Maximum participation period; Money purchase provision

MURB, *see* Multiple-unit residential buildings

Machine part, cutting or shaping

- capital cost allowance, Reg. Sch. II:Cl. 12(j)

Machinery and equipment

- capital cost allowance for, Reg. Sch. II:Cl. 8, Sch. II:Cl. 29

Machinist

- apprenticeship job creation credit, 127(9)“investment tax credit”

MacMillan Bloedel case overruled, 39(2) opening words

Magazine advertising

- limitation, 19.01

Magdalen Islands

- prescribed intermediate zone for northern residents’ deduction, Reg. 7303.1(2)

Magnesium, *see* Critical mineral

Mail

- notice of objection, 165(2)
- presumption re mailing date, 244(14)
- proof of service by, 244(5)
- receipt of things mailed, 248(7)

Maintenance, *see* Support payments (spousal or child)

Maintenance costs

- automobile, *see* Automobile: operating costs
- trust property, of, 105(2)

Majority-interest beneficiary

- defined, 251.1(3), 251.2(1)

Majority-interest group of beneficiaries

- defined, 251.1(3), 251.2(1)

Majority-interest group of partners

- defined, 251.1(3), 251.2(1)

Majority-interest partner

- acquisition of control of corporation that is, 13(24), 66(11.4)
- capital loss denied on disposition to partnership, 40(3.3), (3.4)
- defined, 248(1)

Malta, *see also* Foreign government

- film or video under treaty co-production, Reg. 1106(3)(e)

Management fee

- paid to non-resident, 212(1)(a)
- defined, 212(4)
- whether deductible, 67

Mandatory disclosure, 237.3, 237.4, 237.5, *see also* Notifiable transaction; Reportable transaction; Uncertain tax treatment

Manganese, *see* Critical mineral

Manitoba, *see also* Province

- labour-sponsored venture capital corporation of
 - prescribed, Reg. 6700(a)(iii), (xii)
 - recovery of LSVCC credit, 211.7
- *Mineral Exploration Incentive Program Act*, assistance under, Reg. 6202.1(5)“excluded obligation”(a)(i)
- northern, *see* Northern Canada
- prescribed stock savings plan, Reg. 6705(e)
- Rural Development Bonds, eligible for RRSP investment, Reg. 4900(1)(i.1)
- tax rates, *see* introductory pages

Manrell case overruled, 56.4

Manufacturing or processing

- assets, capital cost allowance, Reg. Sch. II:Cl. 43

- building used for, additional CCA, Reg. 1100(1)(a.1)
- business
 - deemed capital cost of property acquired for, 13(10)
 - new, in designated area
 - capital cost allowance for property used in, Reg. Sch. II:Cl. 21
- credit, 125.1, Reg. Part LII
- defined
 - for Class 29 CCA, Reg. 1104(9)
 - for investment tax credit, 127(11)(a)
 - for M&P credit, 125.1(3)“manufacturing or processing”
 - for manufacturing and processing credit, 125.1(3)“manufacturing or processing”
- property used in, capital cost allowance, Reg. 1102(15), (16), (16.1), Reg. Sch. II:Cl. 29, Sch. II:Cl. 39, Sch. II:Cl. 40, Sch. II:Cl. 43
- separate class for each property if election made, Reg. 1101(5s)
- tobacco, surtax on, 182, 183

Marginal notes

- effect of, *Interpretation Act* s. 14
- relevance to legislation, *Interpretation Act* s. 14

Marihuana, *see* Marijuana

Marijuana

- medical expense credit, 118.2(2)(u)

Marina relief (COVID), Reg. 8901.1(2)(b)(ix)(A)(III), *see also* Qualifying tourism or hospitality entity

Marine railway

- capital cost allowance, Reg. Sch. II:Cl. 7

Mark-to-market property, 142.5, *see also* Specified debt obligation

- amalgamation, effect of, 87(2)(e.4), (e.5)
- annual recognition of gain or loss, 142.5(2)
- cost amount of, 248(1)“cost amount”(c.1)
- debt obligation, interest on, 142.5(3)
- deemed disposition of, 142.5(2)
- defined, 142.2(1)
 - for stop-loss rules, 112(6)(c)
 - where election made re derivatives, 10.1(4)(a)
- disposition of
 - adjustment for dividends received, 112(5)–(5.2)
 - deemed
 - annual, 142.5(2)
 - on windup, 88(1)(i)
 - income treatment, 142.5(1)
 - no capital gain, 39(1)(a)(ii.2)
 - no capital loss, 39(1)(b)(ii)
- dividend deduction denied to financial institution, 112(2.01)–(2.03)
- mark-to-market treatment required, 142.5(2)
- rollover not permitted, 85(1.1)(g)(iii)
- stop-loss rules restricted, 112(5.6)
- superficial loss rule not applicable, 142.6(7)
- winding-up, effect of, 88(1)(a.3), (h), (i)

Mark-to-market treatment

- eligible derivative, by election, 10.1
- financial institution’s property, 142.5(2)

Markedly restricted

- defined, for disability credit, 118.3(1)

Marketing board

- patronage dividends where board used, 135(8)

Markevich case overruled, 222(3)–(10)

Marriage, *see also* Spouse; Common-law partner

- breakdown of, *see* Divorce and separation
- meaning of, *Civil Marriage Act* s. 2
- notice to CRA required for Canada Child Benefit purposes, 122.62(7)(a)
- same-sex, *see* Same-sex marriage

Topical Index

Married status

- tax credit, 118(1)B(a)
- limitation, 118(4)

MasterCard

- prescribed payment card corporation share, Reg. 9002.1(a)(i), (ii)

Master trust (or Pooled fund trust)

- defined, Reg. 4802(1.1)
- excluded from various trust rules, 108(1)“trust”(a)
- exemption from Part I tax, 149(1)(o.4)
- exemption from Part XII.2 tax, 210(2)(c)
- minimum tax not payable by, 127.55(f)(iii)
- rollover to new trust, 248(1)“disposition”(f)(vi)

Matchable expenditure

- deemed to be a tax shelter investment, 18.1(13)
- defined, 18.1(1)
- deduction restricted, 18.1(2)–(4)
- film shelters shut down, 18.1(17)
- non-arm’s length disposition, 18.1(8)–(10)
- reinsurance commissions excluded, 18.1(15)
- rules apply only to tax shelters, 18.1(16)

Matching rule, 18(9), *see also* Matchable expenditure

Material interest

- defined, 149.2(1)

Material transaction

- defined, for private foundations, 149.1(1), 149.2(2)

Maternity leave

- qualifying period for pension earnings, Reg. 8507(3)

Matrimonial regime, dissolution of, 248(22), (23)

Maturity

- registered retirement savings plan, of, 146(1)“maturity”

Maximum benefit rule

- for registered pension plan, Reg. 8504

Maximum participation period

- defined, 146.6(1)
- no deduction after MPP ends, 146.6(1)“annual FHSA limit”(c)(i)
- no deduction before MPP starts, 146.6(1)“FHSA carryforward”(c)

“May”

- meaning of, *Interpretation Act* s. 11

McCool case overruled, 20(1)(c)(ii)

McGillivray Restaurant case overruled, 256(5.11)

McNeilly case overruled, 118.2(2.21)

Meads v. Meads case, 2(1)

Meals, *see also* Entertainment expenses (and meals)

- employee’s, deduction limited, 8(4)

Mean Canadian investment fund

- defined, insurers, Reg. 2412

Mean Canadian outstanding premiums

- defined [repealed], Reg. 2400(1)

Mean Canadian reserve liabilities

- defined, insurers, Reg. 2400(1)

Mean maximum tax actuarial reserve

- defined, insurers, Reg. 2400(1)

Mean policy loans

- defined [repealed], Reg. 2400(1)

Mechanic, *see* Apprentice: mechanic

Media, *see* Journalism

Medical devices and equipment

- prescribed, 118.2(2)(m), Reg. 5700

Medical doctor, *see also* Physician

- certification for disability credit, 118.3(1)(a.2)
- defined, 118.4(2)
- examination fees to qualify as, tuition credit, 118.5(1)(d)

- fees of, medical expense credit, 118.2(2)(a)

- income of, *see* Professional practice

Medical expenses, 64, 118.2

- air conditioner, Reg. 5700(c.3)
- alarm for infant, Reg. 5700(r)
- altered auditory feedback device, Reg. 5700(z.1)
- ambulance, 118.2(2)(f)
- animal trained to assist impaired person, 118.2(2)(l)
- artificial eye, 118.2(2)(i)
- attendant care, 64(a)A(ii)(J), 118.2(2)(b), (b.1), (c)
- artificial limb, 118.2(2)(i)
- balance disorder, pressure pulse therapy device for, Reg. 5700(z.4)
- blind aids, *see* Blind person
- bliss symbol board, 64(a)A(ii)(N), Reg. 5700(x)
- blood sugar measuring device, Reg. 5700(s)
- bone marrow transplant, 118.2(2)(l.1)
- braille note-taker, 64(a)A(ii)(O), Reg. 5700(y)
- captioning services, 64(a)A(ii)(A), 118.2(2)(l.4)
- catheters and catheter trays, 118.2(2)(i.1)
- celiac disease patients, gluten-free food costs, 118.2(2)(r)
- closed-caption TV decoder, Reg. 5700(q)
- colostomy pad, 118.2(2)(i)
- cosmetic purposes, expenses disallowed, 118.2(2.1)
- credit for
 - non-refundable, 118.2
 - refundable, 122.51
- crutches, 118.2(2)(i)
- deaf-blind intervening services, 118.2(2)(l.44)
- deduction for, 64
- deemed, 118.2(3)
- deemed payment of, 118.2(4)
- defined, 118.2(2)
- denture costs, 118.2(2)(p)
- devices and equipment, Reg. 5700
- diapers for incontinence, 118.2(2)(i.1)
- driveway alterations, 118.2(2)(l.6)
- drugs, 118.2(2)(n), (s), Reg. 5701
- elastic support hose, Reg. 5700(u)
- electrotherapy device, Reg. 5700(z.2)
- extremity pump, Reg. 5700(u)
- eyeglasses, 118.2(2)(j)
- fertility treatment, 118.2(2)(a), 118.2(2.2)
- full-time attendant for physically or mentally impaired person, 118.2(2)(b), (c)
- gluten-free food costs, 118.2(2)(r)
- group home care, 118.2(2)(b.2)
- guide dog, 64(a)A(ii)(Y), 118.2(2)(l)
- hardwood flooring disallowed, 118.2(2)(l.2)(i), (ii), 118.2(2)(l.21)(i), (ii)
- Health Canada Special Access Programme, 118.2(2)(s), (t)
- hearing aid, 118.2(2)(i)
- hearing loss, rehabilitative therapy, 118.2(2)(l.3)
- home construction for disabled person, 118.2(2)(l.21)
- home renovations, 118.2(2)(l.2)
- duplicate claim of home accessibility tax credit permitted before 2026, 118.041(4)
- hospital bed, Reg. 5700(h)
- hot tub disallowed, 118.2(2)(l.2)(i), (ii), 118.2(2)(l.21)(i), (ii)
- ileostomy pad, 118.2(2)(i)
- *in vitro* treatment, 118.2(2)(a), 118.2(2.2)
- incontinence-related products, 118.2(2)(i.1)
- inductive coupling osteogenesis stimulator, Reg. 5700(v)
- infusion pump, Reg. 5700(s)
- insulin, 118.2(2)(k)
- iron lung, 118.2(2)(i)
- kidney machine, 118.2(2)(i)
- laboratory procedures, 118.2(2)(o)
- laryngeal speaking aid, 118.2(2)(i)

Topical Index

Medical expenses (*cont'd*)

- learning disability, tutoring, 64(a)A(ii)(H), 118.2(2)(l.91)
- limb brace, 118.2(2)(i)
- lip reading training, 118.2(2)(l.3)
- liver extract, injectible, 118.2(2)(k)
- marijuana, 118.2(2)(u)
- medical equipment and devices, 118.2(2)(i), (k)
 - prescribed, 118.2(2)(m)
- medical practitioners etc., references to, 118.4(2)
- mental or physical impairment, 118.2(2)(b)–(e), 118.3
 - transfer of unused credit to spouse, 118.8
- modifications to dwelling for physically impaired person, 118.2(2)(l.2)
- moving expenses, 118.2(2)(l.5)
- navigation device for low vision, Reg. 5700(z.5)
- notch provision, 118.2(1)D
- note-taking services, 64(a)A(ii)(F), 118.2(2)(l.41)
- optical scanner, 64(a)A(ii)(D), (Q)
- orthopaedic shoe, etc., Reg. 5700(e)
- oxygen concentrator, 118.2(2)(i)
- oxygen, oxygen tent and oxygen equipment, 118.2(2)(k)
- pacemaker, Reg. 5700(d)
- page turner, Reg. 5700(z), 64(a)A(ii)(P)
- partial dependency, 118.3(3)
- phototherapy equipment, 118.2(2)(i)
- prescribed devices and equipment, 118.2(2)(m), Reg. 5700
- pressure pulse therapy device, Reg. 5700(z.4)
- print reader, 64(a)A(ii)(D), (Q)
- private health services plan premiums, 118.2(2)(q)
 - employee contributions to employee life and health trust, 144.1(10)
- reading services, 118.2(2)(l.43)
- real-time captioning services, 64(a)A(ii)(A), 118.2(2)(l.4)
- refundable credit, additional, 122.51
- rehabilitative therapy for hearing/speech loss, 118.2(2)(l.3)
- reimbursed, 118.2(3)
 - by employer, 118.2(3)(a)
- rocking bed, 118.2(2)(i)
- sign language interpretation services, 64(a)A(ii)(A), 118.2(2)(l.4)
- sign language training, 118.2(2)(l.3)
- Special Access Program devices or drugs, 118.2(2)(s), (t)
- speech loss, rehabilitative therapy, 118.2(2)(l.3)
- speech synthesizer, 64(a)A(ii)(E), Reg. 5700(p)
- spinal brace, 118.2(2)(i)
- standing therapy device, Reg. 5700(z.3)
- syringe, Reg. 5700(b)
- TDD, 64(a)A(ii)(B), Reg. 5700(k)
- talking textbooks, 64(a)A(ii)(I), Reg. 5700(w)
- therapy, 118.2(2)(l.9)
 - for hearing or speech loss, 118.2(2)(l.3)
- training courses to care for infirm dependant, 118.2(2)(l.8)
- transportation services, 118.2(2)(g)
 - where ambulance etc. not available, 118.2(4)
- travelling expenses, 118.2(2)(h)
- truss, hernia, 118.2(2)(i)
- tutoring services, 64(a)A(ii)(H), 118.2(2)(l.91)
- van for use with wheelchair, 118.2(2)(l.7)
- vitamin B12, 118.2(2)(k)
- voice recognition software, 64(a)A(ii)(G), 118.2(2)(l.42)
- walker, 118.2(2)(i), Reg. 5700(i)
- wheelchair, 118.2(2)(i)
- wheelchair lift, Reg. 5700(m)
- wig, Reg. 5700(a)

Medical instruments (small)

- capital cost allowance for, Reg. Sch. II:Cl. 12(e)

Medical practitioner

- defined, 118.4(2)

Medical Research Council

- payments to, as R&D expenditures, 37(1)(a)(ii)(B), 37(7)“approved”
- research grants, taxable, 56(1)(o)

Medicine

- charitable donation from inventory, additional deduction before 2017, 110.1(1)(a.1), (8)

Melford Developments case overruled, *Income Tax Conventions Interpretation Act* s. 3

Member

- credit union, defined, 137(6)“member”
- deferred profit sharing plan, defined, Reg. 8300(1)
- Parliament
 - allowance non-taxable, 6(1)(b)(i)(A)
 - election contributions
 - credit, 127(3)
 - records of, 230.1
 - income treated as employment income, 248(1)“office”
 - retirement compensation arrangement of, Reg. 6802.1
 - retiring allowances, 60(j.04)
- partnership, *see* Partner
- pension plan, defined, 147.1(1), Reg. 8300(1)
- pooled pension plan, defined, 147.5(1)

Member affiliate

- defined
 - for dividend from non-resident corporation, 90(15)“specified amount”B(b)
 - for FAPI partnership deeming rule, 93.1(4)(a)

Member-funded pension plan, Reg. 8510(9)

Member of Parliament, *see* Member: Parliament

Member of the taxpayer's household

- defined, Reg. 7304(1)

Membership dues

- employee, deduction, 8(1)(i)(i), (iv)–(vi)
- recreational club etc., not deductible, 18(1)(l)(ii)

Memorial Grant Program for First Responders

- killed in line of duty, tax-free benefit to families, 81(1)(j)

Memory or organizational aid

- disability supports deduction, 64(a)A(ii)(X)

Mental or physical health

- counselling related to
 - value not included in employee's income, 6(1)(a)(iv)

Mental or physical impairment, *see also* Blind person; Hearing impairment; Infirm dependant; Mobility impairment

- attendant care expenses, deduction from income, 64(a)A(ii)(J)
- residents absent from Canada, 64.1
- certification by health care professional
- for disability credit, 118.3(1)(a.2)
- credit for, 118.3
 - full-time attendant, 118.2(2)(b), (c)
 - partial dependant, 118.3(3)
 - unused, transfer to spouse, 118.8
- deduction for
 - various medical expenses, 64
- disability supports deduction, 64
- home purchase credit, *see* First-Time Home Buyer's Credit and Disability Home Purchase Credit
- Minister may obtain advice from Dept. of Human Resources Development re, 118.3(4)
- modifications to dwelling, tax credit for, 118.2(2)(l.2)
- nature of, 118.4(1)
- RESP age requirements, waiver, 146.1(2.2)
- RESP enrolment requirements, part-time allowed, 146.1(2)(g.1)(i)(B)
- specified disabled person
 - defined, for Home Buyers' Plan, 146.01(1)
 - loan from RRSP to acquire home for, 146.01(1)“supplemental eligible amount”

Topical Index

Mental or physical impairment (*cont'd*)

- student, 118.6(3)
- “totally and permanently disabled”
- meaning of, for pension plans, Reg. 8500(1)

Merchant navy veteran pension, exempt, 81(1)(d)

Merger, *see also* Amalgamation

- absorptive, of foreign corporations, 87(8.2)
- cross-border, 128.2
- deemed receipt of shares on, 87(1.1)
- foreign, *see* Foreign merger
- triangular, 87(9)

Metal fabricator (fitter)

- apprenticeship job creation credit, 127(9)“investment tax credit”

Methods of accounting prohibited, *see* Accounting

Metric scales, capital cost allowance, Reg. Sch. II:Cl. 12(p)

Mexico, *see also* Foreign government

- certain bonds of, *see* Brady bond
- escisión, treatment of shareholder, 15(1.5)
- stock exchange recognized, 262

Middle East

- Canadian Forces personnel and police serving in, no tax on income, 110(1)(f), Reg. 7500(c)–(f) [repealed]

Migration, *see* Becoming resident in Canada; Ceasing to be resident in Canada

Mileage allowances, Reg. 7306

Millwright

- apprenticeship job creation credit, 127(9)“investment tax credit”

Mine

- buildings, Reg. Sch. II:Cl. 10(g), Sch. II:Cl. 41
- capital cost allowance, Reg. 1100(1)(w)–(ya.2), 1100A
- definitions, Reg. 1104(5)–(8)
- defined, Reg. 1104(6)(b), 1104(7)(a), 1206(1), 3900(1)
- depletion allowance, *see* Depletion allowances
- equipment etc., Reg. Sch. II:Cl. 10(k)–10(m), Sch. II:Cl. 41
- exempt income from, Reg. 1100A [Revoked], Part XIX [Revoked]
- exploration and development expenses, 66
- income from a, meaning of, Reg. 1104(5), (6)(a)
- industrial mineral, Reg. 1100(1)(g), Reg. Sch. V
- separate class, Reg. 1101(4)
- new or expanded
- separate capital cost allowance classes, Reg. 1101(4a)–(4d)
- property, Reg. Sch. II:Cl. 28, Sch. II:Cl. 41
- shafts etc., Reg. Sch. II:Cl. 12(f)
- townsite costs, *see* Townsite costs

Mineral

- defined, 248(1)
- for capital cost allowances, Reg. 1104(3)

Mineral Exploration Tax Credit

- expenditures that qualify, 127(9)“flow-through mining expenditure”
- investment tax credit of 315%, 127(5)(a)(i), 127(9)“investment tax credit”(a.2)
- carryforward or carryback, 127(9)“investment tax credit”(c)
- reduction for assistance received, 127(11.1)(c.2)

Mineral ore

- defined, Reg. 3900(1)

Mineral resource

- defined, 248(1)

Mineral rights

- dealers in, limitation, 66(5)

Mini-golf relief (COVID), Reg. 8901.1(2)(b)(ix)(A)(V), *see also* Qualifying tourism or hospitality entity

Minimum amount

- defined

- for minimum tax, 127.51
- for registered pension plan, Reg. 8506(5), (7)
- special rule for 2008, Reg. 8506(7)(b)
- for RRIF, 146.3(1)“minimum amount”, Reg. 7308(3), (4)
- for RRSP rollover for 2015, 60.022(5)(c), (d)
- special rule for 2008, 146.3(1.1), (1.2)
- special rule for 2020, 146.3(1.4), (1.5)
- requirement to withdraw from RRIF annually, 146.3(1)“retirement income fund”

Minimum tax, 127.5–127.55

- additional tax for income not earned in a province, and, 120(4)“tax otherwise payable under this Part”
- additional tax re
- excluded from instalment estimates for farmers and fishermen, 155(1)(a)
- adjusted taxable income, 127.52
- basic exemption, 127.53
- basic minimum tax credit, 127.531
- carryback re
- effect on interest payable to taxpayer, 164(5), (5.1)
- no effect on interest payable, 161(7)
- carryover, 120.2
- additional tax, determination of, 120.2(3)
- where not applicable, 120.2(4)
- excluded from “tax payable” etc. under Part I, 117(1)
- foreign tax credit, 127.54
- partnership investing in residential property or Canadian film, 127.52(2)
- Quebec abatement and, 120(4)“tax otherwise payable under this Part”
- where not applicable, 127.55

Mining

- defined, Reg. 1104(3)
- exemption from non-resident withholding tax on dividends, 213

Mining expenditure

- flow-through, *see* Critical Mineral Exploration Tax Credit; Mineral Exploration Tax Credit

Mining exploration depletion base

- defined, Reg. 1203(2)
- expenses added to
- amounts receivable, portion included in income, 59(3.3)(f)

Mining exploration expenses, “grass-roots”

- expenses in first 60 days of year, 66.1(8)
- partnership deemed not at arm’s length, 66(17)

Mining operations

- defined, for mining tax deduction, Reg. 3900(1)

Mining property, *see also* Canadian resource property

- capital cost allowance, Reg. Sch. II:Cl. 28, Sch. II:Cl. 41
- defined, 35(2)
- excluded from flow-through share renunciation, 66(12.62)(b.1)
- prospector’s exemption, 35

Mining reclamation trust [repealed], *see* Qualifying environmental trust

Mining taxes

- credit, *see* Pre-production mining expenditure
- deduction, 20(1)(v), Reg. 3900

Minister of Canadian Heritage, *see also* Canadian Heritage, Department of

- certification of accredited film/video production, 125.5(1)“accredited film or video production certificate”
- revocation of certificate, 125.5(6)
- certification of Canadian film/video production, 125.4(1)“Canadian film or video production certificate”
- revocation of certificate, 125.4(6)

Minister of Finance

- appointed, *Financial Administration Act* s. 14

Topical Index

Minister of National Revenue, *see also* Canada Revenue Agency

- advice from Dept. of Human Resources Development re mental or physical impairment, 118.3(4)
- arbitrary assessment by, 152(7)
- authority re determination of charitable foundation's "prescribed amount", 149.1(1.2)
- authorized to accept security for payment of tax etc., 220(4)–(4.4)
- burden of proof in assessing penalty, 163(3)
- certificate of exemption, 212(1)(b)(iv), (14)
- certificate re proposed disposition of property by non-resident, 116(2)
- chief source of income, determination re, 31
- consent to change of fiscal period, 249.1(7)
- consent to sale of property bound by Court-registered certificate re amount payable, 223(9), (10)
- defined, 248(1)
- delegation of powers and duties, 220(2.01), Reg. Part IX; *Interpretation Act* s. 24(2)
- determination of amounts under s. 245, 152(1.11), (1.12)
 - binding effect, 152(1.3)
- determination of excessive refund, 160.1(1)
- determination of losses by, 152(1.1), (1.2)
 - binding effect, 152(1.3)
- direction re collection, 225.2
- discretion re transfer pricing adjustments, 247(10)
- duties of
 - administration and enforcement of Act, 220(1)
 - disposition of appeal, on, 164(4.1)
 - refunds, 164(4.1)
 - when objection filed, 165(3)
- inquiry authorized by, 231.4(1)
- investigatory powers re tax shelters, 237.1(8)
- not bound by return, 152(7)
- notice of, to provide information, 231.2
- permission to destroy records, 230(4), (8)
- powers
 - acquire and dispose of debtor's tax property, to, 224.2
 - extension of filing date, 220(3)
 - seize moneys restorable to tax debtor, to, 224.3
- RPP, authority to impose conditions re, 147.1(5)
- required to assess tax, 152(1)
- restrictions on collection, 225.1
- collection in jeopardy, 225.2
- revocation of registration of charity, 168
- tax shelter identification number, issuance of, 237.1(3)
- waiver of penalty or interest, 220(3.1)
- waiver of requirement to file form or document, 220(2.1)

Minister (of religion), *see* Clergy

Minister of the Environment

- certification of ecologically sensitive land, *see* Ecological gifts
- permission to dispose of ecologically sensitive land, 207.31

Minor, *see also* Age; Child

- amount payable by trust to, 104(18)
- transfers and loans to, 74.1(2)
 - corporation, through, 74.5(6)–(11)
 - deemed, 74.5(6)–(11)
 - for value, 74.5(1), (2)
 - joint liability for tax on, 160(1)–(3)
 - repayment of, 74.1(3)
 - trust, through, 74.3, 74.5(9), (10)
- trust for, 104(18)

Minor term annuity

- rollover to RRSP, 60.011(2)(b)

Misclassified property, 13(6)

Misrepresentation

- justification for late reassessment, 152(4)(a)(i), 152(5)

- of other person's tax affairs, penalty, 163.2
- of own tax affairs, penalty, 163(2)

Mission, operational, *see* Deployed operational mission

Mobile crane operator

- apprenticeship job creation credit, 127(9) "investment tax credit"

Mobility impairment, *see also* Disability; Impairment

- building modifications for, deductible, 20(1)(qq)
- device to permit person with, to drive vehicle
 - medical expense, Reg. 5700(m)
- driveway alterations for person with, 118.2(2)(1.6)
- moving expenses for person with, 118.2(2)(1.5)
- transportation and parking for person with, not taxable benefit, 6(16)

Modern Times/Nordic Entertainment spinoff, Reg. 5600(l)

Modifications (to building)

- disability-related, deductible, 20(1)(qq)
- dwelling, for disabled person, medical expense credit, 118.2(2)(1.2)

Modified GAAP, *see* Generally accepted accounting principles

Modified net premium (re insurance policy)

- defined, Reg. 1408(1), (3)

Mohel

- payment to, medical expense credit, 118.2(2)(a)

Mold, capital cost allowance, Reg. Sch. II:Cl. 12(d)

Moldovan case reinstated, 31(1)

Mole, capital cost allowance, Reg. Sch. II:Cl. 1(f), Sch. II:Cl. 3

Molybdenum, *see* Critical mineral

Monetary contribution

- for political contribution credit
 - credit for, 127(3)
 - defined, 127(4.1), *Canada Elections Act* s. 2(1)

Money

- borrowed, *see* Borrowed money
- business of lending, *see* Moneylender
- included in definition of property, 248(1) "property"

Money market fund

- ineligible for December 15 year-end election, Reg. 4801.01

Money purchase limit

- defined, 147.1(1), 248(1)
- limits pension contributions, 147.1(8), (9)
- limits RRSP contribution, 146(1) "RRSP dollar limit"

Money purchase provision, *see* Registered pension plan: money purchase provision

Money services business

- defined, for electronic funds transfer reporting, 244.1

Moneylender, *see also* Financial institution

- bad debts
 - deduction for, 20(1)(p)(ii)
 - inclusion in income, 12.4
- disposition of Canadian securities, 39(5)(f)
- guarantees etc.
 - acquired from, in amalgamation, 87(2)(h)(iii)
 - reserve for, 20(1)(1.1)
- loan/lending asset
 - acquired from, in amalgamation, 87(2)(h)(ii)
 - reduction in value of
 - limitation on deduction, 18(1)(s)
- loans etc. acquired in ordinary course of business, 20(27)
- reserve for doubtful debts, 20(1)(l)
- security used or held by
 - "eligible property" for transfer to corporation by shareholder, 85(1.1)(g)
- superficial loss not deductible, 18(13), (15)

Monitor

- crib death, medical expense, Reg. 5700(r)

Topical Index

Monk

- income of, not taxed, 110(2)

Month

- defined, *Interpretation Act* s. 35(1)

Monthly withholding amount

- defined, for new employers remitting quarterly, Reg. 108(1.21)

Montreal

- international banking centre until 2013, 33.1(3)
- stock exchange, designated, 262, *see also* Bourse de Montréal Inc.

Morasse case overruled re shareholder benefit, 15(1)(a)

More than five full-time employees, *see* Six employees test

Morrissey case overruled, 122.6“shared-custody parent”(b)

Mortality gain

- defined, Reg. 308(2)

Mortality loss

- defined, Reg. 308(2)

Mortgage, *see also* Debt

- expropriation assets acquired for sale of foreign property, 80.1
- foreclosure, 79
- interest
 - • blended with principal in payments, 16(1), 214(2)
 - • deduction for, 20(1)(c), *see also* Work space in home
- investment corporation, *see* Mortgage investment corporation
- not a disposition, 248(1)“disposition”(j), (k)
- RRSP investment, Reg. 4900(1)(j)–(j.2)
- sale of, included in proceeds of disposition, 20(5), (5.1)
- subsidy by employer, taxable benefit, 6(23)

Mortgage-backed securities

- eligible for investment by RRSP, etc., Reg. 4900(1)(j)–(j.2)

Mortgage insurance

- defined, for insurers’ policy reserves, Reg. 1408(1)

Mortgage Insurance Corporation of Canada

- payments to guarantee fund deductible, Reg. 1400(3)G

Mortgage investment corporation, 130.1

- deemed public corporation, 130.1(5)
- defined, 130.1(6), 248(1)
- election re capital gains dividend, 130.1(4), Reg. 2104.1
 - • where not made, 130.1(4.1)
- non-qualifying taxed capital gains, 130.1(9)
- not subject to mark-to market rules, 142.2(1)“financial institution”(c)(ii)
- qualifying taxed capital gains, 130.1(9)
- shareholders, how counted, 130.1(7)

Mortgage subsidy

- taxable benefit, 6(23)

Motion picture film

- Canadian film or video production credit, 125.4
- capital cost allowance, Reg. Sch. II:Cl. 10(s), Sch. II:Cl. 12(m), Sch. II:Cl. 18
- certified production, *see* Certified production
- film or video production services credit, 125.5
- in-flight movies not treated as entertainment, 67.1(4)(a)
- partnership investing in
 - • capital cost allowance limitation, 127.52(2)
- payment to non-resident for use of, 212(5)
- revenue guarantee, exemption from at-risk rules, 96(2.2)(d)(ii) [repealed]
- shelters prohibited, 18.1(17)

Motor vehicle

- accident claims, payments exempt, 81(1)(q), Reg. 6501
- capital cost allowance
 - • of employee, 8(1)(j), Reg. 1100(6)
 - • of person carrying on business, 20(1)(a), Reg. 1100(1)(a)(x)
- defined, 248(1)
- device to enable disabled person to drive, Reg. 5700(h)

- employee’s allowance for use of
 - • not income, 6(1)(b)(vii.1)
 - • where deemed not reasonable, 6(1)(b)(x), (xi)
- employment by U.S. resident on, Canada-U.S. Tax Treaty:Art. XV:3
- expenses
 - • limitations on, *see* Passenger vehicle
 - • of employee, when deductible, 8(1)(f), (h.1)
- loan to shareholder/employee to purchase, 15(2.4)(d)
- recapture of excess CCA, 13(2)
- terminal loss rules not applicable, 20(16.1)

Motor vehicle body repairer (metal and paint)

- apprenticeship job creation credit, 127(9)“investment tax credit”

Motor vehicle warranty, *see* Extended motor vehicle warranty

Motorcycle mechanic

- apprenticeship job creation credit, 127(9)“investment tax credit”

Moufarrège case overruled, 20.1

Mould

- capital cost allowance, Reg. Sch. II:Cl. 12(d)

Movable property

- defined
 - • *Quebec Civil Code*, art. 900–907

Movie, *see* Motion picture film

Movie theatres relief (COVID), Reg. 8901.1(2)(b)(xiv), *see also* Qualifying tourism or hospitality entity

Moving expenses, *see also* Relocation

- certain students, 62(2)
- deduction for, 62(1)
- residents absent from Canada, 64.1
- defined, 62(3)
- medical expense credit, 118.2(2)(1.5)
- moving to United States, Canada-U.S. Tax Treaty:Art. XIII:6
- “new work location”, 62(1)
- residents absent from Canada
 - • deduction, 64.1

Multi-employer plan (RPP)

- anti-avoidance, 147.1(14)
- defined, 147.1(1), Reg. 8500(1)
- pension adjustment limits, 147.1(9)
- registration requirements, Reg. 8510(7)
- special rules, Reg. 8510(5)
- when revocable, 147.1(9)

Multigenerational Home Renovation Tax Credit, 122.92

Multilateral Instrument, *see before* Canada-US Tax Treaty

Multinational enterprise group

- defined, for country-by-country reporting, 233.8(1)
- defined, for transfer pricing rules, 247(1)

Multi-tier alignment

- defined (for corporate inclusion of partnership income), 34.2(1)
- election, 249.1(9)
- no stub-period accrual for earlier years, 34.2(9)

Multi-tier alignment election

- for partnership, 249.1(9)

Multiple counting of deductions or credits, 248(28)

Multiple mine property

- capital cost allowance, Reg. 1100(1)(ya.2)
- separate prescribed class, Reg. 1101(4h)

Multiple-unit residential buildings

- capital cost allowance, Reg. Sch. II:Cl. 31, Sch. II:Cl. 32
 - • separate classes, Reg. 1101(5b)

Municipal body performing function of government, *see* Public body: performing function of government

Municipal waste

- defined, Reg. 1104(13)

Topical Index

Municipal waste (*cont'd*)

- included in eligible waste fuel, Reg. 1104(13)“eligible waste fuel”
- used as fuel, Reg. Sch. II:Cl. 43(e)(i)(A), Sch. II:Cl. 43.1(d)(ix)

Municipality, *see also* Government

- assistance by, *see* Assistance/government assistance
- bonds of
 - constitute qualified securities for securities lending arrangement rules, 260(1)“qualified security”(c)
 - no non-resident withholding tax, 212(1)(b)(ii)(C)(III)
- corporation controlled by, excluded from refundable ITC, 127.1(2)“excluded corporation”(a)(ii)
- corporation owned by
 - bonds of, no non-resident withholding tax, 212(1)(b)(ii)(C)(IV)
 - deemed not private corporation for Part IV tax, 227(16)
 - election to remain taxable, 149(1.11)
 - exempt from tax, 149(1)(d.5)
- donation to, 149.1(1)“qualified donee”(a)(ii)
 - by corporation, deduction, 110.1(1)(a)
 - by individual, tax credit, 118.1(1)“total charitable gifts”
- elected officer or school board trustee, expense allowance exempt, 81(3) [before 2019]
- exempt from tax, 149(1)(c)
- gifts to, *see* donation to (above)
- officials, bribery of, no deduction, 67.5
- property taxes
 - farmland
 - addition to adjusted cost base, 53(1)(i)(iii)(A)
 - deduction by partner where partnership disposes of land, 101(c)(i)
 - limitation on deduction, 18(2)(b)
- representation to, expenses deductible, 20(1)(cc)
- support payments for farmers by, information slips, Reg. 234–236
- townsite costs, *see* Townsite costs
- volunteer emergency worker
 - exemption for, 81(4)
- welfare, *see* Social assistance payment

Museums relief (COVID), Reg. 8901.1(2)(b)(v), *see also* Qualifying tourism or hospitality entity

Musical instrument

- capital cost allowance, Reg. Sch. II:Cl. 8(i)
- costs, to employee, 8(1)(p)

Musical work, copyright royalties

- no withholding tax, 212(1)(d)(vi), 212(9)(b)

Musician

- deduction from employment income, 8(1)(p), (q)
- U.S. resident, Canada-U.S. Tax Treaty:Art. XVI

Mute person

- speech synthesizer
 - disability supports deduction, 64(a)(A)(ii)(E)
- medical expense credit, Reg. 5700(p)

Mutual agreement procedure, Canada-U.S. Tax Treaty:Art. XXVI

Mutual corporation

- provincial life insurance corporation converted into, 139

Mutual fund, *see also* Mutual fund corporation; Mutual fund trust

- defined, for non-resident trust rules, 94(1)

Mutual fund corporation, 131

- amalgamation, 87(2)(bb)
- capital gains dividends, election, 131(1)–(1.4), Reg. 2104
 - interest on, 131(3.1), (3.2)
- capital gains on Canadian securities, 39(5)
- capital gains redemptions, defined, 131(6)
- deemed private corporation, 131(5)

- defined, 131(8), (8.1), 248(1)
- distributions to non-residents, tax on, 218.3
- dividend refund to, 131(5)
- election not to be restricted financial institution, 131(10)
- exempt from stock buyback tax, 183.3(1)“covered entity”(b)(i)
- increase in paid-up capital not deemed dividend, 131(4)
- information return where share claimed to be qualified investment, Reg. 221
- non-residents, distributions to, tax on, 218.3
- non-residents, for benefit of, 131(8.1)
- not subject to mark-to-market rules, 142.2(1)“financial institution”(c)(iii)
- payment of tax, 157(3)
- qualified investment for RRSP, RRIF, etc., Reg. 4900(1)(c), (c.1) [before 2027], 207.01(1)“qualified investment”(d), (e) [after 2026]
- refund to, re capital gains dividend, 131(2), (3)
- refundable capital gains tax on hand, 131(6)
 - reduction of, 131(9)
- rollover of property to mutual fund trust, 132.2
- shares of
 - transferred in exchange for units of mutual fund trust, 132.2(3)(l)
- switch fund
 - conversion to mutual fund trusts tax-free, 132.2(1)“qualifying exchange”
 - no rollover of shares allowed, 131(4.1)
- taxable Canadian property, gains distributed to non-residents, 131(5.1), (5.2)
- taxed capital gains, 131(7)
- transitional election to be MFC for 2016–17, 131(8.01)

Mutual fund limited partnership

- financing, restrictions on, 18.1

Mutual fund trust, 132

- allocation to redeemers, 132(5.3)
- amounts designated by, 132.1
 - adjusted cost base of unit, 132.1(2)
 - deduction for, 132.1(1)(c)
 - carryover, 132.1(4)
 - limitation, 132.1(3)
 - inclusion in taxpayer’s income, 132.1(1)(d)
 - where designation of no effect, 132.1(5)
- capital gains on Canadian securities, 39(5)
- capital gains redemptions, defined, 132(4)
- capital gains refund to, 132(1), (2)
 - interest on, 132(2.1), (2.2)
- defined, 132(6)–(7), 248(1)
 - election to be from beginning of first taxation year, 132(6.1)
 - following rollover of assets in qualifying exchange, 132.2(3)(k)
 - retention of status to end of calendar year, 132(6.2)
- distributions to non-residents, tax on, 218.3
- election for December 15 year-end, 132.11
- allocation or designation of amount to be included in income, 132.11(6)
 - late filing of allocation or designation, 220(3.21)(b)
- exemption from Part XII.2 tax, 210(2)(c)
- information return, Reg. 204, 204.1
- that trust is qualified investment, Reg. 221
- instalment payments of tax, 156(2)
- interest received by, on behalf of non-residents, exemption, 212(9)(c)
- minimum tax not payable by, 127.55(f)(ii)
- non-residents, distributions to, tax on, 218.3
- non-residents, for benefit of, 132(7)
- not subject to mark-to market rules, 142.2(1)“financial institution”(d)
- obligation guaranteed by, qualified investment for deferred income plan, Reg. 4900(1)(i) [before 2027], Reg. 5001(b)(i) [after 2026]

Topical Index

Mutual fund trust (*cont'd*)

- qualified investment for RRSP, RRIF, etc., Reg. 4900(1)(d), (d.1) [before 2027], 207.01(1)“qualified investment”(d), Reg. 5003(c) [after 2026]
- real estate investment trust as, 132(6)(b)(ii)
- redemptions, allocation to redeemers, 132(5.3)
- refundable capital gains tax on hand
 - defined, 132(4)
- rollover of property to another mutual fund trust, 132.2
- SIFT conversion to corporation
 - exchange of employee stock options, 7(1.4)(b)(vi)
- taxable Canadian property, gains distributed to non-residents, 132(5.1), (5.2)
- taxable capital gains
 - no surtax on, 180.1(2)(c)
- taxation year, election for December 15, 132.11
- taxed capital gains, 132(5)
- transfer of property from mutual fund corporation or trust, 132.2
- unit of
 - adjusted cost base of, 53(1)(d.2)
 - “Canadian security”, 39(6)
 - deemed to be a share for rollover purposes, 132.2(1)“share”
 - employee option to acquire, 7(1), 110(1)(d)
 - transferred in course of qualifying exchange, 132.2(3)(a.1), (f)
- whether subject to stock buyback tax, 183.3(1)“covered entity”(b)(ii), 183.3(2)
- year-end, election for December 15, 132.11

Mutual holding corporation

- deemed dividend on distribution by, 139.2
- defined, for insurance demutualization, 139.1(1)

Mutual insurance corporations

- exemption for, 149(1)(m)

Mutual life insurance corporation

- provincial corporation converted into, 139

Mutualization proposal (for insurer), 139

N

NDDA, *see* Non-deductible distributions amount

NERDTOH, *see* Non-eligible refundable dividend tax on hand

NFE

- defined, for Common Reporting Standard, 270(1)“non-financial entity”

NFFE

- defined, for certain purposes (re FATCA), 265(4)(b)

NFVA, *see* Net fair value amount

NISA, *see* Net income stabilization account

NISA Fund No. 2, *see also* Net income stabilization account

- amount credited to, not taxed, 12(10.3)
- deemed paid on acquisition of control of corporation, 12(10.4)
- deemed paid on death, 70(5.4)
- defined, 248(1)
- disposition of, 73(5)
- paid to non-resident, withholding tax, 212(1)(t), 214(3)(l)
- information return required, Reg. 202(2.1)
- receipt from, included in income, 12(10.2)
- constitutes active business income, 125(7)“income of the corporation for the year from an active business”
- information return required, Reg. 201(1)(e)
- right to benefit, no tax on emigration, 128.1(10)“excluded right or interest”(i)
- rollover to corporation, 85(1)(c.1), 85(1.1)(i)
- transfer to spouse or spouse trust, 70(6.1), 73(5)(a), 104(5.1), (14.1)

NoNC, *see* Notice of non-compliance

NPP, *see* Non-portfolio properties

NQS, *see* Non-qualifying security

NR4 returns, Reg. 202

NR4 slips, Reg. 202

NRO, *see* Non-resident-owned investment corporation (before 2004)

NRT, *see* Trust (or estate): non-resident

NSERC, *see* Natural Sciences and Engineering Research Council

NSF cheque, *see* Cheque: dishonoured

NSULC, *see* Nova Scotia: unlimited liability company

NWA, *see* Net worth assessment

Nanini case overruled, 160(1)(e)(ii)

Narrow participation retirement fund

- defined, for Common Reporting Standard, 270(1)

Nasdaq over-the-counter stocks

- qualified for deferred income plans before 2002, Reg. 4900(1)(s) [repealed]

National

- defined, Canada-U.S. Tax Treaty:Art. III:1(k)

National arts service organization, *see* Registered national arts service organization

National Child Benefit supplement, 122.61(1)C

National Defence, *see* Canadian Forces and veterans

National Film Board

- prescribed person for Canadian film/video tax credit, Reg. 1106(10)

National Life case overruled, 138(26), Reg. 1406(b)

National Revenue, Department of, *see* Minister of National Revenue; Canada Revenue Agency

Natural gas, *see* Petroleum/natural gas

Natural person

- defined, for Common Reporting Standard, 270(1)
- tax-protestor arguments, 248(1)“person”

Natural Sciences and Engineering Research Council

- payments to, as R&D expenditures, 37(1)(a)(ii), 37(7)“approved”
- research grants, taxable, 56(1)(o)

Nature Conservancy

- prescribed donee, Reg. 3504(b)

Nature parks relief (COVID), Reg. 8901.1(2)(b)(v), *see also* Qualifying tourism or hospitality entity

Nav Canada

- debt of, qualified investment for deferred income plans, Reg. 4900(1)(q) [before 2027], 5001(f) [after 2026]

Navigation device for low vision

- disability supports deduction, 64(a)A(ii)(W)
- medical expense credit, Reg. 5700(z.5)

Nazi Germany

- compensation to victims of, 81(1)(g)

Needle/syringe

- medical expense, Reg. 5700(b)

Negative amounts

- adjusted cost base, deemed gain, 40(3), (3.1)
- capital cost allowance pool, recapture, 13(1)
- in formulas, deemed nil, 257
- investment tax credit balance, recapture, 127(27)–(36)
- taxable income cannot be less than nil, 248(1)“taxable income”
- undepreciated capital cost, recapture, 13(1)

Negative policy reserves

- of insurer, 12(1)(e.1), 20(22), Reg. 1400(2)

Neglect

- grounds for reassessment at any time, 152(4)(a)(i)

Negligence, *see* Gross negligence; Neglect

Nephew, *see* Niece/nephew

Net asset value

- defined, for mutual fund rules re allocation to redeemers, 132(4)

Topical Index

Net capital loss

- amalgamation, on, 87(2.1)
- carryover of, 111(1)(b)
- limitation, 111(1.1)
- death, on, 111(2)
- defined, 111(8), (9), 248(1)
- determination of, by Minister, 152(1.1), (1.2), (1.3)
- limitation on deductibility, 111(3)
- non-deductible where control of corporation changed, 111(4)
- partnership, from, 96(1)
- reassessment, 152(6)(c)
- reduction of, on debt forgiveness, 80(4)(b)
- subsidiary's, on winding-up, 88(1.2)

Net corporate income tax rate

- defined, 248(1)

Net cost (of labour-sponsored funds share)

- defined, 127.4(1), 211.7(1)

Net cost of pure insurance

- defined, Reg. 308
- premium deductible where used as collateral, 20(1)(e.2)

Net decrease in the excess corporate holdings percentage

- for private foundation rules
- allocation of, 149.2(7)
- defined, 149.2(4)

Net distribution amount

- defined, for foreign affiliate liquidation and dissolution, 88(3.2)

Net earnings (of foreign affiliate)

- defined, Reg. 5907(1)
- exempt due to tax sparing, Reg. 5907(10)
- included in exempt earnings, Reg. 5907(1)“exempt earnings”(d)(i)
- included in taxable earnings, Reg. 5907(1)“taxable earnings”(b)

Net fair value amount

- defined, for alternative interest-deduction restrictions, 18.21(1)

Net family income, *see* Adjusted income

Net forgiveness amount

- reserve for, 61.3(1)(a), 61.3(2)(a)

Net income (on income tax return)

- defined, 3

Net income stabilization account, *see also* NISA Fund No. 2

- administration fee, deductible, 20(1)(ff)
- death of taxpayer, on, 70(5.4), 70(6.1)
- defined, 248(1)
- fair market value of, for certain capital gains exemption rules, 110.6(1.1)
- money borrowed to contribute to, no deduction for interest, 18(11)(f)
- no accrual of interest income, 12(3), 12(11)“investment contract”(j)
- transfer to spouse or spouse trust, 70(6.1)

Net increase in the excess corporate holdings percentage

- for private foundation rules
- allocation of, 149.2(5)
- defined, 149.2(3)

Net interest rate

- defined, 211(1)

Net loss (of foreign affiliate)

- defined, Reg. 5907(1)

Net past service pension adjustment (net PSPA)

- defined, 146(1), 204.2(1.3)

Net premium for the policy

- defined, re policy reserves [repealed], Reg. 1408(1)

Net premium reserve

- re life insurance policy, defined, Reg. 1401(3)

Net RRSP-to-FHSA transfer amount

- applied, 146.6(1)“annual FHSA limit”(b)E, 146.6(5)(b)(ii)

- defined, 146.6(1)

Net resource adjustment

- defined, Reg. 5203(3.1)
- reduces adjusted business income for M&P credit, Reg. 5203(1)“adjusted business income”(b)

Net resource income

- defined, Reg. 5203(3)

Net surplus (of foreign affiliate)

- defined, Reg. 5907(1)

Net taxable capital gains

- defined, 104(21.3)

Net tax owing

- defined (for instalments), 156.1(1)

Net worth assessment, 152(7)

Netherlands, *see also* Foreign government

- stock exchange recognized, 262
- universities, gifts to, Reg. Sch. VIII, s. 20

Network equipment, *see* Data network infrastructure equipment

Neuman case overruled, 120.4

New account

- defined, for Common Reporting Standard, 270(1)

New Brunswick, *see also* Province

- Community Development bonds, eligible for RRSP investment, Reg. 4900(1)(i.1)
- tax rates, *see* introductory pages

New corporation, *see* Amalgamation; Corporation

New employer

- defined, for quarterly remittances, Reg. 108(1.4)

New entity account

- defined, for Common Reporting Standard, 270(1)

New gain

- defined, for foreign currency debt after change of control, 40(10), (11)

New individual account

- defined, for Common Reporting Standard, 270(1)

New law (post-1971)

- defined, ITAR 12
- references to, ITAR 13, 16

New loss

- defined, for foreign currency debt after change of control, 40(10), (11)

New purpose-built residential rental

- defined, Reg. 1104(2)
- separate class prescribed, Reg. 1101(1ac.1)
- 10% capital cost allowance, Reg. 1100(1)(a)(i) [4%], 1100(1)(a.4) [6%]

New share

- defined, Reg. 6202.1(5)

New Zealand, *see also* Foreign government

- currency loan, *see* Weak currency debt
- stock exchange recognized, 262
- trust resident in, exclusion from foreign property reporting, 233.3(1)“specified foreign property”(n)
- universities, gifts to, Reg. Sch. VIII, s. 22

Newfoundland and Labrador, *see also* Province

- Canada–Newfoundland Atlantic Accord, communication of information for, 241(4)(d)(vi)
- cod fishermen compensation, *see* Northern Cod Compensation and Adjustment Program
- corporation incorporated in, before 1949
- deemed incorporated in Canada, 248(1)“corporation incorporated in Canada”
- labour-sponsored venture capital corporation of
- prescribed, Reg. 6700(a)(iii), (xii)
- offshore area
- defined, 248(1)

Topical Index

Newfoundland and Labrador (*cont'd*)

- included in “province”, 124(4)
- prescribed area, for electrical energy or steam processing, 127(9)“qualified property”(c.1)
- prescribed designated region, 127(9)“specified percentage”(a)(vi), Reg. 4607
- prescribed stock savings plan, Reg. 6705(d)
- qualified property acquired for use in, 127(9)“specified percentage”(a), (e)
- tax rates, *see* introductory pages

News online subscription credit, 118.02

News show

- ineligible for Canadian film/video credit, Reg. 1106(1)“excluded production”(b)(i)
- ineligible for film/video production services credit, Reg. 9300(2)(a)

Newspaper, *see* Journalism

Newspaper advertising, limitation, 19

Next of kin travel benefit

- paid to Canadian Forces member or veteran, exempt, 81(1)(d.1)(vii)(I)

Nickel

- clean technology manufacturing ITC, 127.49(1)“qualifying material”(c)
- critical mineral, 127(9)“critical mineral”

Niece/nephew

- defined, 252(2)(g)
- dependent, 118(6)(b)
- property transferred to, income attribution re, 74.1(2)

Nil, minimum amount for formula calculations, 257

Nil income

- equivalent to zero income, 3(f)

Nightclubs relief (COVID), Reg. 8901.1(2)(b)(ii), *see also* Qualifying tourism or hospitality entity

Niobium, *see* Critical mineral

Nobel Prize, non-taxable, Reg. 7700

Nominee, *see also* Bare trust

- defined, 127(3), *Senate Appointment Consultations Act*, s. 2(1)

Non-arm's length creditor

- defined, 212(21)(a)

Non-arm's length indicator

- application to foreign trust, 233.2(2)

Non-arm's length person

- defined, for synthetic equity arrangements, 248(1)“synthetic equity arrangement”(a)(i)
- excessive payment where property surrendered to creditor, 79(3)E(a)
- interest on debt relating to acquisition of land, 18(3)“interest on debt relating to the acquisition of land”(b)
- loans to, 56(4.1)–(4.3)
- meaning of, *see* Arm's length: meaning of
- non-resident, transactions with
- extended reassessment period, 152(4)(b)(iii)
- information return, 233.1
- soft costs relating to construction, 18(3.1)(b), 18(3.2)(b)
- transfer of property to or from, 69(1)

Non-arm's length transactions

- agreement to pay low rent for property
- effect on disposition of property, 69(1.2)
- amalgamated corporations, 251(3.1)
- corporation having, with non-resident persons
- extended reassessment period, 152(4)(b)(iii)
- information return, 233.1
- depreciable property acquired through, 13(7)(e)
- corporations controlled by one trustee, 13(7.3)
- disposition at less than fair market value, 69(1)(b)
- inadequate considerations, 69

- income or gain from property transferred
- transferor and transferee liable for tax, 160
- lease of depreciable property, 13(32)
- life insurance policy, disposition, 148(7), (8)
- non-resident, unreasonable consideration paid to, 247
- presumption, 251(1)(a)
- property disposed of in, ITAR 26(5)
- purchases at more than fair market value, 69(1)(a)
- rights or things transferred to beneficiary
- deemed cost, 69(1.1)
- sale of shares, 84.1
- non-resident, by, 212.1
- share for share exchange, 85.1(2)(a)
- transfer of property by tax debtor, 160
- transfer of right to income, 56(4)
- unpaid amounts, 78(1), (2)

Non-business income tax (foreign)

- deduction for, 126(1)
- defined, 126(7)
- for trust, 104(22.4)

Non-cancellable or guaranteed renewable accident and sickness policy

- defined, Reg. 1408(1)

Non-capital loss

- amalgamation, on, 87(2.1), (2.11)
- carryover of, 111(1)(a)
- corporation, by, 111(5)–(5.4)
- winding-up of subsidiary, on, 111(5.4)
- defined, 111(8), (9), 248(1)
- determination of, by Minister, 152(1.1), (1.2), (1.3)
- employee life and health trust's, 111(7.3)–(7.5), 144.1(13)
- limitation on deductibility, 111(3)
- partnership, from, 96(1)
- reassessment, 152(6)(c)
- reduction of, on debt forgiveness, 80(3)(a), 80(4)(a)
- subsidiary's, on winding-up, 88(1.1)

Non-CCPC

- defined, 89(1)“low rate income pool”
- predecessor, 89(5)(b)

Non-CTM use

- conversion to, repayment of CTM ITC, 127.49(11)–(18)
- defined, for clean technology manufacturing ITC, 127.49(1)

Non-clean technology use

- defined, for clean technology investment tax credit, 127.45(1)

Non-competition agreement, *see* Restrictive covenant (or non-competition payment)

Non-compliance, notice of, *see* Notice of non-compliance

Non-compliant amount

- defined, for AirBNB rentals, 67.7(1)

Non-compliant registered disability savings plan

- effect of, 146.4(10)
- meaning of, 146.4(11), (12)

Non-compliant short-term rental

- defined, for AirBNB rentals, 67.7(1)

Non-conventional lands, defined, Reg. 1206(1)

Non-Crown royalty

- defined, for mining tax deduction, Reg. 3900(1)

Non-deductible distributions amount

- defined, 104(16), 122(3)

Non-discretionary trust

- defined, 17(15)

Non-discrimination, Canada-U.S. Tax Treaty:Art. XXV

Non-eligible refundable dividend tax on hand

- defined, 129(4)
- transitional determination for 2019, 129(5)
- on amalgamation, 129(5.1)

Topical Index

Non-eligible refundable dividend tax on hand (*cont'd*)

- refund of, 129(1)(a)(ii)(A)(II)

Non-financial entity

- defined, for Common Reporting Standard, 270(1)

Non-government assistance

- defined
 - for carbon-capture (CCUS) credit, 127(9), 127.44(1)
 - for clean electricity tax credit, 127(9), 127.491(1)
 - for clean hydrogen tax credit, 127(9), 127.48(1)
 - for clean technology investment tax credit, 127(9), 127.45(1)
 - for clean technology manufacturing ITC, 127.49(1)
 - for investment tax credits, 127(9)
- expired
 - increases investment tax credit, 127(10.8)
- reduces investment tax credit, 127(11.1), (18), (19)
- reduces SR&ED expenditures, 37(1)(d)
- repaid
 - increases ITC, 127(9)“investment tax credit”(e.1), (e.2), 127(10.7)

Non-hydrogen or ammonia use

- defined, for clean hydrogen tax credit, 127(9), 127.48(1)

Non-participating life insurance policy

- defined, 211(1)

Non-periodic payments

- tax deduction, Reg. 103

Non-portfolio earnings

- defined, for SIFT partnership distributions, 197(1)
- defined, for SIFT trust distributions, 122.1(1)

Non-portfolio properties

- defined, for SIFT trust and partnership distributions, 122.1(1), 248(1)

Non-profit association, *see* Non-profit organization

Non-profit corporation, *see also* Non-profit organization

- qualified investment for RRSP etc., Reg. 4900(1)(r) [before 2027], 5001(g) [after 2026]
- scientific research and experimental development, for
 - annual return, 149(7)
 - exemption, 149(1)(j)
 - payments to, 37(1)(a)(iii)

Non-profit organization, *see also* Charity; Non-profit corporation

- exemption for, 149(1)(l), 149(2)
- deemed a trust, 149(5)
- foreign, defined, Reg. 6804(1)
- information returns required, 149(12), (13), 150(1)(a)

Non-qualified investment, *see also* Qualified investment

- charitable foundation
 - defined, Reg. 3700
- deferred profit sharing plan (DPSP)
 - acquisition of, tax on, 198(1)
 - defined, 204“qualified investment”
 - disposition of, refund of tax, 198(4)
 - initial, 199, 204“initial non-qualified investment”
 - tax on, 207.1(2)
- first home savings account (FHSA)
 - defined, 146.6(1), 207.01(1)
 - securities lending arrangement, whether excluded, 207.04(7)
- holding of, tax on, 207.04(1)
 - waiver of tax, 207.06(2)
- investment becoming or ceasing to be, 207.01(6)
- obligation of issuer, 207.01(5)
- private foundation
 - acquisition of, tax on, 189(1)
 - defined, 149.1(1)“non-qualified investment”
- proportional holdings election, 259(1), (3)

- registered disability savings plan (RDSP)
 - acquisition of, tax on, 207.04(1)
 - defined, 207.01(1)
 - securities lending arrangement, whether excluded, 207.04(7)
- investment becoming or ceasing to be, 207.01(6)
- obligation of promoter, 207.01(5)
- tax on acquisition of, 207.04(1)
- registered education savings plan (RESP)
 - acquisition of, tax on, 207.04(1)
 - defined, 207.01(1)
 - securities lending arrangement, whether excluded, 207.04(7)
- investment becoming or ceasing to be, 207.01(6)
- obligation of promoter, 207.01(5)
- revocation of plan, 146.1(2.1), (12.1)
- tax on acquisition of, 207.04(1)
- registered retirement income fund (RRIF)
 - defined, 207.01(1)
 - securities lending arrangement, whether excluded, 207.04(7)
- disposition of, 146.3(8)
- holding of, tax on, 207.04(1)
 - waiver of tax, 207.06(2)
- information return, Reg. 215(3)
- investment becoming or ceasing to be, 207.01(6)
- obligation of issuer, 207.01(5)
- registered retirement savings plan (RRSP)
 - acquisition of, 146(10)
 - defined, 146(1)“non-qualified investment”, 207.01(1)
 - securities lending arrangement, whether excluded, 207.04(7)
- disposition of, 146(6)
- holding of, tax on, 207.04(1)
 - waiver of tax, 207.06(2)
- information return, Reg. 214(2)
- investment becoming or ceasing to be, 207.01(6)
- obligation of issuer, 207.01(5)
- tax-free savings account (TFSA)
 - defined, 207.01(1)
 - securities lending arrangement, whether excluded, 207.04(7)
- holding of, tax on, 207.04(1)
 - waiver of tax, 207.06(2)
- investment becoming or ceasing to be, 207.01(6)
- obligation of issuer, 207.01(5)

Non-qualified security

- deduction to employer, 110(1)(e)
- defined, for stock option rules, 110(1.31), (1.4), (1.41)
- excluded from deduction to employee, 110(1)(d)
- notification to employee and CRA, 110(1.9)

Non-qualifying business

- defined, for FAPI rules, 95(1)

Non-qualifying corporation (for small business investment tax credit)

- defined, 127(9)

Non-qualifying country

- defined, for FAPI rules, 95(1)

Non-qualifying real property

- defined, 108(1), 110.6(1), 131(6) [all repealed]

Non-qualifying security

- calculation of capital gain on, 40(1.01)
- ceasing to be, 118.1(13)(b)
- defined, 118.1(18)
- donation of
 - credit disallowed to individual, 118.1(13)–(13.3)
- death of donor, 118.1(15)
- deduction disallowed to corporation, 110.1(6)

Topical Index

Non-qualifying security (*cont'd*)

- • • amalgamation, effect on donor, 87(2)(m.1)
- • • windup, effect of, 88(1)(e.2), (e.61)
- exchanged for another non-qualifying security, 118.1(14)
- reserve on donation of, 40(1.01)(c)
- • disallowed in year of death, 72(1)(c)

Non-refundable credits, 118–118.95

Non-reporting Canadian financial institution

- defined
- • FATCA agreement for exchange of information with IRS Agreement, Art. 1:1(q)
- • for Canadian reporting of U.S. persons' interests in accounts, 263(1)

Non-reporting financial institution

- defined, for Common Reporting Standard, 270(1)

Non-resident, *see also* Non-resident tax; Becoming resident in Canada; Ceasing to be resident in Canada; Former resident

- actor, *see* Actor: non-resident
- agent for, liable to withhold tax, 215(3)
- alimony/maintenance paid to, 212(1)(f) [repealed]
- allowance for investment in property in Canada, Reg. 808
- alternative re rents and timber royalties, 216
- amount owing to corporation resident in Canada, 17(1)
- amount paid to, re pre-1976 bond, etc.
- • prescribed countries, Reg. 1600
- amounts received under certain contracts, 115(2)(c.1), 115(2)(e)(v)
- • withholding tax, 153(1)(o)
- annuity payments to, 212(1)(o)
- assessment under Part XIII, 227(10)
- assuming debt for Canadian business, 76.1(2)
- bank accounts, reporting of to foreign governments, *see* Common Reporting Standard
- becoming, *see* Ceasing to be resident in Canada
- beneficiary, *see* Beneficiary: non-resident
- benefit conferred on, 246(1)(b)
- branch tax, 219
- Canadian resource property, income earned on, 115(4)
- capital cost allowance, Reg. 1102(3)
- capital dividend paid to, 212(1)(c)(ii), 212(2)(b)
- capital gains of, taxed, 115(1)(b)
- • proration re gains before May 1995, 40(9)
- capital property, change in use, 45(1)(d)
- carrying on business in Canada
- • extended meaning of, 253
- • liability for income tax, 2(3)(b)
- ceasing to be, *see* Becoming resident in Canada
- change in use (or proportions of use) of capital property, 45(1)(d)
- change in use (or proportions of use) of depreciable property
- • “gaining or producing income” from a business, 13(9)
- corporation, *see also* Foreign affiliate
- • bonds of, eligible for RRSP investment, Reg. 4900(1)(p) [before 2027], 207.01(1)“qualified investment”(c)(iii) [after 2026]
- • branch tax, 219(1)
- • debt forgiveness reserve, 61.3(2)
- • deemed, where not resident due to treaty, 250(5)
- • dividend received by Canadian corporation from, 112(2)
- • electronic filing not required, Reg. 205.1(2)(b)
- • income bond/debenture, interest on, 15(4)
- • no share capital, equity interests deemed to be shares, 93.2(2)
- • required to file tax return, 150(1)(a)
- • shares of, for deferred income plans
- • • after 2026, 207.01(1)“qualified investment”(d)
- • • before 2027, 204“qualified investment”(h), 146(1)“qualified investment”(a), 146.1(1)“qualified investment”(a), 146.3(1)“qualified investment”(a)

- credit for tax paid on emigration, 119
- debt owing to corporation resident in Canada, 17
- deductions allowed, in computing income from a source, 4(3)
- deferred profit sharing plan payments to, 212(1)(m)
- defined, 248(1)
- disposition of property by
- • Canadian resource property, certificate re, 116(5.2)
- • Canadian securities, 39(5)(g)
- • interest in real property etc., 216(5)
- • life insurance policy, presumption re, 116(5.4)
- • taxable Canadian property, *see* taxable Canadian property (*below*)
- • treaty-protected property, 116(5.01), (5.02)
- • where tax deferred under tax treaty, 115.1
- dividend paid to, 212(2)
- • stop-loss rule, 40(3.7)
- election to file return under Part I
- • certain payments, 217
- • rents and timber royalties, 216
- • restriction on deduction, 216(8)
- • emigration, *see* Ceasing to be resident in Canada
- • employed in Canada
- • liability for income tax, 2(3)(a)
- • energy conversion grants paid to, 212(1)(s)
- • entity, *see* Non-resident entity
- • estate or trust income paid to, 212(11)
- • exchanged for another non-qualifying security, 118.1(14)
- • exchanges of property, determination of gain, 44(7)
- • excluded property, defined, 116(6)
- • financial institution, *see also* Authorized foreign bank
- • • beginning to use property in Canadian business, 142.6(1.2)
- • • ceasing to use property in Canadian business, 142.6(1.1)
- • first home savings account payments to, 212(1)(y)
- • foreign tax credit re disposition before Oct/96, 126(2.2)
- • former resident, credit for tax paid on emigration, 119
- • home insulation grants paid to, 212(1)(s)
- • income-averaging annuity contract payments to, 212(1)(n)
- • income earned in a province, Reg. 2602
- • “income for the year”, 120(3)
- • income from ship or aircraft, exempt, 81(1)(c)
- • individual
- • • computation of Part I tax, 118.94
- • • required to file tax return, 150(1.1)(b)
- • • tax credits, 118.94
- • insurance corporation, *see* Insurance corporation: non-resident
- • insurer, liability for additional tax on branch profits, 219(4)–(8)
- • inventory of, 10(12)–(14)
- • investor, *see* Non-resident investor
- • issuing obligation at discount, 16(2), (3)
- • loan to, by corporation, 17
- • management fees paid to, 212(1)(a)
- • moving debt from Canadian business, 76.1(1)
- • no reserve for amount not due until later year, 20(8)
- • non-arm's length sale of shares by, 212.1
- • obligation transferred or assigned to
- • • where deemed resident, 214(9)
- • ownership certificate required of, 234
- • partnership, withholding tax on payments to, 212(13.1)(b)
- • patronage dividends paid to, 212(1)(g)
- • payments to, 212(1)
- • • deemed, 214(3), (3.1)
- • • information returns, Reg. 202
- • pension benefits paid to, 212(1)(h)
- • pension fund, *see* Non-resident pension fund
- • persons, Reg. 805
- • • excluded property, Reg. 810
- • plan for benefit of, re services rendered outside Canada, excluded from “retirement compensation arrangement”, 248(1)

Topical Index

Non-resident (*cont'd*)

- exception re “resident’s arrangement”, 207.6(5)
- real estate of, transfer to corporation, 85(1.1)(h), 85(1.2)
- refund of Part XIII tax, 227(6)
- registered education savings plan payments to, 212(1)(r)
- registered retirement income fund payments to, 212(1)(q)
- registered retirement savings plan payments to, 212(1)(l)
- remuneration for office, employment or services, 115(2)(c.1), 115(2)(e)(v)
- withholding tax, 153(1)(o)
- rents/royalties paid to, 212(1)(d)
- reporting accounts to CRA to pass on to foreign governments, *see* Common Reporting Standard
- retirement compensation arrangement, purchase price of interest in, 212(1)(j)
- retiring allowance paid to, 212(1)(j.1)
- return may be required of, 215(4)
- salary deferral arrangements, 6(13)
- shareholder
 - loan to, from corporation, 15(2.2), (8), 227(6.1)
- spousal support payments, 212(1)(f)
- stop-loss credit, 119
- student, 115(2)
- supplementary unemployment plan benefits paid to, 212(1)(k)
- TFSA taxable payments to, 212(1)(p)
- tax, *see also* Non-resident tax
 - tax under Part I, 2(3)
- taxable Canadian property
 - disposition of, 2(3)(c), 115(1)(b), 116
 - failure to give Minister notice, offence/penalty, 238(1)
 - prorating for gains before May 1995, 40(9)
 - purchaser liable for tax, 116(5)
- taxable income earned in Canada, 115
 - deductions permitted, 115(1)(d)–(f)
- taxable income of corporation earned in a province, Reg. 413
- taxation year of, 250.1(a)
- time, *see* Non-resident time
- timber royalties paid to, 212(1)(e)
- transactions not at arm’s length with, 247
 - extended reassessment period, 152(4)(b)(iii)
- information return re, 233.1
 - penalty for failure to file, 162(10)
- transfer pricing rules, *see* Transfer pricing (re non-residents)
- treaty-exempt property, 116(6.1)
- trust, *see* Trust (or estate): non-resident
- unreasonable consideration from, 247
- unreasonable consideration paid to, 247
- withholding tax, 212, 215(1), 227(10), Reg. 105, *see also* Non-resident tax
 - joint and several liability, 227(8.1)

Non-resident entity

- defined, 94.1(2)
- interest in, structured for tax deferral, 94.1(1)
- reporting of property held by, 233.2(4.1)

Non-resident financial institution, *see* Non-resident: financial institution

Non-resident investor

- defined, 218.3(1)

Non-resident-owned investment corporation (before 2004), 133

- eliminated after 2003, 133(8) “non-resident-owned investment corporation”(g)–(i)

Non-resident pension fund

- deemed not carrying on business in Canada, 115.2(2)
- defined, re not carrying on business in Canada, 115.2(1)

Non-resident portion (of trust)

- defined, 94(1)
- excluded from deemed-resident trust’s income, 94(3)(f)(i)

Non-resident portion trust

- defined, 94(3)(f)(i)
- rules for, 94(3)(f)

Non-resident tax, 212–218; Reg. 800–810

- additional tax on non-resident corporation carrying on business in Canada, 219
 - insurers, 219(4)–(8)
- advanced life deferred annuity (ALDA), payment from, 212(1)(l.1)
- alimony, 212(1)(f)
- annuity payments, 212(1)(o)
- assessment under Part XIII, 227(10)
- back-to-back loans, anti-avoidance, 212(3.1)–(3.81)
- back-to-back royalties, anti-avoidance, 212(3.9)–(3.94)
- Canada Pension Plan benefits, 212(1)(h)(ii) [repealed]
 - election to file return, re, 217
- certificate for non-resident with PE in Canada, Reg. 805.1
- deemed dividends, 214(3)
- deemed income, on, 214(4)
- deemed interest, 214(6)–(14)
- deferred profit sharing payments, 212(1)(m)
 - election to file return re, 217
- dividends, 212(2)
 - deemed payment of, 212.1(1), (1.1)
 - from foreign business corporation, 213(1)
- eligible funeral arrangement, return of funds, 212(1)(v)
- employee benefit plan, trust payments not subject to, 212(17)
- employee life and health trust benefits, 212(1)(w)
- energy conversion grant, 212(1)(s)
- estate or trust income, 212(1)(c)
 - exemption, 212(9), (10)
- first home savings account, payments out of, 212(1)(y)
- home insulation grant, 212(1)(s)
- identification of obligations, Reg. 807
- income and capital combined, 214(2)
- income imputed to transferor, not taxable, 212(12)
- informant payment, 212(1)(x)
- insurers, Reg. 800–805.1, 2401, 2403
- interest, 212(1)(b)
 - government bonds, exempt, 212(1)(b)(ii)
 - loan to wholly-owned subsidiary, 218
 - long-term debt, exempt, 212(1)(b)(vii)
 - on provincial bonds, 212(6)
 - replacement obligation where corporation in financial difficulty, 212(3)
- international organizations, prescribed, Reg. 806
- limitation on rate, ITAR 10(6)
- maintenance, 212(1)(f)
- management fee, 212(1)(a)
 - defined, 212(4)
- motion picture films, payments for use of etc., 212(5)
- mutual fund distributions, 218.3
- no action for withholding, 227
- no deductions from income, 214(1)
- non-arm’s length sale of shares by non-resident, 212.1
- obligation transferred or assigned
 - non-resident deemed resident, where, 214(9)
- Part XIV, 219
- partnership payer or payee, 212(13.1), (13.2)
- patronage dividend, 212(1)(g)
- payee certificate, Reg. 805.1
- pension benefits, 212(1)(h)
 - election to file return re, 217
- prescribed international organizations, Reg. 806
- refund of, 227(6)
- registered education savings plan, payments out of, 212(1)(r)
- registered retirement income fund, 212(1)(q)
- registered retirement savings plan, payments out of, 212(1)(l)
 - election to file return re, 217

Topical Index

Non-resident tax (*cont'd*)

- regulations
- reducing amount to be deducted or withheld, 215(5)
- residents etc., re, 214(13)
- rent, royalties, 212(1)(d), 212(13)
- alternative re rents and timber royalties, 216
- retiring allowances, etc., 212(1)(j.1)
- election to file return re, 217
- securities in satisfaction of income debts, 214(4)
- spousal/child support, 212(1)(f)
- standby charges and guarantee fees, 214(15)
- supplementary unemployment benefits, 212(1)(k)
- election to file return re, 217
- TFSA, taxable payments from, 212(1)(p)
- timber royalty, 212(1)(e)
- alternative re, 216
- trust or estate income paid to, 212(1)(c)
- trust becoming non-resident, 214(3)(f)(i)(C)
- withholding of, 215, Reg. 105
- reduction of, Reg. 809

Non-resident time

- defined, 94(1)

Non-resident trust, *see* Trust (or estate): non-resident

Non-resident withholding tax, *see* Non-resident tax

Non-residential building, *see* Eligible non-residential building

Non-share-capital corporation

- whether control acquired, 256(8.1)

Non-share consideration (boot)

- effect of mutual fund rollover, 132.2(2)(e)(ii)
- effect on non-arm's length sale of shares, 84.1(1)(b)
- effect on section 85 rollover, 85(1)(b)

Non-taxable obligation, defined, 240(1)

Non-taxable portion (of disability assistance payment)

- defined, 146.4(7)

Normal reassessment period

- defined, 152(3.1)
- limitation on reassessments, 152(4), (5)

Nortel Networks spin-off, 55(3.02)

Northern Canada

- additional car allowance in Yukon and N.W.T., Reg. 7306(c)
- credit for residing in, 110.7, Reg. 7303.1
- prescribed northern zone and prescribed intermediate zone, Reg. 7303.1
- remote work site, employment at, 6(6)

Northern Cod Compensation and Adjustment Program, *see also* Fishing: compensation programs

- overpayments repaid, deductible, 60(n)(v)
- payments received under, taxable, 56(1)(a)(vi)
- withholding of tax at source, 153(1)(m)

Northwest Territories, *see also* Northern Canada

- additional \$0.04 reasonable kilometrage allowance, Reg. 7306(c)
- *Risk Capital Investment Tax Credits Act*, corporation under
- prescribed assistance under, Reg. 6702(a.2)
- prescribed LSVCC, Reg. 6701(i)
- prescribed venture capital corporation, Reg. 6700(a)(xiii), 6700.2
- qualified investment, Reg. 4900(1)(i.12) [before 2027]
- tax rates, *see* introductory pages

Norway, *see also* Foreign government

- stock exchange recognized, 262

Not-for-profit organization, *see also* Non-profit organization

- defined, Canada-U.S. Tax Treaty:Art. XXIX-A:5(d)

Notary (in Quebec), *see* Lawyer

Notch provision (medical expenses), 118.2(1)D

Note, *see* Promissory note

Note-taking services

- disability supports deduction, 64(a)A(ii)F
- medical expense credit, 118.2(2)(1.41)

Notice of assessment, *see* Assessment: notice of

Notice of determination, 152(1.2), *see also* Determination

- date of, 244(15)
- loss carryforwards, 152(1.1)
- partnership income or loss, 152(1.5)
- objection to, 165(1.15)
- presumption re mailing date, 248(7)

Notice of intent

- to revoke LSVCC, 204.81(7)
- to revoke PRPP, 147.5(24)–(26)
- defined, 147.5(24)
- to revoke RESP, 146.1(12.1), (12.2)
- appeal from, 172(3)(e.1)
- defined, 146.1(12.1)
- to revoke RPP, 147.1(11), (12)

Notice of non-compliance, 231.9, *see also* Compliance order

- penalty while outstanding, 231.9(12)
- time outstanding, not to count for reassessment clock, 231.8(1)(e)
- time spent contesting, not to count for reassessment clock, 231.8(1)(f)

Notice of objection, 165, *see also* Objection

- appeal following, whether new issues can be raised, 169(2.1)
- deadline, 165(1)
- determination of partnership income or loss, 165(1.15)
- extension of time to file
- by Minister, 166.1
- by Tax Court, 166.2
- form, 165(1), (2)
- large corporation, issues to be specified, 165(1.11)
- limitation on grounds for objection, 165(1.1)
- service, 165(2), (6)

Notice of revocation

- of election re functional currency, 261(4)
- of election re proportional holdings in trust property, 259(3)(b)
- of PRPP
- defined, 147.5(26)
- effect of, 147.5(27)
- of RESP
- defined, 146.1(12.2)
- effect of, 146.1(13)
- of RPP
- defined, 147.1(12)
- effect of, 147.1(13)
- of registered charity, *see* Registered charity: registration of: revocation of
- of waiver of limitation period, 152(4.1)
- of 70(2) election, 70(4)

Notifiable transaction

- defined, 237.4(1)
- designation of specific transactions, 237.4(3)
- information return required, 237.4(4)
- exception for clerical or secretarial services, 237.4(8)
- exception for secondary financial services, 237.4(6), (7)
- filing by employer or partnership satisfies employee's or partner's obligation, 237.4(5), (14)
- filing deadline, 237.4(9)
- penalty for failure to file, 237.4(12)
- reassessment deadline 3 years after filed, 152(4)(b.6)
- reporting one transaction in series is sufficient, 237.4(10)

Nova Scotia, *see also* Cape Breton; Province

- *Equity Tax Credit Act*, corporation under, qualified investment, Reg. 4900(1)(i.11) [before 2027]
- labour-sponsored venture capital corporation of
- prescribed, Reg. 6700(a)(iii), (xiv)

Topical Index

Nova Scotia (*cont'd*)

- offshore area
- amount taxable earned in, Reg. 414, 415
- included in “province”, 124(4)“province”
- meaning, 248(1)
- Offshore Petroleum Resources Accord, communication of information for, 241(4)(d)(vi)
- prescribed area, for electrical energy or steam processing, 127(9)“qualified property”(c.1)
- prescribed designated region, 127(9)“specified percentage”(a)(vi), Reg. 4607
- prescribed stock savings plan, Reg. 6705(c)
- qualified property acquired for use in, 127(9)“specified percentage”(a), (e)
- tax rates, *see* introductory pages
- unlimited liability company, 248(1)“corporation”
- treaty benefit denial, Canada-U.S. Tax Treaty:Art. IV:7

Novartis/Alcon spinoff, Reg. 5600(m)

Novartis/Sandoz spinoff, Reg. 5600(n)

Nuclear energy equipment

- defined, for clean electricity credit, 127.491(1)

Nuclear facility

- defined, for clean technology ITC, 127.45(1)

Nuclear Fuel Waste Act

- trust required by, no tax on, 149(1)(z.2)

Numbers, *see also* Dollar amounts in legislation and regulations

- singular includes plural, *Interpretation Act* s. 33(2)

Nun

- income of, not taxed, 110(2)

Nurse

- defined, 118.4(2)

Nurse practitioner

- can certify impairment for disability credit, 118.3(1)(a.2), (a.3)
- defined, 118.4(2)

Nursery school, *see* Child care expenses

Nursing home

- cost of care, as medical expense, 118.2(2)(b), (d)

O

OAS, *see* Old Age Security Act benefits

OECD, *see* Organisation for Economic Cooperation and Development

OETC, *see* Overseas employment tax credit

OIFP, *see* Offshore investment fund: property

OSFI risk-weighting guidelines

- defined, 248(1)

Oaths

- administration of, 220(5), *Interpretation Act* s. 19
- CRA can require answer to audit query by, 231.41
- defined, *Interpretation Act* s. 35(1)

Objection, 165, *see also* Appeal; Notice of objection

- assessment or reassessment, to, 165(1)
- books and records, 230(6)
- charity penalties or suspension of receipting privileges, to, 189(8)
- effect of Minister’s filing notice, 165(4)
- expense of making, deductible, 60(o)
- extension of time for filing, 166.1, 166.2
- Minister’s duty on, 165(3)
- notice of, 165(1)
- Part II.2 tax, 183.4(3)
- Part IV.1 tax, 187.6
- Part VI.1 tax, 191.4(2)
- Part VI.2 tax, 191.6
- Part XI.01, 207.07(3)
- Part XI.4 tax, 207.8(5)
- Part XII.2 tax, 210.2(7)

- Part XII.3 tax, 211.5
- Part XII.4 tax, 211.6(5)
- Part XII.5 tax, 211.82
- partnership income or loss, 165(1.15)
- repayment on, 164(1.1)
- restriction on collection action while underway, 225.1
- second notice not required after reassessment, 165(7)
- service of notice of, 165(2)
- waiver of right to object, 165(1.2), 169(2.2)

Obligation, *see also* Bond; Debt; Debt obligation

- assignment of
 - non-resident tax, 214(14)
 - where non-resident deemed resident, 214(9)
- defined, ITAR 26(12)“obligation”
- discount on, deduction for, 20(1)(f)
- identification of, Reg. 807
- issued at discount by tax-exempt person, non-resident, or government body, 16(2), (3)
- parked, 80.01(7)
- predecessor corporation, of, 87(6), (7)
- principal amount of
 - defined, 248(1)
 - limitation on deductibility, 18(1)(f)
- purchase of, by issuer, 39(3)
- received on amalgamation, ITAR 26(23)
- sale of
 - non-resident tax, 214(7), (7.1)
- satisfaction of, deemed not to be disposition, 49.1
- specified, 80.01(6)
- taxable and non-taxable, defined, 240(1)

Obsolescence

- allowance re, limitation on deductibility, 18(1)(b)

Occupational therapist

- certification of impairment
 - for disability credit, 118.3(1)(a.2)(iv)
- defined, 118.4(2)
- therapy qualifying for medical expense credit, 118.2(2)(l.9)

Offences, 238(1), 239

- attempted evasion, 239(1)
- calculation of income from criminal activity, 9(1)
- compliance orders, on conviction of, 238(2)
- corporation officers, 242
- court has no power to decrease punishment for, 243
- credits, false statements, 239(1.1)
- disclosure of confidential information, 239(2.2)
- electronic sales suppression software, 239.1, *see also* Zapper software (or hardware)
- failure
 - file return, 238(1)
 - keep records, 238(1)
 - keep tax deductions separate, 238(1)
 - permit investigation, 238(1)
 - withhold tax deductions, 238(1)
- false statements, 239
- fines, no deduction for, 18(1)(t)
- minimum fines, 243
- non-resident failing to give notice under s. 116(3), 238(1)
- penalties for, *see* Penalty
- refunds, false statements, 239(1.1)
- RESP contributions, 146.1(2)(g.3)
- sales suppression software, 239.1, *see also* Zapper software (or hardware)
- saving provision, 238(3)
- secrecy violation, 239(2.2)
- serious, CRA may disclose information to police, 241(9.5)
- Social Insurance Number, re, 239(2.3)
- two or more in one complaint, 244(2)

Offences (*cont'd*)

- zapper software, 239.1, *see also* Zapper software (or hardware)

Office, defined, 248(1)

Office at home, *see* Work space in home

Office de professions du Québec

- dues to, deductible, 8(1)(i)(vii)

Office or employment

- benefits from, includable in income, 6(1)
- in home
- conditions for deductibility, 18(12)
- income from, 5(1)
- deductions, 8
- inclusions, 6
- share options, 7
- limitation on deductions, 8(2)
- loss from, 5(2)
- payment for loss of, *see* Retiring allowance
- share option benefits, 7

Office rent

- paid by employee, deduction, 8(1)(i)(ii)
- certificate of employer, 8(10)

Officer

- administering and enforcing Act, 220(2)
- bribery of, non-deductible, 67.5
- corporation, of
- execution of documents by, 236
- guilty of corporation's offence, 242
- defined (under "office"), 248(1)

Official

- defined, re communication of taxpayer information, 241(10)
- CRA, powers and duties delegated to, 220(2.01), Reg. 900

Official copy of *Income Tax Act*, 2(1)

Official receipt

- defined
- for political contributions, Reg. 2002(1)
- for donations and gifts, Reg. 3500

Official receipt form

- defined
- for political contributions, Reg. 2002(1)
- for donations and gifts, Reg. 3500

Off-road electric or hydrogen vehicle

- capital cost allowance, Reg. Sch. II:Cl. 56

Offset interest

- against instalments, 161(2.2)
- arrears against refund interest, 161.1

Offsetting position

- defined, for straddle-transaction rules, 18(17), 18(21)(c)
- no income deferral allowed, 18(19)

Offshore assets

- criminal charges, 239(1)
- disclosure of, to CRA, 233.3
- payments to informants for reporting to CRA, *see* Informant payments (for leads on international tax evasion)

Offshore corporation, *see* Foreign affiliate; Non-resident

Offshore drilling vessels

- capital cost allowance
- additional, Reg. 1100(1)(va)
- separate classes, Reg. 1101(2b)

Offshore investment fund, 94.1

- property
- cost base, additions to, 53(1)(m)
- designated cost, 94.1(2)
- prescribed, Reg. 6900

Offshore region

- prescribed, for investment tax credit, Reg. 4609

Offshore regulated bank

- application of FAPI, 95(1)"investment business"(a)(i), 95(2.11)

Offshore Tax Informant Program, *see* Informant payments (for leads on international tax evasion)

Offshore trust, *see also* Trust (or estate): non-resident

- distribution from, reporting requirement, 233.5
- taxation of, where Canadian beneficiary, 94–94.2
- transfer of property to, reporting requirement, 233.2

Off-the-shelf seismic data, *see* Seismic testing

Oil and gas, *see* Canadian oil and gas property expense; Flow-through shares; Petroleum/natural gas; Resource expenses

Oil burner mechanic

- apprenticeship job creation credit, 127(9)"investment tax credit"

Oil or gas field

- unitized, *see* Unitized oil or gas field in Canada

Oil or gas well

- allowances, 65, Reg. 1207
- additional, Reg. 1208
- certificate re, ceasing to be valid, 66.1(10)
- defined, 248(1)

Oil or gas well equipment

- capital cost allowance, Reg. Sch. II:Cl. 10(j), Sch. II:Cl. 41

Oil Pollution Compensation Fund

- trust under, 94(1)"exempt foreign trust"(c)(iv)

Oil refinery

- capital cost allowance, Reg. Sch. II:Cl. 10(u), Sch. II:Cl. 41

Oil sands

- additional allowance, Reg. 1100(1)(y), (ya)
- included in definition of "mineral", 248(1)
- property, *see* Oil sands property

Oil sands mine development project

- defined, 66.1(6)

Oil sands project

- defined, Reg. 1104(2)

Oil sands property

- capital cost allowance, Reg. 1100(1)(a)(xxvii.1), 1100(1)(y.1), 1100(1)(ya.1), Sch. II:Cl. 41, 41.1
- effect of transfer due to reorganization, Reg. 1102(14.11)
- defined, Reg. 1104(2)
- separate class, Reg. 1101(4e), (4f)

Oil shale, included in definition of "mineral", 248(1)

Oil shale deposit, exploration for

- excluded from CEE, 66.1(6)"Canadian exploration expense"(g), (g.2)
- excluded from CRP, 66(15)"Canadian resource property"(b)(ii), (e), (f)

Oil Substitution Program, *see* Energy: conversion grant

***Okalta Oils Ltd.* case overruled,** 152(1.1)

***Old Age Security Act* benefits**

- "clawback" tax on, 180.2 (Part I.2)
- deduction from income for, 60(w)
- emigration of taxpayer, no deemed disposition, 128.1(10)"excluded right or interest"(g)(ii)
- excluded from pension income credit, 118(8)(a)
- included in income, 56(1)(a)(i)
- non-resident withholding tax, 212(1)(h)
- U.S. residents, Canada-U.S. Tax Treaty:Art. XVIII:5
- reduction in RRSP annuity to reflect, 146(3)(b)(ii)
- repayment of, deduction for, 60(n)(i)
- withholding of benefits to cover clawback tax, 180.2(3), (4)

"Old law" defined, ITAR 12

Old person, *see* Age

Older Worker Adjustment, Program for

- income assistance taxable, 56(1)(a)(vi), Reg. 5502(b)
- repayment of benefits, deduction, 60(n)(v)

Older Worker Adjustment, Program for (*cont'd*)

- source withholding, 153(1)(m), Reg. 5502(b)

Olsen TCC case overruled, 186(7)

Olympic Winter Games 2010

- income of non-residents exempt, 115(2.3)
- no withholding of tax at source, 153(1)(a), (g)
- payments to International Olympic Committee exempt, 212(17.1)

Online newspaper credit, 118.02

Online notice, *see* Electronic notice

Ontario, *see also* Province

- Community Economic Development bonds, eligible for RRSP investment, Reg. 4900(1)(i.1)
- community small businesses, investment by LSVCCs, Reg. 4801.02
- Electricity Support Program, payments exempt, 81(1)(g.6)
- labour-sponsored venture capital corporation of
 - prescribed, Reg. 6700(a)(ii), (xi), Reg. 6700.2
- northern, *see* Northern Canada
- R&D super-allowance, 127(9)“super-allowance benefit amount”
- tax rates, *see* introductory pages

Onus, *see* Burden of proof

Operating costs of automobile, *see* Automobile: operating costs

Operating year

- defined
- for clean electricity tax credit, 127.491(1)
- for clean hydrogen tax credit, 127.48(1)

Operational mission, *see* Deployed operational mission

Optic cable, *see* Fibre optic cable

Optical scanner, for blind person

- medical expense credit, Reg. 5700(1)
- disability supports deduction, 64(a)A(ii)(D)

Option, *see also* Stock option

- agreement, *see* Option agreement
- defined
- for rule disallowing deductions or credits for option or share issuance, 143.3(1)
- disposition of, 13(5.3)
- exchanged, rules, 7(1.4)
- exercised, 49(3), (4), (5)
- overpayment of tax as consequence of, 164(5), (5.1)
- expiry of, 49(2)
- amalgamation, 87(2)(o)
- granted to charity, 110.1(10)–(13), 118.1(21)–(24)
- granting of, disposition of property, 49(1)
- included in “taxable Canadian property”, 248(1)“taxable Canadian property”(f)
- qualified investment for RRSP etc., Reg. 4900(1)(e), (e.1) [before 2027], 5004(a) [after 2026]
- exception for connected person, Reg. 5006(b)
- received on amalgamation, ITAR 26(22)
- stock, *see* Stock option
- to acquire, exercised, 49(3), (4)
- effect of capital gains exemption, 49(3.2)
- to acquire interest in partnership or trust, reductions in ACB flowed through, 49(3.01)
- to acquire mutual fund trust units, *see* Stock option
- to acquire shares
 - by employee, *see* Stock option
 - deemed to be share for insurance demutualization, 139.1(1)
 - predecessor corporation, of, 87(5)
 - reductions in ACB flowed into ACB of shares, 49(3.01)
- to acquire specified property, exercise of, 49(3.01)
- to dispose, exercised, 49(3.1), (4)

Option agreement

- deemed to be eligible derivative subject to mark-to-market election, 10.1(4)
- excluded from inventory writedown, 10(15), 18(1)(x)
- straddle transaction restrictions, 18(17)“position”(a)(vi), 18(9)

Optometrist

- certification of impairment
- for disability credit, 118.3(1)(a.2)(i)
- defined, 118.4(2)

Orckit Communications spinoff, Reg. 5600(b)

Order for compliance, *see* Compliance order

Ordering

- charitable donations
 - in order of year of contributions, 110.1(1.1)(b), 118.1(2.1)
- charity loanbacks, 118.1(17)
- credits of an individual, 118.92
- debt forgiveness rules application, 80(2)(c)
- debt obligations settled simultaneously, 80(2)(i)
- deductions
 - in computing taxable income, 111.1(1)
- designation of insurance properties, Reg. 2401(3)
- disposition of depreciable property on death, 70(14)
- disposition of identical shares for capital gains exemption, 110.6(14)(a)
- disposition of securities acquired under employee option agreement, 7(1.3), (1.31)
- dividends, out of eligible or non-eligible RDTOH, 129(1)(a)(ii)
- dividends, simultaneous, 89(3)
- employee ownership trust capital gain deduction claims, 110.61(2.1)
- foreign affiliate surplus distributions, Reg. 5901
- identical options, exercise of, 7(12)
- internal reorganization rules, 51(4), 86(3)
- mutual fund non-resident withholding tax payments, 218.3(7)
- mutual fund qualifying exchange, 132.2(1)(e)
- non-portfolio dividends distributed last from SIFT trust, 104(6)(b)B(ii)
- partnership distributions tax calculation, 197(3)
- qualifying cooperative conversion capital gain deduction claims, 110.62(2.1)
- registered investment registration, 204.4(7) [before 2027]
- SIFT trust non-portfolio earnings, 104(6)(b)B(ii)
- spousal RRIF attribution, 146.3(5.3)
- spousal RRSP attribution, 146(8.5)
- synthetic equity arrangement, identical properties, 112(10)
- transfer of depreciable property with pregnant loss, 13(21.2)(e)(ii)
- transfer pricing rules, 247(2.1)

Ordinarily resident, 250(3)

Ordinary taxation year

- defined, for FAPI stub-period rules, 91(1.1)(a)

Ore

- defined
- for capital cost allowance, Reg. 1104(2)
- for resource allowance, Reg. 1206(1)
- processing of, 125.1(3)“manufacturing or processing”, Reg. 5203, Reg. Sch. II:Cl. 10(k)
- tar sands, *see* Tar sands ore

Organ transplant

- expenses of, tax credit for, 118.2(2)(1.1)

Organic assets

- defined, for FAPI of banks, 95(2.43)

Organisation for Economic Cooperation and Development

- BEPS rules, *see* Base erosion and profit shifting, anti-avoidance rules
- Common Reporting Standard, 270–281
- digital platform reporting rules, 282–295
- transfer pricing guidelines, 247

Topical Index

Original acquisition

- defined, 127.4(1), 204.8(1), 211.7(1)

Original amount

- defined, re royalty reimbursements, 80.2(1)(a)

Original corporate holdings percentage

- defined, for private foundations, 149.1(1)

Original editorial content

- defined, 19.01(1)

Original owner (of resource property)

- defined, 66(15)
- • for resource allowance, Reg. 1206(1)
- reduction of Canadian resource expenses, 66.7(12), (12.1)
- reduction of foreign resource expenses, 66.7(13)
- successor corporation rules, 66.7

Original right, defined, ITAR 20(3)(b)

Orthopaedic shoes/boots

- medical expense, Reg. 5700(e)

Osmium, *see* Platinum group metal

Other recipient of a gift

- defined, Reg. 3500

Outdoor advertising structures

- capital cost allowance, Reg. Sch. II:Cl. 8(l), Sch. II:Cl. 11(b)
- • separate class, election, Reg. 1101(5l)

Outlays and expenses

- prescribed, for air quality improvement credit, Reg. 9700

Outstanding amount

- defined, for corporation attribution rules, 74.4(3)

“Outstanding debts to specified non-residents”

- defined, 18(5)
- no deduction where debt-equity ratio exceeds 3:1, 18(4)

Overburden removal cost, designated

- capital cost allowance, Reg. Sch. II:Cl. 12(q)

Overcontribution to RRSP

- tax on, 204.1(2.1), 204.2(1.1)

Overhead expenses

- R&D-related, 127(9)“qualified expenditure” Reg. 2900(4)–(10)

Overpayment amount

- defined, for corporate interest offset, 161.1(1)

Overpayment of benefits, deductible when repaid, 60(n)

Overpayment of tax

- deemed
- • Canada Child Benefit, 122.61(1)
- • GST credit, 122.5(3)
- defined, 164(7)
- refund of, 164

Overseas Canadian Forces school staff

- defined, 248(1)
- members deemed resident in Canada, 250(1)(d.1), 250(2)
- option of filing as resident, 250(1)(d.1)
- prescribed order, Reg. 6600

Overseas employment tax credit, 122.3

- eliminated as of 2016, 122.3(1.01)(b), 122.3(1.02)(b)

Over-the-counter stocks

- qualified for deferred income plans before 2002, Reg. 4900(1)(s) [repealed]

Ovum

- cost of, medical expense credit, 118.2(2)(v)

Owner

- original, of resource properties, defined, 66(15)“original owner”
- predecessor, of resource property, defined, 66(15)“predecessor owner”

Owner-occupied home

- defined, for Home Buyers’ Plan withholding exemption, Reg. 104(3.1)

Ownership

- certificates of, 234, Reg. 207
- • penalties for offences re, 162(4)
- change of, certificates, Reg. 502
- rights, *see* Ownership rights

Ownership rights

- defined, for insurance demutualization, 139.1(1)
- rollover to shares of insurance corporation, 139.1(4)(a), (d)

Oxygen, medical expense credit, 118.2(2)(k)

Oxygen and nitrogen production equipment

- defined, for clean hydrogen tax credit, 127.48(1)

Oxygen concentrator, medical expense credit, 118.2(2)(i)

P

PA, *see* Pension adjustment

PA offset

- defined, Reg. 8300(1)

PAR, *see* Pension adjustment reversal

PATY (Particular affiliate’s taxation year)

- defined, Reg. 5907(1.6)(a)

PBC, *see* Principal-business corporation (exploration and development); Principal-business corporation (real property)

PDI, *see* Participating debt interest

PE, *see* Permanent establishment

PFIC, *see* Pension fund investment corporation

PGAP, *see* Primarily government assisted plan (RDSP)

PI, *see* Prohibited investment

PIE, *see* Portfolio investment entity

PIK (Payment in Kind) dividend, *see* Stock dividend

PLOI, *see* Pertinent loan or indebtedness

PPME, *see* Pre-production mining expenditure

PR, *see* Principal residence

PRPP, *see* Pooled registered pension plan (PRPP)

PSB, *see* Personal services business

PSPA, *see* Past service pension adjustment

PSPA withdrawals

- defined, Reg. 8307(5)

PSW, *see* Personal support worker

PUC, *see* Paid-up capital

Packaging material

- deemed to be inventory, 10(5)
- valuation of, 10(4)

Padmore case overruled, Income Tax Conventions Interpretation Act s. 6.2

Page turner

- disability supports deduction, 64(a)A(ii)(P)
- medical expense credit, Reg. 5700(z)

Paid-up capital

- amalgamation, on, 87(3), (3.1)
- computation of
- • additions to, 84.1(3)
- • after designation of amount re shares, 192(4.1), 194(4.2)
- • after exchange of convertible property, 51(3)
- • after internal reorganization, 86(2.1)
- • after rollover of property to corporation, 85(2.1)
- • after share-for-share exchange, 85.1(2.1)
- • Canadian Wheat Board, 135.2(3)(c)
- • corporation becoming resident in Canada, 128.1(2), (3)
- • insurance corporation following demutualization, 139.1(6)
- • • holding corporation, 139.1(7)
- • on transfer of insurance business, 138(11.7)
- contributed surplus converted into, no dividend deemed, 84(1)(c.1)–(c.3)
- cooperative corporation, of, 89(1)“paid-up capital”(b)
- credit union, of, 89(1)“paid-up capital”(b)

Topical Index

Paid-up capital (*cont'd*)

- defined, 89(1), 248(1)
- flow-through shares, 66.3(4)
- foreign affiliate dumping, adjustments to, 212.3(2)(b), 212.3(7)–(9)
 - emigrating corporation, 219.1(1), (2)
 - PUC reinstatement, 212.3(9)
 - emigrating corporation, 219.1(3), (4)
 - increase in, 84(1), 84(5)(d)
 - mutual fund corporation, by, not deemed dividend, 131(4)
 - non-resident shareholder, 212.1
 - reduction of, deemed a dividend, 84(4), (4.1)
 - stripping, 84.1, 212.1

Paid-up insurance, deduction for premiums, 18(9.01)

Paid-up premium

- defined, Reg. 2700(1)

Painter and decorator

- apprenticeship job creation credit, 127(9)“investment tax credit”

Palladium, *see* Platinum group metal

Pandemic, *see* COVID-19

Pangaea One case overruled, 212(1)(i)

Panko case overruled, 239(3)

Paralympic Winter Games 2010, *see* Olympic Winter Games 2010

Parent (corporation)

- continuation of wound-up subsidiary, 88(1.5)
- defined, 88(1)
- incorporated after end of subsidiary’s year
 - computation of income and tax payable, 88(1.3)

Parent (human)

- compensation for child killed or missing due to crime
 - included in income, 56(1)(a.3)
 - repayment of, deductible, 60(v)
 - tax withheld at source, 153(1)(d.2), Reg. 100(1)“remuneration”(g.1)
- dependent, 118(6)(b)
- extended meaning, 252(2)

Parental leave

- qualifying period for pension earnings
 - Reg. 8507(3)

Parity/advisory committee

- dues paid by employee, deduction, 8(1)(i)(vi)

Parked obligation (debt parking)

- deemed settled, 80.01(8)(a)
- defined, 80.01(7)

Parking

- automobile or other vehicle
 - excluded from benefit for operating costs and standby charge, 6(1.1)
 - taxable benefit, 6(1)(a), 6(1.1)
 - exception for disabled employee, 6(16)
- debt, *see* Debt parking

Parking area

- capital cost allowance, Reg. Sch. II:Cl. 1(g)
- for mine, Reg. Sch. II:Cl. 10(l)

Parliament, *see also* Government

- defined, *Interpretation Act* 35(1)
- member of, *see* Member: Parliament

Parson, *see* Clergy

Part I.2 tax (Old Age Security clawback)

- imposed, 180.2(2)
- instalments required, 156.1(1)“net tax owing”A

Part II.2 tax (stock buybacks)

- imposed, 183.3(2)
- payment, 183.4(2)

- return required, 183.4(1)
- rules for administration, 183.4(3)

Part IV tax

- imposed, 186(1)
- late assessment allowed, 152(4.31)
- refund of, 129(1)

Part VI tax

- imposed, 190.1(1)

Part VI.1 tax

- deduction from taxable income re, 110(1)(k)
- liability for, transferred on amalgamation, 87(2)(ss)
- payment of, 157(1)

Part VI.2 tax, 191.5

- amalgamation, effect of, 87(2)(xx)

Part X.5 tax (RESP accumulated income payments)

- imposed, 204.94(2)
- instalments required, 156.1(1)“net tax owing”A

Part XI.4 tax (excess EPSP amounts)

- imposed, 207.8(2)
- instalments required, 156.1(1)“net tax owing”A

Part XI.5 tax (ELHT owning share or debt of participating employer)

- imposed, 207.9(2)

Part XII.2 tax, 210.2, 210.3

- credit for, 210.2(3)
 - included in beneficiary’s income, 104(31)
- deduction for, 104(30)

Part XII.6 tax

- deductible, 20(1)(nn)

Part-time attendant

- deduction from income, 64(a)A(ii)(J)
- medical expense credit, 118.2(2)(b.1)

Part-year resident, 114

- cash method of computing income, on, 28(4)
- farmer/fisherman, 28(4)
- foreign tax credit, 126(2.2), (3)
- “income for the year”, 120(3)
- otherwise-Class 8 property, capital cost allowance, Reg. Sch. II:Cl. 19
- tax credits, 118.91

Parthenon Investments case overruled, 256(6.1)

Partial debt obligation

- treated the same as entire obligation, 248(27)

Partial dependency, 118.3(3)

Partial disposition

- cost base of property remaining, 53(2)(d)
- specified debt obligation, 142.4(9)

Partial public health restriction

- defined, Reg. 8901.2(0.1)
- qualifying, *see* Qualifying partial public health restriction

Participant (re butterfly transactions)

- defined, 55(1)“permitted exchange”(b)
- specified debt obligation, 142.4(9)

Participate

- defined, for third-party penalty, 163.2(1)

Participating debt interest

- defined, 212(3)
- subject to non-resident withholding tax, 212(1)(b)(ii)
- treated as equity for SIFT rules, 122.1(1)“equity”(d)(ii)

Participating employer

- defined
 - deferred profit sharing plan, 147(1.1)
 - employee life and health trust, 144.1(2), 207.9(1)
 - pooled registered pension plan, 147.5(1)
 - registered pension plan, 147.1(1), Reg. 8308(7)

Topical Index

Participating farmer (in Canadian Wheat Board Farmers' Trust)

- acquisition of eligible unit of trust by, 135.2(5)
- death of, 135.2(6), (8)
- defined, 135.2(1)
- disposition of trust unit by, 135.2(9)

Participating jurisdiction

- defined, for Common Reporting Standard, 270(1)

Participating jurisdiction financial institution

- defined, for Common Reporting Standard, 270(1)

Participating life insurance policy

- defined, 138(12), 211(1), Reg. 1408(1)

Participating percentage

- defined, for foreign accrual property income, 95(1)

Participation certificate

- no interest payable on tax due, 161(5)

Participation period

- defined
- • for Home Buyers' Plan, 146.01(1)
- • for Lifelong Learning Plan, 146.02(1)

Particular person

- defined, for foreign affiliate share-for-share exchange, 85.1(4.2)

Partition of property

- rules, 248(20)–(23)
- • disproportionate partition, 248(20)
- • proportionate partition, 248(21)

Partner, *see also* Partnership

- active, application of debt forgiveness rules, 80(1)“forgiven amount”B(k)
- agreement by, validity, 96(3)
- automobile provided to
- • amount included in income, 12(1)(y)
- • becoming resident in Canada, 96(8)
- contribution of property to partnership, 97(1)
- debt forgiveness rules, application where partnership issued debt obligation, 80(15)
- debt owing by, where treated as partnership debt, 80(2)(n)
- deceased
- • value of rights or things to date of death, 53(1)(e)(v)
- deemed, for certain purposes, 248(13)
- depreciable property acquired with government assistance, 13(7.2)
- election by, *see* Partnership: election by members
- election re fiscal period of terminated partnership, 99(2)–(4)
- election to renounce investment tax credit, 127(8.4)
- inducement payments or reimbursement received by, 12(2.1)
- limited, *see* Limited partner
- non-resident
- • creates non-Canadian partnership, 102(1)
- • payments to, withholding tax, 212(13.1)(b)
- notice to, 244(20)
- objection to determination of partnership's income or loss, 165(1.15)
- obligation to pay interest re land purchase, 18(2.1)
- passive, *see* Limited partner; Specified member (of partnership)
- retiring, allocation of share of income to, 96(1.1)
- • deduction, 96(1.3)
- • deemed carrying on business in Canada, 96(1.6)
- • right to share in income
- • • deemed not capital property, 96(1.4)
- return on death of, 150(4)
- rules for computing income etc., 96(1)
- share of exploration and development expense, 66.1(7), 66.2(6), (7)
- tax matters, designation by partnership, 165(1.15)

Partner jurisdiction

- defined, for crypto-asset reporting, 296(1)
- defined, for digital platform operator reporting rules, 282(1)

Partnership, *see also* Limited partnership; Partner; Partnership interest

- accrued interest income, 12(3)
- “acquisition cost”, ITAR 20(4)“acquisition cost”
- acquisition of foreign affiliate from, 91(7)
- agreement by members, validity, 96(3)
- agreement to share income
- • in unreasonable proportions, 103(1.1)
- • to avoid tax, 103(1)
- allocation to retiring partner, 96(1.1)
- • deduction, 96(1.3)
- annuity contract, interest in, 12.2
- assumptions, 96(2)
- business of, continued as sole proprietorship, 98(5)
- Canadian, defined, 102(1)
- Canadian development expenses of, election to exclude, 66.2(5)“Canadian development expense”(f)
- Canadian oil and gas property expenses of, election to exclude, 66.4(5)“Canadian oil and gas property expense”(b)
- Canadian partnership, defined, 102(1)
- Canadian securities owned by, 39(4.1)
- capital cost allowance, Reg. 1102(1a)
- carbon capture investment tax credit, 127.44(11)
- ceasing to exist, 98
- • continuation of, by another partnership, 98.1(2)
- • continued by new partnership, 98(6)
- • continued by proprietor, 98(5)
- • deemed proceeds of disposition, 98(2)
- • disposition of property, 98(1)
- • property transferred to corporation, 85(3)
- • rules applicable, 98(3), (4)
- charitable donations, *see* gifts made by (below)
- common-law, *see* Common-law partner
- continuation
- • as new partnership, 98(6)
- • by another partnership, 98.1(2)
- • by proprietor, 98(5)
- contribution of property to, 97
- • capital cost to partner exceeds proceeds, where, 97(4)
- • majority interest partner, by, 40(3.3), (3.4)
- corporate
- • gross revenue from active businesses, 125.1(4)
- • small business deduction, 125(6)
- • • “specified partnership income”, 125(7)
- • • “specified partnership loss”, 125(7)
- corporation as member of
- • inclusion of stub period income, 34.2(2)
- corporation deemed member, 125(6.1)
- death of partner, return, 150(4)
- debt obligation issued by, 80(13)E(a), (14)(b), (15), (18)
- deemed person for affiliated persons definition, 251.1(4)(b)
- deemed person for debt forgiveness rules, 80(1), 80.01(1)
- deemed person for flow-through share provisions, 66(16)
- deemed person for Part IV.1 tax, 187.4(c)
- deemed person for scientific research tax credit rules, 127.3(7)
- deemed person for seizure of property by creditor, 79(1)“person”, 79.1(1)“person”
- deemed person for share-purchase tax credit rules, 127.2(9)
- deemed person for tax on carved-out property, 209(6)
- deemed person for tax shelter identification rules, 237.1(1)
- deemed taxpayer for tax shelter investment cost rules, 143.2(1)“taxpayer”
- deemed person for withholding tax obligations, 227(5.2), (15)
- defined, nowhere (*see* case law)
- depreciable property, ITAR 20(3), (5)
- determination of income or loss, 152(1.4)–(1.8)

Topical Index

Partnership (*cont'd*)

- objection to determination, 165(1.15)
- distributions tax, 197, *see* SIFT partnership
- distributions, tax on, *see* SIFT partnership
- dividend received from foreign affiliate, 93.1(2)
- from pre-acquisition surplus, 92(4)–(6)
- election by members
 - date to be made, 96(4)
 - late-filed, 96(5)
 - penalty, 96(6), (7)
 - special cases, 96(5.1)
 - re property transferred, 97(2)
 - certain windups excluded, 97(3)
- validity, 96(3)
- exempt, for resource allowance claims, Reg. 1206(1)
- exempt persons, anti-avoidance rule, 96(8)
- family farm or fishing, *see* Family farm or fishing corporation/partnership
- farming business of
 - disposition of land used in, 101
- financial institution, 142.2(1)“financial institution”(b)
- fiscal period of, 249.1(1)(b)(ii), (c)
- election to align year-end with corporate partners, 249.1(8)–(11)
- foreign accrual property income of, 93.1(5), (6)
- foreign, partner becoming subject to Canadian tax, 96(8)
- foreign resource property disposition, 59(1.1)
- fuel tax rebate of, 111(11)
- gains and losses, determination of, 96(1.7)
- gifts made by
 - corporation’s share, 110.1(4)
 - individual’s share, 118.1(8)
- includes another partnership that is a member, 102(2)
- income of, 12(1)(l), 96(1)
 - determination by CRA, 152(1.4)–(1.8)
 - income splitting, 103
 - minimum tax applicable to partner, 127.52(2)
- information return, Reg. 229
 - early disclosure for public partnership, Reg. 229.1
 - failure to make, 162(7.1), (8), (8.1)
 - foreign-based information, 233.2–233.5
 - demand for, 233(2)
- interest accrued, 12(3)
- interest in, *see* Partnership interest
- interest on debt relating to acquisition of land, 18(3)“interest on debt relating to the acquisition of land”(b)
- investing in residential property or Canadian film
 - capital cost allowance limitation, 127.52(2)
- investment tax credit, allocation to partners, 127(8)–(8.5)
 - carbon capture (CCUS) credit, 127.44(11)
 - non-limited partners, 127(8.3)
- life insurance policy, interest in, 12.2
- limited, *see* Limited partnership
- limited liability, *see* Limited liability partnership
- look-through rules, *see* Tiers of partnerships
- loss of, minimum tax applicable to partner, 127.52(2)
- majority interest partner, 248(1)
- manufacturing etc., profits, Reg. 5204
- member, *see* Partner
- name, reference to on documents, 244(20)(a)
- new, continuing predecessor partnership, 98(6)
- non-Canadian
 - withholding tax on payments to, 212(13.1)(b)
- non-existent
 - extended deadline for assessment of non-partners, 152(1.8)
- non-resident controlled
 - corporate member’s specified income deemed nil, 125(6.2)
 - deemed, 125(6.3)
- notice to, 244(20)
 - Part IV.1 tax, 187.4
 - Part XIII tax, application of, 212(13.1), (13.2)
 - partner, *see* Partner
 - “percentage of member”, ITAR 20(4)“percentage”
 - personal-use property of, 46(4)
 - professional, *see* Professional partnership
 - property
 - right to receive
 - adjusted cost base, 53(2)(o)
 - public, *see* Public partnership; SIFT partnership
 - publicly traded, tax on distributions, *see* SIFT partnership
 - qualifying Canadian, *see* Qualifying Canadian partnership
 - reference to, constitutes reference to partners, 244(20)
 - renounced resource expenses, return to be filed re, 66(12.69)
 - late filing, 66(12.74), (12.75)
 - research and development expenses, no carryforward, 96(1)(e.1)
 - resident of, *Income Tax Conventions Interpretation Act* s. 6.2
 - residual interest in, 98.1(1)
 - resource expenditures, by members, 66(18)
 - allocation of assistance, 66.1(7), 66.2(6), (7), 66.4(6), (7)
 - resource expenses of
 - deemed made by partners, 66(18)
 - election by partner to exclude, 66.2(5)“Canadian development expense”(f), 66.4(5)“Canadian oil and gas property expense”(b)
 - not claimed at partnership level, 96(1)(d), 66.1(7), 66.2(6), (7), 66.4(6), (7)
 - renounced, 66(12.69), (12.74), (12.75)
 - resource expenses renounced to
 - non-arm’s length relationship deemed, 66(17)
 - return, *see* information return (*above*)
 - right to share in income
 - disposition of, 96(1.2)
 - death of taxpayer, on, 96(1.5)
 - deduction, 96(1.3)
 - rules for computing income etc., 96(1)
 - rollover to, 97(2)
 - scientific research tax credit, 127.3(4), (7)
 - service of documents on, 244(20)(b)
 - share-purchase tax credit, 127.2(4), (9)
 - small business deduction, 125(6)
 - soft costs relating to construction, 18(3.1)(b), 18(3.2)(b)(iii)
 - specified member, defined, 248(1)
 - taxable dividends received by, 186(6)
 - taxation year of, 96(1)(b)
 - terminated
 - fiscal period of, 99(1)
 - member’s election re fiscal period, 99
 - tiered, *see* Tiers of partnerships
 - transfer of property by partner to, 97(1), (2)
 - transfer of property to corporation, 85(2)
 - partnership wound up, 85(3)
 - “undepreciated cost to the partnership”, ITAR 20(4)“undepreciated cost to the partnership”
 - unit, *see* Limited partnership unit; Partnership interest
 - value of rights or things on death, 53(1)(e)(v)
 - winding-up of, *see* ceasing to exist (*above*)
 - withholding tax, 227(15)

Partnership distributions tax, 197, *see* SIFT partnership

Partnership interest, *see also* Limited partnership unit

- acquired through amalgamation, 87(2)(e.1)
- adjusted cost base
 - additions to, 53(1)(e)
 - deductions from, 53(2)(c)
 - negative, whether capital gain, 40(3)–(3.2)
 - recomputation of following debt forgiveness, 53(4)–(6)
- artificial transactions, 40(3.13)
- borrowed money used to acquire, 20.1(5)

Topical Index

Partnership interest (*cont'd*)

- deductions from, 53(2)(c)
- capital contribution where other person withdraws funds, 40(3.13)
- constitutes specified property, 54“specified property”(c)
- disposition of, 100
 - gain from, 100(2), (2.1)
 - loss from, 100(4)
- subsequent to debt forgiveness, deemed capital gain, 80.03(2), (4)
- distributed to parent on winding-up of subsidiary, 88(1)(a.2), (c)
- donation to charity, whether no capital gain, 38(a.3)
- expenses of selling or financing, 20(1)(e)
- foreign affiliate's, adjusted cost base of, 95(2)(j)
- issuance of, whether deductible to partnership, 143.3(4)
- limited liability partnership, *see* Limited liability partnership
- loan of, 96(1.7)
- owned on Dec. 31/71, ITAR 26(9)–(9.4)
- person having, deemed member, 248(13)
- qualified investment for RRSP etc., Reg. 4900(6)(b) [before 2027]
- residual, 98.1(1)
- transfer on death, 98.2
- whether taxable Canadian property, 248(1)“taxable Canadian property”(g)

Parts

- deemed to be inventory, 10(5)
- valuation of, 10(4)

Partsperson

- apprenticeship job creation credit, 127(9)“investment tax credit”

Party planning or organizing relief (COVID), Reg.

- 8901.1(2)(b)(xx)(B), *see also* Qualifying tourism or hospitality entity

Pass

- transit, *see* Public Transit Pass Credit

Passenger automobile

- defined (for pre-1966 cars only), Reg. 1102(11)

Passenger vehicle, *see also* Automobile; Zero-emission passenger vehicle

- acquired at non-arm's length
 - deemed cost of, 13(7)(h)
- capital cost limited to \$24,000, 13(7)(g)
- defined, 248(1)
- electric, *see* Zero-emission passenger vehicle
- hydrogen, *see* Zero-emission passenger vehicle
- interest on money borrowed to buy
 - limitation on deductibility, 67.2
- leasing costs
 - limitation on deductibility, 67.3
 - more than one lessor, limitation on deductibility, 67.4
- luxury, limitations on, *see also* Luxury Items Tax
 - bad debt from sales of, 20(4)
- capital cost allowance, 13(7)(g), Reg. 1101(1af), 7307(1), Reg. Sch. II:Cl. 10.1
 - year of disposition, Reg. 1100(2.5)
- interest deductibility, 67.2, Reg. 7307(2)
- leasing cost, 67.3, 67.4, Reg. 7307(3), (4)
- terminal loss disallowed, 20(16.1), Reg. 1100(2.5)
- recapture exception, 13(2)
- transferred to corporation by shareholder
 - capital cost or cost, 85(1)(e.4)

Passive income

- dividends, 82(1), 90
- foreign affiliate, *see* Foreign accrual property income
- generally, 9(1)
- interest, 12(1)(c), 12(4)
- non-resident, of, 212

- private corporations
 - refundable dividend tax on hand, 129(1), (4), (5)
- small business deduction grind, 125(5.1)(b), (5.2)

Passive NFE

- defined, for Common Reporting Standard, 270(1)

Passive partner, *see* Limited partner; Specified member (of partnership)

Past service event

- defined, 147.1(1), Reg. 8300(1), (2)
- restrictions on pension benefits, 147.1(10)

Past service pension adjustment

- accumulated, Reg. 8303(1)(a)
- defined, 248(1), Reg. 8303
- foreign plan, Reg. 8308.1(5), (6)
- net
 - calculation of, 204.2(1.3)
 - defined, 146(1)“net past service pension adjustment”
- occurring in 1991, Reg. 8303(2.1)
- provisional, Reg. 8303(2), (3)

Patent

- application, legal fees deductible, 20(1)(cc)
- capital cost allowance
 - 25% rate, Reg. 1100(1)(a)(xxx), 1100(9.1), Reg. Sch. II:Cl. 44
- allocated over life of patent, Reg. 1101(1)(c), 1100(9), Reg. Sch. II:Cl. 14
- non-resident withholding tax, 212(1)(d)
- paid to U.S. resident, Canada-U.S. Tax Treaty:Art. XII:3(c)

Patient

- defined, 118.2(2)(a)
- medical expenses for, 118.2(2)

Patronage

- allocation in proportion to
 - defined, 135(4), Reg. 4901(2)
- holding forth prospect of, 135(5)
- members/non-members, 135(2)

Patronage dividends, 135

- carryover of deduction, 135(2.1)
- deduction, 20(1)(u), 135(1)
 - exclusion where non-arm's length, 135(1.1)
- paid to non-resident, 212(1)(g)
- payments, information return, Reg. 218
- receipt of, income, 135(7)
- where marketing board used, 135(8)

Pattern

- capital cost allowance, Reg. Sch. II:Cl. 12(d)

Pay equity

- averaging of settlement received, 110.2, 120.31

Pay period

- defined
 - for employee source withholdings, Reg. 100(1)
 - for exemption test policy (life insurance), Reg. 310

Payable

- meaning of, 104(24)

Payee

- defined, Reg. 237(1)

Payee certificate for non-resident, Reg. 805.1

Payee corporation

- defined, for suspended-dividend-refund rules, 129(1.3)

Payee dividend

- defined, for suspended-dividend-refund rules, 129(1.31)(a)(i)

Payer

- defined, for hybrid mismatch arrangement rules, 18.4(1)

Payer corporation

- defined, for suspended-dividend-refund rules, 129(1.3)

Topical Index

Payer-due day

- defined, for suspended-dividend-refund rules, 129(1.3)(c)

Payment, *see also* Deductions in computing income; Expenses; Income; Payment of tax

- based on production or use, income, 12(1)(g)
- defined, for hybrid mismatch arrangement rules, 18.4(1)
- ITA, under, not deductible from business or property income, 18(1)(t)
- instalment, *see* Instalment payments
- lump sum, withholding, Reg. 103
- maintenance and support, *see* Support payments (spousal or child)
- non-residents, to, Part XIII
 - information return, Reg. 202
- periodic, *see* Periodic payments
- shareholder or prospective shareholder, to, 15(7)
 - from corporation, 15(1)
- tax, *see* Payment of tax
- tax transfer, to provinces, 154, Reg. 3300
- to CRA over \$10,000, must be electronic, 160.5(2), 162(7.4)

Payment card corporation, *see* Prescribed payment card corporation share

Payment of tax, 153, 156, 158

- balance due day, defined, 248(1)
- carved-out income, on, 209(4)
- certificate before distribution, 159(2)
 - failure to obtain, 159(3)
- corporations, 157
 - where instalments not required, 157(2.1)
- death of taxpayer, on
 - election to pay in instalments, 159(5)
- deduction at source, 153(1)
- deemed, *see also* refundable credits
- trust, by, re non-qualified investment, 202(6)
- deferral of
 - appeal for purpose of, penalty, 179.1
- deferred income plans
 - over-contributions, 204.3
 - property held by, 207.2
- departure tax
 - election to defer, 220(4.5)–(4.54), Reg. 1300
- farmers and fishermen, 155, 156.1
- individuals, 153(2), 156, 156.1
- instalment, *see also* Instalment payments (Instalments)
- non-residents, 215
- on behalf of others, 159
- Part I.1, 180.1(3)(b)
- Part I.2, 180.2(5)(b)
- Part II, 183(2)
- Part II.2, 183.4(2)
- Part III, 185(2)
- Part III.1, 185.2(4)
- Part IV, 187(2)
- Part IV.1, 187.2
- Part V, 188(1.1), 189(6)
- Part VI, 190.21
- Part VI.1, 191.1(1)
- Part VI.2, 191.5(2)
- Part IX, 196
- Part IX.1, 197(7)
- Part X, 198(2)
- Part X.1, 204.3(1)
- Part X.2 [before 2027], 204.7(1)
- Part X.3, 204.86(1)(c)
- Part X.4, 204.92(c)
- Part XI.1, 207.2(1)
- Part XI.2, 207.4
- Part XI.3, 207.7(3)

- Part XI.4, 207.8(4)
- Part XII.1, 209(4)
- Part XII.3, 211.4
- Part XII.4, 211.6(4)
- Part XII.5 tax, 211.8(2), 211.82
- Part XIII, 215(1)
- Part XIV, 219(1)
- postponement, where income in blocked currency, 161(6)
- public authorities disposing of cultural property, 207.3, 207.4
- registered investment [before 2027], 204.7
- remainder payment, 158
- retirement compensation arrangement, 207.7(3)
- security for, 220(4)–(4.4), Reg. Part XXII
- taxpayer leaving Canada, 226(1)
- transfer among tax accounts, 221.2
- trustee, etc., 159(1)
- personal liability, 159(3)

Payment rate

- for carbon tax refund to farmers, 127.42(1)

Payoffs

- no deduction for, 67.5

Payroll deduction, *see* Withholding

Payroll taxes (provincial)

- deductibility of, 18

Payroll withholding, *see* Withholding

Peak shaving facility (re LNG liquefaction)

- defined, Reg. 1104(18)

Pearen case overruled, 118.2(2.21)

Peat

- property for use in harvesting, 127(9)“qualified property”

Penalty, *see also* Offences; Table O-7

- appeal without reasonable grounds, 179.1
- burden of proof of offence on Minister, 163(3)
- CCUS climate risk report, failure to publish, 211.93(5)
- CCUS knowledge sharing report, failure to file, 211.93(4)
- charity, *see* Registered charity: penalties
- compliance order issued, 231.7(6)–(10)
- confidential information, contraventions re, 239(2.2)
- conviction of offence, on, 238(1), 239
 - second penalty, when applicable, 239(3)
- corporation’s failure to file information return, 162(10)
- court has no power to decrease punishment, 243
- deficient instalments of tax, 163.1
- destruction of records, for, 239(1)
- dishonoured cheque, for, 162(11)
- electronic sales suppression software, 163.3, *see also* Zapper software (or hardware)
- failure to comply with notice of non-compliance, 231.9(12)
- failure to file information return electronically, 162(7.02)
- failure to file prescribed form, R&D corporation, 149(7.1)
- failure to file return, 162(1)
 - electronically, where required, 162(7.2)
 - repeated penalties, 162(2)
 - trustees etc., 162(3)
- failure to provide SR&ED claim preparer information, 162(5.1)
- failure to provide Taxpayer Identification Number for crypto-asset reporting, 303(3)
- failure to provide Taxpayer Identification Number to financial institution for provision to foreign tax authorities, 281(3)
- failure to remit tax withheld, 227(9)
 - applicable only on amounts over \$500, 227(9.1)
 - salary or wages, from, 227(9.5)
- failure to withhold tax, 227(8)
 - salary or wages, from, 227(8.5)
- false statement, 163(2), 239(1)
 - by third party or tax preparer, 163.2
 - charity receipt, 188.1(9), (10)

Topical Index

Penalty (*cont'd*)

- re renunciation of resource expenses, 163(2.2)
- frivolous appeal, 179.1
- general anti-avoidance rule applying, 245(5.1)
- gross negligence, 163(2)
- incomplete return, 162(5)
- incorrect tax shelter identification number, for providing, 239(2.1)
- interest on, 161(11)
- large corporations, late return, 235
- late-filed election, 220(3.5)
 - capital gains exemption triggering, 110.6(26), (29)
 - disposition of share in foreign affiliate, 93(6)
 - partners, 96(6)
 - transfer to corporations, 85(8), (9)
- late filing of form re renunciation of resource expenses, 66(12.75)
- late filing of return, 162(1), 235
- late instalments of tax, 163.1
- misrepresentation, 163(2)
 - by third party or tax preparer, 163.2
- not deductible from income, 18(1)(t), 67.6
- notice of non-compliance outstanding, 231.9(12)
- ownership certificates, offences re, 162(4)
- Part II.2 tax, 183.4(3)
- Part IV.1 tax, 187.6
- Part VI.1 tax, 191.4(2)
- Part VI.2 tax, 191.6
- Part XII.2 tax, 210.2(7)
- Part XII.3 tax, 211.5
- Part XII.4 tax, 211.6(5)
- Part XII.5 tax, 211.82
- partnership information return, failure to file, 162(7.1), (8.1)
- payment over \$10,000 made non-electronically, 162(7.4)
- registered charity, *see* Registered charity: penalties
- regulations, failure to comply with, 162(7)
- remittance over \$10,000 made non-electronically, 162(7.4)
- repeated assessments of, 162(2)
- repeated failures to report an amount of income, 163(1)
- sales suppression software, 163.3, *see also* Zapper software (or hardware)
- Social Insurance Number
 - failure to provide, 162(6)
 - wrongful communication of, 239(2.3)
- tax advisor, 163.2
- tax shelter identification number, offences re, 237.1(7.4)
 - deduction disallowed while penalty unpaid, 237.1(6.1)
- third party, 163.2
- transfer pricing, 247(3), (11)
- waiver of, by Minister, 220(3.1)
- zapper software, 163.3, *see also* Zapper software (or hardware)

Pension, *see also* Pension plan; Canada Pension Plan / Quebec Pension Plan

- adjustment, *see* Pension adjustment
- benefits, *see also* income (below)
 - income, 56(1)(a)(i)
 - exemption, 57
 - paid to non-resident, 212(1)(h)
 - election to file return, 217
 - paid to U.S. resident, Canada-U.S. Tax Treaty:Art. XVIII
 - paid to widow(er), 57(5)
 - received in error, deduction for repayment, 60(n.1)
 - transferred to another plan, deductible, 60(j)
 - unpaid, 78(4)
- bridging benefits, *see* Bridging benefits
- credit, *see* Pension credit

- defined, *Income Tax Conventions Interpretation Act* s. 5; Canada-U.S. Tax Treaty:Art. XVIII:3; Canada-U.K. Tax Treaty:Art. 17:3
- disability benefit
 - constitutes earned income for RRSP, 146(1)“earned income”(b.1)
- Halifax disaster, exempt, 81(1)(f)
- income, *see also* benefits (above)
 - credit for, 118(3)
 - unused, transfer to spouse, 118.8
 - defined, 60.03(1), 118(7)
 - qualified, defined, 118(7)
 - splitting with spouse
 - deduction to pensioner, 60(c)
 - income inclusion to transferee, 56(1)(a.2)
 - joint liability for tax, 160(1.3)
 - revocation of election, 220(3.201)
 - rules, 60.03
 - source deductions, 153(1.1), (2)
- paid to non-resident, 212(1)(h)
- election to file return, 217
- paid to U.S. resident, Canada-U.S. Tax Treaty:Art. XVIII
- periodic payments, *see* Periodic pension payment
- plan, *see* Pension plan
- RCMP, exempt, 81(1)(i)
- service, exempt, 81(1)(d)
 - from other country, exempt, 81(1)(e)
- superannuation or pension benefits
 - defined, 248(1)
- surplus, *see* Pension surplus

Pension Act, pension under, exempt, 81(1)(d)

Pension adjustment, *see also* Pension credit

- defined, 248(1), Reg. 8301(1), *see also* Pension credit
- limits, 147(5.1)(c), 147.1(8), (9), Reg. 8506(2), 8509(12)
- past service, *see* Past service pension adjustment
- reversal, *see* Pension adjustment reversal
- special rules, Reg. 8308

Pension adjustment correction, *see also* Permitted corrective contribution (to pension plan)

- defined, Reg. 8304.1(16)
- included in “total pension adjustment reversal”, Reg. 8304.1(1)(b)
- information return required, Reg. 8402.01(4.1)

Pension adjustment reversal

- defined, 248(1)“total pension adjustment reversal”, Reg. 8304.1
- effect of, 146(1)“RRSP deduction limit”R, 146(1)“unused RRSP deduction room”(b)R, 204.2(1.1)(b)R
- regulations respecting, 147.1(18)(d), (t), Reg. 8304.1
- reporting requirements, Reg. 8402.01

Pension benefits, *see* Pension: benefits; Pension: income

Pension benefits act, provincial

- registration under, 147.1(2)(a)(iii)

Pension Benefits Guarantee Fund

- exempt from income tax, 149(1)(o.5)
- prescribed person for pension investment corp., Reg. 4802(1)(f.1)

Pension Benefits Standards Act

- administration of
 - communication of information obtained under ITA, 241(4)(d)(vii)
- registration under, 147.1(2)(a)(iii)

Pension corporation

- exemption, 149(1)(o.1), (o.2)

Pension credit, *see also* Pension adjustment

- artificial reduction of, Reg. 8503(14)
- calculation of, Reg. 8301
- deferred profit sharing plan, Reg. 8301(2)
- foreign plan, Reg. 8308.1(2)–(4)

Pension credit (*cont'd*)

- • registered pension plan
 - • • defined benefit provision
 - • • • multi-employer plan, Reg. 8301(7)
 - • • • ordinary plan, Reg. 8301(6)
 - • • • specified multi-employer plan, Reg. 8301(5)
 - • • downsizing benefits, effect of, Reg. 8308(9)
 - • • money purchase provision, Reg. 8301(4)
 - • • non-vested termination, Reg. 8301(8), (9)
 - • • remuneration for prior years, Reg. 8308(3)(b)
 - • • replacement of benefits, effect of, Reg. 8304
 - • • transitional rule, Reg. 8301(10)
- • rounded to nearest dollar, Reg. 8311
- • specified retirement arrangement, Reg. 8308.3(2)–(5)
- • United States treaty, tax credit, Reg. 8308.1(2.1)
- constitutes pension adjustment, Reg. 8301(1)
- DPSP contribution limits, effect on, 147(5.1)
- multi-employer plan, effect on PA limit, 147.1(9)
- non-refundable credit, for \$1,000 of pension income, 118(3)
- reporting of, Reg. 8401(3)

Pension fund investment corporation, 149(1)(o.2)(iii)

Pension fund of a governmental entity, international organization or central bank

- defined, for Common Reporting Standard, 270(1)

Pension fund real estate corporation, 149(1)(o.2)(ii)

Pension income, *see also* Pension: benefits; Pension: income

- defined, 60.03(1), 118(7)
- Pension plan**, *see also* Registered pension plan
 - appeal from refusal to register, 172(3)(f), 172(5)
 - benefits flowed through trust, 104(27)
 - Canada, *see* Canada Pension Plan / Quebec Pension Plan
 - contract under, 254
 - dollar limits, *see* Pension adjustment
 - foreign plan, *see* Foreign plan (pension plan)
 - individual, Reg. 8515
 - legal expenses of collecting or establishing right to benefit under
 - • deduction for, 60(o.1)
 - • income when recovered, 56(1)(1.1)
 - provincial, *see* Specified pension plan
 - pooled, *see* Pooled pension plan; Pooled registered pension plan (PRPP)
 - Quebec, *see* Canada Pension Plan / Quebec Pension Plan
 - registered, *see* Registered pension plan
 - Saskatchewan, *see* Specified pension plan
 - surplus, *see* Pension surplus
 - transfers between, 147.3

Pension surplus

- transfer of, 147.3(4.1), (7.1)

Pension transferee

- defined, 60.03(1)
- income inclusion to, for split pension income, 56(1)(a.2)
- joint liability for tax on split pension income, 160(1.3)
- source deductions deemed withheld for, 153(2)

Pension trust

- exempt, 149(1)(o)

Pensionable service

- defined, Reg. 8500(1)

Pensioner

- deduction to, for split pension income, 60(c)
- defined, 60.03(1)
- joint liability for tax on split pension income, 160(1.3)

Percentage

- rates of tax, *see* Rates of tax
- specified, *see* Specified percentage

Performer, *see* Actor

Period of disability

- defined, Reg. 8500(1)

Period of reduced services

- defined, Reg. 8300(1)

Periodic child care expense amount

- defined, 63(3)

Periodic payments

- accrual to date of death, 70(1)(a)
- alimony/maintenance/support, 56(1)(b)–(c.2), 56.1, 60(b)–(c.2), 60.1
- pension, *see* Periodic pension payment
- tax deduction, determination of, Reg. 102

Periodic pension payment

- defined, *Income Tax Conventions Interpretation Act* s. 5

Periodical

- advertising in, limitation, 19.01(2)–(4)
- defined, 19.01(1)
- edition of, meaning, 19.01(6)

Permanent establishment

- defined
 - • Canada–U.S. Tax Convention, Canada-U.S. Tax Treaty:Art. V
- • corporation, Reg. 400, 8600
- • for country-by-country reporting, 233.8(1), Reg. 8201
- • for FAPI purposes, 95(1), Reg. 5906(2)
- • for leasing-property rules, 16.1(1), Reg. 8201
- • for restrictive-covenant rules, 56.4(1), Reg. 8201
- • for various purposes, Reg. 8201
- • individual, Reg. 2600
- dividend from non-resident corporation having, 112(2), Reg. 8201
- for allocating income among provinces
 - • of corporation, Reg. 400
 - • of individual, Reg. 2600
- international tax treaties
 - • applies for FAPI purposes, Reg. 5906(2)(a)(i), 5906(2)(b)(i)
 - • Canada–U.K. convention, Art. 5
 - • Canada–U.S. convention, Canada-U.S. Tax Treaty:Art. V
- profits allocated to, *Income Tax Conventions Interpretation Act* s. 4
- securities lending arrangement, 260(5), Reg. 8201
- specified leasing property, 16.1(1), Reg. 8201
- tax on property forming part of, Canada-U.S. Tax Treaty:Art. XXIII:2

Permitted acquisition

- defined, for butterfly, 55(1)

Permitted corrective contribution (to pension plan), *see also* Pension adjustment correction

- deductible to employee, 147.1(1)(a)(ii)
- deductible to employer, 147.1(4)(a)(ii)
- defined, 147.1(1)
- information return required, Reg. 8402(4)
- permitted, 147.1(20)

Permitted deferral

- defined, for small business investment capital gain rollover, 44.1(1)

Permitted element

- for clean technology manufacturing ITC, 127.49(1)

Permitted exchange

- defined, for butterfly, 55(1)

Permitted redemption

- defined, for butterfly, 55(1)

Perpetual poverty, vow of, 110(2)

Person, *see also* Taxpayer

- defined, Canada-U.S. Tax Treaty:Art. III:1(e); Canada-U.K. Tax Treaty:Art. 3:1(c)

Topical Index

Person (*cont'd*)

- includes partnership for specific purposes, 66(16), 79(1), 79.1(1), 80(1), 80.01(1), 80.02(1), 80.03(1)(a), 80.04(1), 135.2(1), 139.1(1), 160.01(1), 163.2(1), 187.4(c), 209(6), 227(5.2), (15), 237.1(1), 237.3(1), 237.4(1), 237.5(1), 251.1(4)(b), 251.2(1), 256.1(1)
- related by blood, defined, 251(6)

Person employed

- for carbon tax refund to small business, defined, 127.421(1)

Personal credits, 118, *see also* Tax credits

- defined, for source deductions, Reg. 100(1)

Personal injury award

- election re capital gains, 81(5)
- income from exempt, 81(1)(g.1), (g.2)

Personal or living expenses

- allowance for, taxable, 6(1)(b)
- defined, 248(1)
- not deductible, 18(1)(h)

Personal property

- located on ship or aircraft used in international traffic, whether taxable Canadian property, 248(1)“taxable Canadian property”(b)(ii)

Personal service

- defined, for digital platform operator reporting rules, 282(1)

Personal services business

- defined, 125(7), 248(1)
- excluded from active business income, 125(7)“active business carried on by a corporation”
- expenses, limitation on deductibility of, 18(1)(p)
- incorporated employee, defined, 125(7)“personal services business”(a)
- loans, 12(1)(w), 80.4(1)
- rate of tax on, 123.4(1)“full rate taxable income”(a)(iii), 123.5
- retirement compensation arrangement, 207.6(3)

Personal support worker

- refundable credit, 122.93

Personal trust, *see also* Trust (or estate)

- defined, 110.6(16), 248(1)
- effect of qualifying disposition, 107.4(3)(i)
- disposition of capital interest in, 107(1)(a)
- distribution of property to beneficiary, 107(2), (4.1)
- emigration of beneficiary, whether deemed disposition of interest, 128.1(10)“excluded right or interest”(j)
- income interest in, defined, 108(1)
- non-arm’s length with beneficiary, 251(1)(b)
- principal residence exemption, 54“principal residence”

Personal-use property, *see also* Listed personal property

- adjusted cost base of, 46(1), (2)
- bad debt that is, 50(2)
- defined, 54
- disposition of
 - capital loss nil, 40(2)(g)(iii)
 - in part, 46(2)
- ordinarily disposed of as a set, 46(3)

Pertinent loan or indebtedness

- deemed interest income from, 17.1
- defined
 - for foreign-affiliate dumping rules, 212.3(11)
 - for shareholder-loan rules, 15(2.11)

Pertinent person or partnership

- defined, for artificial foreign tax credit generator rules, 91(4.3), Reg. 5907(1.05)

Petro-Canada, subject to tax, 27(2), Reg. 7100

Petroleum/natural gas

- allowances, Reg. Part XII
- corporations, *see* Drilling or exploration expense; Exploration and development expenses; Prospecting
- cost of substance injected to recover, 20(1)(mm)

- dealers in, limitation, 66(5)
- exploration and development expenses, 66
- exploration equipment etc., capital cost allowance, Reg. Sch. II:Cl. 10(t), Sch. II:Cl. 41
- flow-through shares eliminated after March 2023, 66(12.6)(b.2)
- liquefied natural gas facility, capital cost allowance, Reg. Sch. II:Cl. 47(b)
- pipeline for natural gas distribution, Reg. Sch. II:Cl. 51

Phantom stock plan

- emigration or immigration, no deemed disposition, 128.1(10)“excluded right or interest”(a)(vii)

Pharmacist

- defined, 118.4(2)

Phase (of a project)

- defined, for investment tax credit, 127(9)

Phased retirement, Reg. 8503(16)–(25)

- *Phénix case overruled*, 66.1(6)“Canadian exploration expense”(k.1), 66.2(5)“Canadian development expense”(i.1)

Photocopier

- capital cost allowance, Reg. 1101(5p), Reg. Sch. II:Cl. 10(f)

Photocopy, *see* Copy of document

Phototherapy equipment, medical expense credit, 118.2(2)(i)

Photovoltaic equipment

- capital cost allowance, Reg. Sch. II:Cl. 43.1(d)(vi), Sch. II:Cl. 43.1(d)(xiii), Sch. II:Cl. 43.2(b)

Physical activity

- defined, Reg. 9400(1)
- prescribed program, for children’s fitness credit, Reg. 9400

Physician, *see* Medical doctor

Physiotherapist

- certification of impairment
 - for disability credit, 118.3(1)(a.2)(v)

Pick-up truck

- deemed not to be automobile, 248(1)“automobile”(e)

Pilot, *see* Aircraft: pilot

Pilot plants, qualify for R&D investment tax credits, Reg. 2900(11)(c), (d)

Pinball arcade relief (COVID), Reg. 8901.1(2)(b)(ix)(A)(IV), (b)(xv), *see also* Qualifying tourism or hospitality entity

Pinball machine

- capital cost allowance, Reg. Sch. II:Cl. 16(f)

Pink Sheets quoted stocks

- qualified for deferred income plans before 2002, Reg. 4900(1)(s) [repealed]

Pipeline

- capital cost allowance, Reg. Sch. II:Cl. 1(l), Sch. II:Cl. 2(b), Sch. II:Cl. 49, Sch. II:Cl. 51
 - defined, IT-482R para.1
 - exhausted within 15 years, Reg. Sch. II:Cl. 8(i)
 - for mine, Reg. Sch. II:Cl. 10(l)
 - gas or oil well equipment, Reg. 1104(2), Reg. Sch. II:Cl. 10(j)
 - natural gas distribution, for, Reg. Sch. II:Cl. 51
 - separate classes if cost over \$10 million, Reg. 1101(5i), (5j)
- linefill in, no CCA, Reg. 1102(1)(k)
- post-mortem, 84(2)
- transmission, *see* Transmission pipeline

Pipeline operators

- taxable income earned in a province, Reg. 411

Piping, *see* Underground piping

Plan fees

- payment by owner of registered plan, not an advantage conferred on plan, 207.01(1)“advantage”(b)(i)

Plan payment (for RDSP assistance payment withholding)

- defined, Reg. 103.1(1)
- withholding required, Reg. 103.1(2)

Topical Index

Plan trust

- defined
- for qualified investment regulations before 2027, Reg. 4901(2)
- for registered disability savings plan, 146.4(1)

Planning activity

- defined
- for tax-debt avoidance penalty, 160.01(1), 163.2(1)
- for third-party penalty, 163.2(1)

Plant residue

- defined, Reg. 1104(13)

Plant Workers Adjustment Program

- overpayments repaid, deductible, 60(n)(v)
- payments received under, taxable, 56(1)(a)(vi), Reg. 5502
- withholding of tax at source, 153(1)(m), Reg. 5502

Platform

- defined, for digital platform operator reporting rules, 282(1)

Platform operator

- defined, for digital platform operator reporting rules, 282(1)

Platinum group metal

- critical mineral, 127(9)“critical mineral”

Plumber

- apprenticeship job creation credit, 127(9)“investment tax credit”

Plural included in singular, *Interpretation Act* s. 33(2)

Points

- allocated in determining whether film/video production qualifies as credit, Reg. 1106(5)

Poland, *see also* Foreign government

- stock exchange recognized, 262
- universities, gifts to, Reg. Sch. VIII, s. 12

Police officer, *see also* Royal Canadian Mounted Police

- communication of information to by CRA, 241(4)(p)
- high-risk overseas missions, income not taxed, 110(1)(f)(v)
- killed in line of duty, tax-free benefit to families, 81(1)(j)
- moneys seized from tax debtor by, 224.3
- pension accrual to retire early, *see* Public safety occupation
- RCMP, disability pension exempt, 81(1)(i)
- vehicle of, deemed not to be automobile, 248(1)“automobile”(b.1)

Policy, *see* Insurance policy; Life insurance policy

Policy anniversary

- defined, Reg. 310, 1401(3)

Policy dividend

- on demutualization, deemed not to be, 139.1(8)

Policy liability

- of insurer, defined [repealed], Reg. 1408(1)

Policy loan (life insurance)

- amount payable in respect of, 138(12), 148(9)
- defined, 138(12), 148(9), 211(1), Reg. 310, 1408(1)
- interest limitation, 20(2.1), Reg. 4001
- repayment of, 60(s)

Policy reserves, *see see* Insurance corporation: policy reserves

Policy year

- ending in taxation year, 6(4), (5)

Policyholders' liabilities

- defined
- for determining insurer's capital, 138(12), 181(2), Reg. 8600
- for insurers' IFRS transition rules, 138(12), Reg. 2400(1)
- for Part VI tax on financial institutions, 190(1)

Political activity

- of Canadian amateur athletic association, 149.1(6.201)
- of charitable foundation, 149.1(6.1)
- of charitable organization, 149.1(6.2)

Political contribution

- books and records, 230.1

- eligible amount of contribution, 248(30)–(33)
- information returns, Reg. 2001
- not deductible, 18(1)(n)
- receipts, Reg. 2000, 2002
- tax credit for, 127(3)–(4.2)
- limit on valuation of property contributed, 248(35)–(38)

Political party, *see also* Political contribution

- deregistration of, no tax receipt allowed while Court application pending, 127(3.3)

Pollution control equipment

- capital cost allowance, Reg. 1100(1)(t), Reg. Sch. II:Cl. 24, Sch. II:Cl. 27

Pollution tax, *see* Carbon tax refunds

Ponzi scheme

- income tax treatment of, 9(1), 9(2)

Pool amount

- defined, for functional currency election, 261(7)(d)

Pooled fund trust, *see* Master trust (or Pooled fund trust)

Pooled pension plan, *see also* Pooled registered pension plan (PRPP)

- defined, 147.5(1), 248(1)

Pooled RPP, *see* Pooled registered pension plan (PRPP)

Pooled registered pension plan (PRPP), 147.5

- benefit from
- non-resident withholding tax, 212(1)(h)
- qualifies for pension income credit, 118(7)“pension income”(a)(i), (iii.2)
- taxable, 56(1)(z.3), 147.5(13)(a), (16), (18)
- benefits permissible under, 147.5(5)
- business carried on by, 147.5(8)
- death of member, 147.5(14)–(20)
- rollover of PRPP to survivor's RRSP, 60(l)(v)(A.1), (B.01), (B.1)(II)1
- deemed not to be RCA, 248(1)“retirement compensation arrangement”(a.1)
- deemed not to be SDA, 248(1)“salary deferral arrangement”(a.1)
- disclosure of information for administration of, 241(4)(d)(vii)
- employer's contribution
- deductible, 20(1)(q), 147.5(10)
- included in cumulative excess RRSP amount, 204.2(1.2)I(c)
- information return, Reg. 214.2
- made in error, return of permitted, 147.5(3)(d)(ii)(A)
- taxable when returned, 147.5(13)(b)
- no taxable benefit, 6(1)(a)(i)
- reduces RRSP deduction room, 146(1)“unused RRSP deduction room”(b)D(iii), 146(5)(b), 146(5.1)(b)(ii)
- excluded from various trust rules, 108(1)“trust”(a)
- exempt income of Indians, contributions from, 147.5(31)–(34)
- income accruing in
- not taxed, 147.5(8), 149(1)(u.3)
- information return, Reg. 213, 214.2
- interest on money borrowed to invest in, whether deductible, 18(11)(c)
- member's contribution
- deductible, 146(5), 147.5(11)
- information return, Reg. 214.2
- not taxed, 147.5(8), 149(1)(u.3)
- prescribed to own shares of pension investment corporations, Reg. 4802(1)(c.3)
- RRIF may accept transfer from, 146.3(2)(f)(viii)
- refusal to register, appeal, 172(3)(h)
- registration conditions, 147.5(2)
- return of contributions, 147.5(3)(d)(ii)
- tax-free in certain cases, 56(1)(z.3)(i)
- reversionary trust rules do not apply, 75(3)(a)
- revocable plan, 147.5(3), (4)
- revocation of registration

Topical Index

Pooled registered pension plan (PRPP) (*cont'd*)

- for non-compliance with conditions, 147.5(24)–(27)
- voluntary, 147.5(28)
- transfer from, to ALDA, PRPP, RPP, RRSP or RRIF, 147.5(21)
- RPP may accept transfer, Reg. 8502(b)(iv)
- transfer to
 - another PRPP, from, 147.5(21)(c)(ii)
 - RRIF, from, 146.3(14.1)(a)
- withdrawal allowed to reduce Part X.1 over contribution tax, 204.2(5)

Pornography

- ineligible for Canadian film/video credit, Reg. 1106(1)“excluded production”(b)(viii)
- ineligible for film/video production services credit, Reg. 9300(2)(h)

Portfolio investment entity

- defined, for SIFT trust definition, 122.1(1)

Portfolio investments

- dividends on, refundable Part IV tax, 186(1)

Position

- defined, for straddle-transaction rules, 18(17)

Post, *see* Mail

Post-emigration loss, 128.1(8)

Post-1971 spousal or common-law partner trust, *see also* Joint spousal or common-law partner trust; Trust (or estate): spouse, for

- deduction from income, 104(6)(b)B(i)
- defined, 248(1)
- distribution of property to person other than spouse, 107(4)(a)(i)
- preferred beneficiary election by, 104(15)(a)
- transfer by, to another trust, 104(5.8)

Post-1995 life insurance policy

- defined [repealed], Reg. 1408(1)

Post-1995 non-cancellable or guaranteed renewable accident and sickness policy

- defined [repealed], Reg. 1408(1)

Post-secondary school level

- defined, for RESP purposes, 146.1(1)

Poultry

- raising, constitutes farming, 248(1)“farming”

Poverty, vow of, 110(2)

Powerline technician

- apprenticeship job creation credit, 127(9)“investment tax credit”

Pre-acquisition surplus

- election for dividend to come out of (return of capital), Reg. 5901(2)(b)

Pre-acquisition surplus (of foreign affiliate)

- deduction for dividend paid out of, 113(1)(d), Reg. 5900(1)(c)
- dividend received by partnership, 92(4)–(6)

Pre-funded group life insurance policy

Pre-1972 capital surplus on hand

- amalgamation, on, 87(2)(t)
- on windup of corporation, 88(2)–(2.3)

Pre-1972 spousal trust

- deemed disposition by, 104(4)(a.1)
- defined, 108(1)

Pre-1986 capital loss balance

- defined, 111(8)
- usable, \$2,000 per year, 111(1.1)

Pre-1996 life insurance policy

- defined [repealed], Reg. 1408(1), (7)

Pre-1996 non-cancellable or guaranteed renewable accident and sickness policy

- defined [repealed], Reg. 1408(1), (7)

Pre-production mining expenditure

- Canadian exploration expense, 66.1(6)“Canadian exploration expense”(f)(v.1), (g)
- defined, 127(9)
- reduction for assistance received, 127(11.1)(c.3)
- investment tax credit for, 127(5)(a)(i), 127(5)(a)(ii)(A), 127(9)“investment tax credit”(a.3)
- carryforward or carryback, 127(9)“investment tax credit”(c)
- specified percentage, 127(9)“specified percentage”(j)
- reduces CCEE, 66.1(6)“cumulative Canadian exploration expense”L

Pre-reversion debt (for functional currency rules)

- defined, 261(1)
- rules for, 261(13), (14)

Pre-transition debt (for functional currency rules)

- defined, 261(1)
- rules for, 261(8)–(10), (12)(f)

Precious metals

- eligible for RRSP, RRIF etc. investment, Reg. 4900(1)(t)
- purchase of, information return required, Reg. 230(5)

Predecessor corporation, *see* Amalgamation

Predecessor employer

- defined, Reg. 8500(1)
- definition applies to *Income Tax Act*, 147.2(8), Reg. 8500(1.2)
- former employee of, for pension plan rules, 147.2(8)
- pensionable service counts towards member’s benefits, Reg. 8504(2.1)

Predecessor owner

- defined, for resource allowance, Reg. 1206(1)

Preexisting account

- defined, for Common Reporting Standard, 270(1)

Preexisting crypto-asset user

- defined, for crypto-asset reporting, 296(1)

Preexisting entity account

- defined, for Common Reporting Standard, 270(1)

Preexisting individual account

- defined, for Common Reporting Standard, 270(1)

Preferred beneficiary

- defined, 108(1)
- election, 104(14), Reg. 2800
- allocable amount, 104(15)
- filing deadline, 104(14)–(14.02)

Preferred-rate amount, for credit union

- deduction based on, 137(3)
- defined, 137(4.3)

Preferred share, *see also* Short-term preferred share; Taxable preferred share; Term preferred share

- consideration for property transferred to corporation, 85(1)(g)
- deemed interest on, 258(3)
- defined, 248(1)
- issued by loss corporation
- where dividends on not deductible, 112(2.4)–(2.9)
- tax-deferred series, Reg. 2107
- tax on payment of dividends on, 191.1
- tax on receipt of dividends on, 82(1), 187.2, 187.3
- taxable, *see* Taxable preferred share

Pregnant loss, *see also* Superficial loss

- rules preventing transfer of,
 - capital property, 40(3.3), (3.4)
 - depreciable property, 13(21.2)
 - share or debt owned by financial institution, 18(13), (15)

Preliminary CCUS work activity

- defined, for CCUS credit, 127.44(1)

Preliminary clean hydrogen work activity

- defined, 127.48(1)

Preliminary clean hydrogen work activity (*cont'd*)

- excluded from capital cost for clean hydrogen tax credit, 127.48(10)

Preliminary work activity

- defined
- for clean electricity tax credit, 127.45(1), 127.491(1)
- for clean technology credit, 127.45(1)
- for oil sands mine development project, 66.1(6)
- for oil sands project, Reg. 1104(2)
- no clean electricity credit allowed, 127.491(9)(a)(v)
- no clean technology credit allowed, 127.45(5)(a)(iv)

Premium

- defined
- Home Buyers' Plan, 146(1)“premium”, 146.01(1)“premium”
- life insurance as taxable benefit, Reg. 2700(2)
- life insurance policy, 148(9)“premium”
- Lifelong Learning Plan, 146(1)“premium”, 146.02(1)“premium”
- obligation owned since before 1972, ITAR 26(12)
- registered retirement savings plan, 146(1)“premium”
- group term life insurance policy
- limitation on deductibility, 18(9.01)
- taxable benefit to employee, 6(4), Reg. 2700–2704
- health care insurance, deductible, 20.01
- home insurance, deduction after moving away, 62(3)(g)
- life insurance used as collateral, deductible, 20(1)(e.2)
- prescribed, Reg. 309(1)
- RRSP, under, 146(1)“premium”
- refund of, *see* Registered retirement savings plan: refund of premiums

Premium category

- defined, Reg. 2700(1)

Premium paid by the policyholder

- defined [repealed], Reg. 1408(4)

Prepaid amounts, taxable when received, 12(1)(a)

Prepaid expenses

- amalgamation, 87(2)(j.2)
- farming or fishing (cash-basis) business, 28(1)(e), (e.1)
- limitation re deductibility, 18(9)

Prepaid insurance benefit

- defined, Reg. 2703
- included in taxable group term life insurance, 6(4), Reg. 2701(1)(b)

Prepaid interest

- limitations on deduction for, 18(9), 18(9.2)–(9.8)

Preproduction, *see* Pre-production mining expenditure

“Prescribed” defined, 248(1)

Prescribed annuity contract, Reg. 304

- amount included in income, 56(1)(d)
- deduction, 60(a)
- excluded from accrual rule, 12(11)“investment contract”, 12.2(1)(b)

Prescribed benefit

- government assistance program, excluded from income, 56(1)(a)(vi), Reg. 5502
- group term life insurance, Reg. 2700–2704
- RCA advantage rules, none, 207.5(1)“advantage”(e)
- RRSP and other registered plan advantage rules, none, 207.01(1)“advantage”(e)
- tax shelter rules, Reg. 3100

Prescribed countries

- for intercorporate dividend from foreign affiliate, Reg. 5907(11)–(11.2)
- for lower withholding tax, debt issued before 1976, Reg. 1600
- for tax treaty elections, Reg. 7400(1)
- stock exchanges recognized, 262
- treaties with, *see* list of treaties in Table of Contents

Prescribed credit rating agency, Reg. 4900(2)

Prescribed debt obligation, *see* Debt obligation: prescribed

Prescribed distribution

- for foreign spinoff, Reg. 5600

Prescribed donee, Reg. 3504

Prescribed durable goods, for teacher school-supplies credit, Reg. 9600

Prescribed energy generation and conservation property

- for Atlantic investment tax credit, 127(9)“qualified property”(b.1)

Prescribed excluded property

- defined, for RRSP etc. prohibited investment, 207.01(1)“excluded property”

Prescribed intermediate zone

- credit for residence in, 110.7(1)
- defined, Reg. 7303.1

Prescribed labour-sponsored venture capital corporation

- defined, Reg. 6701

Prescribed northern zone

- credit for residence in, 110.7(1)
- defined, Reg. 7303.1

Prescribed payment card corporation share

- defined, Reg. 9002.1(1)
- excluded from mark-to-market property rules, 142.2(1)“excluded property”(b)
- property ceasing to be, 142.6(1.4)

Prescribed plan or arrangement

- retirement compensation arrangement, Reg. 6802
- rules re, 207.6(6)

Prescribed premium

- life insurance policy, Reg. 309(1)
- RRSP recontribution, Reg. 8307(7)

Prescribed property

- tax shelter rules, Reg. 3101

Prescribed rate (of interest), Reg. Part XLIII

- “quarter” defined, Reg. 4300

Prescribed region

- of drought, flood or excessive moisture, Reg. 7305.01(1)

Prescribed securities exchange investment

- defined, Reg. 9002.2(1)
- excluded from mark-to-market property rules, 142.2(1)“excluded property”(c)
- property ceasing to be, 142.6(1.5)

Prescribed share

- for capital gains exemption, Reg. 6205
- for flow-through shares, Reg. 6202.1
- for lending assets, Reg. 6209
- for redemption of public corporation shares, Reg. 6206
- for resource expenditures, Reg. 6202
- for short-term preferred shares, Reg. 6201(8)
- for small business investment capital gain rollover, Reg. 6204
- for stock option rules, Reg. 6204
- for taxable preferred shares, Reg. 6201(7)
- for taxable RFI shares, Reg. 6201(4), (5.1)
- for term preferred shares, Reg. 6201(1)–(3), (5), (6)

Prescribed stock exchange, *see* Stock exchange

Prescribed taxable Canadian corporation

- for film credit rules, Reg. 1106(2)

Prescribed trust, *see* Trust (or estate): prescribed

Prescribed venture capital corporation

- defined, Reg. 6700, 6700.1, 6700.2

Prescription drugs, as medical expense, 118.2(2)(n)

President, *see* Officer: corporation, of

Pressure pulse therapy device

- medical expense credit, Reg. 5700(z.4)

Topical Index

Prevailing wage requirements

- defined, for labour requirements for ITCs, 127.46(1)

Price adjustment clause, 85(1)

Priest, *see* Clergy

Primarily government assisted plan (RDSP)

- limitation on withdrawals, 146.4(1)“specified maximum amount”, 146.4(4)(n)

Primary address

- defined, for digital platform operator reporting rules, 282(1)

Primary currency (of specified debt obligation)

- defined, Reg. 9100

Primary recovery, Reg. 1206(1)

Prince Edward Island, *see also* Province

- Grandparents and Care Providers Program, *see* Kinship care, social assistance for
- prescribed area, for electrical energy or steam processing, 127(9)“qualified property”(c.1)
- prescribed designated region, 127(9)“specified percentage”(a)(vi), Reg. 4607
- qualified property acquired for use in, 127(9)“specified percentage”(a), (e)
- tax rates, *see* introductory pages

Principal amount (of debt obligation)

- defined, 248(1), (26)
- distress preferred share, 80.02(2)(a)
- obligation outstanding since before 1972, ITAR 26(1.1)

Principal-business corporation (exploration and development)

- deduction of CEE, 66.1(2)
- defined, 66(15)
- pre-production mining expenditures renounced to, 127(9)“pre-production mining expenditure”(b)
- prescribed deductions, Reg. 1213

Principal-business corporation (real property)

- associated
- base level deduction, 18(2.3)–(2.5)
- base level deduction, 18(2)(f), 18(2.2)
- excluded from limitation on CCA, Reg. 1100(12)

Principal residence

- capital gains exemption election, effect on, 40(2)(b)A, D, 40(7.1)
- defined, 54
- designation, 54“principal residence”(c), (c.1), Reg. 2301
- late or amended, or revocation of, 220(3.21)(a.1)
- disposed of to spouse or spousal trust, 40(4)
- disposition after 1981, 40(6)
- distribution by spouse trust, 107(2.01)
- election where change in use, 45(3), Reg. 2300
- where not available, 45(4)
- exception to rules, 54.1
- farmer’s, exclusion of, 40(2)(c)
- gain on disposition not taxed, 40(2)(b)
- property of trust, 40(6.1), 54“principal residence”(c.1)
- regulations, Reg. 2300, 2301
- relocation rule, 54.1
- satisfaction of interest in trust, 40(7)

Printout

- as proof of electronic document, 244(9)

Prior reference period

- defined, for COVID-19 Canada Emergency Wage Subsidy, 125.7(1)

Prior year revenue decline

- defined, for Canada Emergency Wage Subsidy, 125.7(1)

Priority, *see* Garnishment for taxes unpaid; Ordering

Prison, *see also* Offences

- person confined to
- higher-income spouse can claim child-care expenses, 63(2)(b)C(i)(C)

- no GST credit, 122.5(2)(b)

Private corporation, *see also* Corporation

- Canadian-controlled, defined, 125(7), 248(1)
- capital dividend, election, 83(2), Reg. 2101
- cooperative deemed not to be, 136(1)
- credit union deemed not to be, 137(7)
- Crown corporation deemed not to be, 27(2)
- defined, 89(1), 248(1)
- special cases, 27(2), 134, 136(1), 137(7), 141(2), 141.1, 186(5), 227(16)
- deposit insurance corporation deemed not to be, 137.1(6)
- disclosure of shareholder identities to CRA and the public, *see* Individuals with Significant Control (of corporations)
- dividend paid by, 83(2)
- dividend refund to, 129
- existing since before 1972, ITAR 50
- flow-through of income to shareholders, *see* Integration
- insurance corporation deemed not to be, 141.1
- municipal or provincial corporation deemed not to be, 227(16)
- mutual fund corporation deemed to be, 131(5)
- payment of tax, 157(3)
- subject corporation, 186
- tax on certain dividends received, 186

Private foundation, *see also* Charitable foundation; Registered charity

- acquiring control of a corporation, 149.1(12)(a)
- penalty, 188.1(3)
- revocation of registration, 149.1(3)(c)
- business activities of
- penalty for carrying on any business, 188.1(1)(a), 188.1(2)(a)
- revocation for carrying on any business, 149.1(4)(a)
- defined, 149.1(1), 248(1)
- designation of, as public, 149.1(13)
- designation of registered charity as, 149.1(6.3)
- disbursement quota, *see* Disbursement quota (of charity)
- excess holdings regime, 149.1(1)“divestment obligation percentage”, (4.1)(c), 188.1(3.1)–(3.5)
- excluded from reversionary trust rules, 75(3)(b)
- non-qualified investment, *see* Non-qualified investment: private foundation
- registration of, *see* Registered charity

Private health services plan, *see also* Employee life and health trust

- defined, 248(1)
- employee contributions to employee life and health trust deemed to be contributions to PHSP if identified as such, 144.1(10)
- employer’s contribution not a taxable benefit, 6(1)(a)(i)
- premiums
- deductible from business income, 20.01
- reduction in partnership interest, 53(2)(c)(xii)
- medical expense credit, 118.2(2)(q)

Private holding corporation, defined, 191(1)

Privatization of government assets

- debt qualifies for investment by deferred income plans, Reg. 4900(1)(q)

Privileged documents, *see* Solicitor-client privilege

Prize

- achievement, for
- included in income, 56(1)(n)
- lottery, not taxed (no taxing provision)
- prescribed, Reg. 7700
- not included in income, 56(1)(n)
- property acquired as, cost of, 52(4)

Pro rata portion

- defined
- for mutual fund corporation, TCP gains, 131(6)
- for mutual fund trust, TCP gains, 132(4)

Probate fees

- avoidance of, 248(1)“alter ego trust”

Procedure and evidence, 244

Procedures not followed by CRA

- assessment still valid, 166

Proceeds of disposition, *see also* Proceeds of the disposition

- allocation of
 - between land and buildings, 13(21.1), 70(5)(d)
 - between property and services, 68
- capital property, 54“proceeds of disposition”
- deemed
 - amalgamation, on, 69(13)
 - disposition of share, on, 55(2)–(5)
 - disposition to trust with no change in beneficial ownership, 69(1)(b)(iii)
 - former business property, 44(6)
 - property surrendered to creditor, 79(3)
 - when deemed payable, 14(2) [before 2017]
- defined
 - capital property, 54
 - depreciable property, 13(21)
 - for resource allowance, Reg. 1206(1)
- depreciable property, 13(21)“proceeds of disposition”
- due after year
 - amalgamation, 87(2)(m)
- income interest in trust, 106(3)
- life insurance policy, interest in, 56(1)(j), 148(9)“proceeds of the disposition”
- life insurance policy dividends deemed to be, 148(2)
- timber resource property, 20(5.1)
- unclaimed at year-end
 - withholding tax, 153(4)
 - effect of remittance, 153(5)
- uncollectible portion, 20(4)–(4.2)
- unrealized, 40(1)(a)(iii)

Proceeds of the disposition, *see also* Proceeds of disposition

- defined, Reg. 310

Processing, *see also* Manufacturing or processing

- allowances, Reg. Part XII
- defined, for mining tax deduction, Reg. 3900(1)
- field, *see* Canadian field processing

Processing property

- defined, Reg. 1206(1)

Producer gas

- defined, for CCA, Reg. 1104(13)
- equipment for generating, Reg. Sch. II:Cl. 43.1(d)(xvi)
- equipment for generating energy from, Reg. Sch. II:Cl. 43.1(c)(i)(A), Sch. II:Cl. 43.1(d)(ix)

Producer (of film or video production)

- defined, Reg. 1106(1)“producer”

Producer organization or association

- farm support payment, information return, Reg. 234–236

Production

- resource property, from, defined, 66(15)“production”
- right to receive, *see* Right to receive production

Production commencement time

- defined, for Canadian film tax credit, 125.4(1), (1.1)

Production or use

- payments dependent on
 - deemed income, 12(1)(g)
 - interest paid to non-resident, 212(1)(b) (closing words)

Production tax amount

- defined
 - for FAPI, Reg. 5910(4)
 - for foreign tax credit, 126(7)

Professional athlete

- defined, 143.1(1)

Professional corporation, *see also* Professional practice

- defined, 248(1)
- fiscal period of, 249.1(1)(b)(iii)

Professional membership dues

- employee’s, deduction, 8(1)(i)(i)
- examination fees to qualify, tuition credit, 118.5(1)(d)
- professions board, deductible, 8(1)(i)(vii)

Professional partnership

- defined, 40(3.111)
- where ACB of partnership interest is less than zero, 40(3.11)A(b), B(c)

Professional practice

- carried on since before 1972, ITAR 23(3)
- examination fees to qualify, tuition credit, 118.5(1)(d)
- incorporated, *see* Professional corporation
- judge’s income from, 24.1 [repealed]
- partnership for, *see* Professional partnership
- privileged information, 232(2)
- work in progress of
 - deemed to be inventory, 10(5)(a)
 - election to exclude from income until 2017, 34
 - transitional rule 2017–2020, 10(14.1)
 - valuation of, 10(4)(a)

Professions board

- dues to, deductible, 8(1)(i)(vii)

Professor

- exemption for travel expenses, 81(3.1)(a)(ii)

Profit, *see also* Income

- from business or property, income, 3(a), 9(1)
- payment based on future, 12(1)(g)
- reasonable expectation required, 18(1)(h), 248(1)“personal or living expenses”

Profit participation payments

- not deductible as financing expenses, 20(1)(e)(iv.1)

Profit sharing plan, *see also* Deferred profit sharing plan;

- Employees profit sharing plan
- appeal from refusal to register, 172(3)(c), 180
- defined, 147(1), 248(1)
- employer’s contribution under, 20(1)(w)
- limitation on deductibility, 18(1)(k)
- information return, Reg. 212
- registration of, as DPSP, 147(2)
- refusal by Minister
 - deemed, 172(4)(b)
- regulations, Reg. Part XV

Profits, *see* Profit

Program for Older Worker Adjustment, *see* Older Worker Adjustment, Program for

Prohibited investment

- for employee life and health trust
 - defined, 207.9(1)
 - tax on, 207.9(2)
- for qualifying environmental trust
 - defined, 211.6(1)
- for RCA
 - becoming or ceasing to be, deemed disposition and reacquisition, 207.61(4)
 - defined, 207.5(1)
 - limitation on RCA election, 207.5(3)
 - tax on, 207.61
- for RRSP, RRIF, TFSA, RESP or RDSP
 - benefit attributable to, constitutes advantage, 207.01(1)“advantage”(c)(ii)
 - defined, 207.01(1)
 - investment becoming or ceasing to be, 207.01(6)
 - tax on, 207.04(1), (2), (6), (7)
 - waiver of tax, 207.06(2)

Topical Index

Prohibited investment (*cont'd*)

- for registered pension plan, Reg. 8514

Project period

- defined, for CCUS credit, 211.92(1)

Project phase, *see* Phase (of a project)

Project plan (for CCUS project)

- defined, 127.44(1)
- new plan must be filed, 127.44(6), (8)
- required, 127.44(1)“qualified CCUS project”, “qualified carbon capture expenditure”, “qualified carbon storage expenditure”, “qualified carbon use expenditure”

Project start-up date

- defined, for CCUS project, 211.92(1)

Project support equipment

- defined, for clean hydrogen tax credit, 127.48(1)

Projected eligible use percentage

- defined, for CCUS credit, 127.44(1)

Prolonged

- defined, for disability credit, 118.4(1)(a)

Promissory note

- conversion to other bond, debenture or note, 51.1
- issued on rollover of property to corporation, 85(1)(b)
- provided as payment, 76(1)

Promoter

- for non-resident trust rules
 - defined, 94(1)
- of education savings plan
 - defined, 146.1(1)“education savings plan”(b)
- of non-resident investment or pension fund
 - defined, 115.2(1)
- of notifiable transaction
 - defined, 237.3(1), 237.4(1)
- of reportable transaction
 - defined, 237.3(1)
- of tax shelter
 - defined, 149.1(1), 237.1(1)
- obligation to provide and use identification number, 237.1(5)

Promotion expenses, *see* Advertising

Proof

- burden of, *see* Burden of proof
- documents, of, 244(9), (13)
 - rebuttable, *Interpretation Act* s. 25(1)
- electronically filed return, 244(21)
- failure to comply, of, 244(7), (8)
- no appeal, of, 244(10)
- not required re signature of CRA officer, 244(11)
- return, etc., of, 244(17)–(19)
- service, of, 244(6)
 - by mail, 244(5)
- time of compliance, of, 244(8)

Property, *see also* Goods

- acquired
 - as prize, 52(4)
 - by bequest etc., 70(6)
 - by gift, 69(1)(c)
 - by insurer, on default in payment, 138(11.93)
 - from spouse, deemed value of, 73
 - in the year, capital cost allowance, Reg. 1100(2)–(2.4)
 - non-arm’s length exception, Reg. 1102(20)
 - to earn income from business, expenses deductible, 20(1)(e)(ii.1), 20(1)(e.1)(ii)
- adjusted cost base
 - amounts added, 53(1)
 - amounts deducted, 53(2)
 - defined, 54
 - identical properties, 47

- negative amount, deemed gain, 40(3), (3.1)
- amortized cost, ITAR 26(12)“capital property”
- and casualty surplus, *see* Property and casualty surplus (of insurer)
- annual value of, not deductible, 18(1)(d)
- appropriation of, to shareholder or prospective shareholder, 15(1), (7)
- beneficial owner of, defined re Quebec, 248(3)
- Canadian resource property, defined, 66(15)
- capital gains and losses, *see* Capital gains and losses
- “capital property” defined, 54; ITAR 26(12)“capital property”
- “certified”
 - ascertainment of, 127(10)(a), (b)
 - change in use of, 13(7), 45
 - before 1972, ITAR 26.1(1)
 - election, 45(2)
 - insurer, by, 138(11.3)–(11.41), (11.6)
 - principal residence, election, 45(3)
 - where not available, 45(4)
- convertible, *see* Convertible property
- cost amount, defined, 248(1)
- cultural, *see* Cultural property
- deceased taxpayer, of, 164(6)
- deemed acquisition of
 - becoming non-resident, 128.1(4)(c)
 - becoming resident in Canada, 128.1(1)(c)
 - capital cost allowance rules, Reg. 1100(2.21)
 - change in use, on, 45
- deemed disposition of
 - becoming non-resident, 128.1(4)(b)
 - becoming resident in Canada, 128.1(1)(b)
 - capital cost allowance rules, Reg. 1100(2.21)
 - change in use, on, 45
 - death, on, 70(5)–(10)
- deemed gain from
 - added to cost base, 53(1)(a)
- defined, 248(1)
- depreciable, *see* Depreciable property
- disposed of
 - in part, 43, 46
 - on death, definitions, 70(10)
- disposition of, *see* Disposition
- exchanges of, 13(4), 44
- replacement property, 44(5)
- “excluded” of non-resident, 116(6)
- farm, *see* Farm property
- foreign, deferred income plans, Reg. Part L
- former, capital gain, 44(6)
- goodwill, ITAR 21
- government assistance in acquiring
 - cost base, deductions from, 53(2)(k)
- having more than one use, 45
- identical, 47; ITAR 26(8)–(8.2)
 - defined, 248(12)
- life insurance corporation, of, 138(11.1)
- income from, 9(3), 12
 - defined, 9(1)
 - for dividend refund, 129(4)“income” or “loss”
 - for FAPI purposes, 95(1)
- inter vivos gift of, 69(1)(b)
- involuntary disposition of, 13(4)
- leased
 - buildings on, capital cost allowance, Reg. 1102(5)
 - improvements, capital cost allowance, Reg. 1102(4)
- leasing, capital cost allowance, Reg. 1100(15)–(20)
 - non-arm’s length exception, Reg. 1102(20)
- separate classes, Reg. 1101(5c)
- listed personal, *see* Listed personal property
- losses, *see* Non-capital loss; Loss(es)

Topical Index

Property (*cont'd*)

- lost, destroyed or taken
- amalgamation, effects of, 87(2)(1.3)
- misclassified, 13(6)
- non-depreciable capital
- change of control, 53(2)(b.2)
- “nothings”, ITAR 21
- owned on Dec. 31/71, ITAR 20(1)
- part disposition of
- cost base, deduction from, 53(2)(d)
- principal residence, *see* Principal residence
- proceeds of disposition of
- allocation of, between land and buildings, 13(21.1)
- defined, 54
- production from or use of, *see* Production or use
- publicly traded securities, ITAR 26(11)
- qualified (investment tax credit), Reg. 4600
- defined, 127(9), (11)
- reacquired, ITAR 26(6)
- real, disposition of by non-resident, 216(5)
- received as consideration for payment or loan
- cost base, deductions from, 53(2)(f)
- rental, capital cost allowance, Reg. 1100(11)–(14.2)
- replacement, 13(4), (4.1), 14(7) [before 2017], 44(5)
- repossessed, rules applicable, 79
- resource, *see* Resource property
- restricted, *see* Restricted property (for non-resident trust rules)
- seizure of, by creditor, 79.1
- small business, Reg. Part LI
- substituted
- cost base, addition to, 53(1)(f)
- meaning of, 248(5)
- surrender of, to creditor, 79
- tax, *see* Municipality: property taxes
- timber resource, defined, 13(21)
- transfer of, *see* Transfer of property
- trust, proportional holdings in, 259
- upkeep by trust for beneficiary, 105(2)
- use of or production from, *see* Production or use
- value at date of death, 70(5), (6)

Property and casualty surplus (of insurer)

- defined, insurers, Reg. 2400(1)

Property listing

- defined, for digital platform operator reporting rules, 282(1)

Property taxes

- deductible after moving away from home, 62(3)(g)
- limitation on deduction as business expense, 18(2)

Proprietor of business

- disposing of business, 25
- fiscal period, 25
- income from business, 11(1)
- return on death of, 150(4)

Proprietorship

- continuing business of partnership, 98(5)

Prosecution

- indictment, upon, 239(2)
- limitation, 244(4)

Prospecting

- amount re share received, excluded from income, 81(1)(I)
- income from, 35
- exemption, 35(1)(c), 81(1)(l)

Prospector

- defined, 35(2)
- receipt of shares by, 35
- deduction from amount, 110(1)(d.2)

Protective trust

- excluded from qualifying disposition, 107.4(1)(e)

Protector (of trust)

- reported to CRA, Reg. 204.2(1)(a)

Province, *see also* specific provinces by name

- assessment re allocation of provincial income, extension of time for federal reassessment, 152(4)(d)
- bonds issued by
- interest paid to non-resident, 212(1)(b)(ii)(C)(II), 212(6)–(8)
- bound
- by garnishment orders, 224(1.4)
- by withholding tax requirements, 227(11)
- capital tax of, deductibility, 18
- communication of information to, 241(4)(d), (j.2)
- corporation incorporated in before part of Canada, 248(1)“corporation incorporated in Canada”
- corporation owned by, *see also* Crown corporation
- bonds issued by
- • interest paid to non-resident, 212(1)(b)(ii)(C)(IV)
- deemed not private corporation, 227(16)
- exemption, 149(1)(d)–(d.4)
- defined, *Interpretation Act* s. 35(1)
- for corporate tax rate, 124(4)
- for provincial SIFT tax factor, Reg. 414(1)
- exempt from federal tax, *Constitution Act 1867*, s. 125
- gift to, 118.1(1)
- government of, *see* Government
- includes Newfoundland and Labrador and Nova Scotia offshore areas, 124(4)“province”
- income earned in
- deduction from tax, re schooling allowance, 120(2)
- defined, 120(4)
- individual, by, Reg. Part XXVI
- income not earned in
- addition to tax for, 120(1)
- labour-sponsored venture capital corporation of
- recovery of LSVCC credit, 211.7
- laws of
- property transfer to spouse on death, 248(23.1)
- support order transfers, 73(1), (1.1)
- legislature, *see* Legislative assembly (or Legislature)
- logging tax paid to, credit for, 127(1), (2), Reg. 700
- pension legislation, registration under, 147.1(2)(a)(iii)
- portion of income tax
- refund by Minister, 164(1.4)
- refund of tax of, to be paid by CRA, 164(1.4)
- student loan legislation, interest paid under, credit, 118.62
- subject to withholding tax provisions, 227(11)
- super-R&D allowance, federal benefit, 127(9)“super-allowance benefit amount”, 127(10.1)(b)
- tax collection agreement, application of payments, 228
- tax transfer payments to, 154, Reg. 3300

Provincial

- defined, *Interpretation Act* 33(3), 35(1)“province”

Provincial indemnities

- excluded from income, 81(1)(q)

Provincial laws, prescribed, Reg. 6500–6502

Provincial life insurance corporation

- conversion into mutual corporation, 139

Provincial pension plan, *see also* Specified pension plan

- assignment of pension under, attribution rules do not apply, 56(2), (4), 74.1(1)
- benefits taxable, 56(1)(a)(i)
- prescribed, *see* Specified pension plan
- Saskatchewan, *see* Specified pension plan

Provincial reassessment

- defined, 152(4)(d)
- extension of time for federal reassessment, 152(4)(d)

Provincial SIFT tax rate

- defined, 248(1), Reg. 414(3)

Topical Index

Provincial SIFT tax rate (*cont'd*)

- used in calculation of tax payable
- • by partnership, 197(2)C
- • by trust, 122(1)(b)A:D, 122(3)“taxable SIFT trust distributions”C

Provision

- defined, ITAR 74

Provisionable assets

- defined, Reg. 8006

Provisional past service pension adjustment (PSPA)

- defined, Reg. 8303(2), (3)

Proxy amount

- prescribed, for research and development expenses, Reg. 2900(4)–(10)
- • reduction in, 127(11.1)(f) [repealed], 127(18)

Psychologist

- certification of impairment
- • for disability credit, 118.3(1)(a.2)(iv)
- defined, 118.4(2)
- therapy qualifying for medical expense credit, 118.2(2)(1.9)

Public authority

- tax on disposition of cultural property, 207.3

Public body

- performing function of government
- • corporation owned by
- • • exempt from tax, 149(1)(d.5)
- • • • exclusion, 149(1.3)
- • • • income test, 149(1.2)
- • donation to, 149.1(1)“qualified donee”(a)(iii)
- • • by corporation, deduction, 110.1(1)(a)
- • • by individual, tax credit, 118.1(1)“total charitable gifts”
- • exempt from tax, 149(1)(c)

Public corporation

- amalgamation, 87(2)(ii)
- defined, 89(1), 248(1)
- election to trigger gain before corporation becomes, 48.1
- existing since before 1972, ITAR 50
- life insurance corporation deemed to be, 141(2)
- mortgage investment corporation, 130.1(5)
- shares of, donation to charity, 38(a.1)
- • partnership interests exchangeable for, 38(a.3)
- stock buyback tax, *see* Stock buyback tax

Public employees

- annual dues deductible, 8(1)(i)(iv)

Public foundation, *see also* Charitable foundation; Registered charity

- acquiring control of a corporation, 149.1(12)(a)
- • penalty, 188.1(3)
- • revocation of registration, 149.1(3)(c)
- business activities of unrelated business
- • penalty, 188.1(1)(b), 188.1(2)(b)
- • revocation of registration, 149.1(3)(a)
- defined, 149.1(1), 248(1)
- designation of registered charity as, 149.1(6.3)
- private foundation designated as, 149.1(13)
- registration of, *see* Registered charity

Public guardian

- trust held by, whether needs to report to CRA, Reg. 204.2(2)(b.1)

Public health restriction

- defined, for COVID-19 Canada Emergency Rent Subsidy, 125.7(1)
- partial, *see* Partial public health restriction

Public institution

- defined, for COVID-19 Canada Emergency Wage Subsidy, 125.7(1)

Public investment partnership

- defined, Reg. 229.1(1)
- requirement to publicize income information, Reg. 229.1(2), (3)(b)

Public investment trust

- defined, Reg. 204.1(1)
- requirement to publicize income information, Reg. 204.1(2), (3)(b)

Public market

- defined, for SIFT trust and partnership distributions, 122.1(1), 248(1)

Public partnership, *see also* SIFT partnership

- defined, Reg. 229.1(1)
- requirement to publicize income information, Reg. 229.1(2), (3)

Public pension benefits

- defined, Reg. 8500(1)

Public policy dialogue

- charity may engage in, 149.1(1)“charitable activities”, 149.1(10.1)

Public primary caregiver

- defined, 146.1(1)

Public safety occupation, *see also* Firefighter; Police officer

- defined, Reg. 8500(1)
- early retirement permitted, Reg. 8503(3)(c)(i)
- higher pension accrual rate permitted, Reg. 8503(3)(g)(i)

Public school board, *see* School board

Public sector authority

- defined, for interest deduction restrictions, 18.2(1)

Public Sector Pension Investment Board

- prescribed to own shares of pension investment corporations, Reg. 4802(1)(c.2)

Public Transit Pass Credit, 118.02 [pre-2018]

Public trust, *see also* SIFT trust

- defined, Reg. 204.1(1)
- requirement to publicize income information, Reg. 204.1(2), (3)

Public utility

- foreign
- • dividend from, paid to non-resident, 213
- • income imputed to shareholder of corporation, 213(2)

Publicly accessible charity information

- defined, 241(10)

Publicly traded

- defined, Reg. 230(1)

Publicly traded liability

- defined, for SIFT trust definition, 122.1(1)

Publicly-traded securities

- donation of, to charity, zero capital gain, 38(a.1)
- • partnership interests exchangeable for, 38(a.3)
- prescribed, for 1971 valuation day, Reg. 4400
- value on Valuation Day, ITAR 26(11), Reg. Sch. VII

Puck, *see* Paid-up capital

Pulp and paper byproduct

- defined, Reg. 1104(13)
- gas produced by, Reg. 1104(13)“biogas”

Pulp and paper waste

- defined, Reg. 1104(13)
- included in eligible waste fuel, Reg. 1104(13)“eligible waste fuel”

Pulp mills

- capital cost allowance, Reg. Sch. II:Cl. 5

Pumping equipment

- capital cost allowance, Reg. Sch. II:Cl. 7(j), (k)

Punishment, *see* Offences

Purchase butterfly, 55(1), (3.1), (3.2)

Purchaser shares

- defined, 85.1(2.2)

Purifier

- air or water, medical expense credit, Reg. 5700(c.1)

Purpose

- gaining or producing income, 18(1)(a), Reg. 1102(1)(c)

Purpose-built residential rental, *see also* New purpose-built residential rental

- capital cost allowance
- additional CCA allowed, Reg. 1100(1)(a.4)
- defined, Reg. 1104(2)
- excessive interest limitation (EIFEL)
- defined, 18.2(1)
- excluded from limitation, 18.2(1)“exempt interest and financing expenses”(b)

Purpose provisions

- carbon capture, utilization and storage credit, 127.44(15)
- clean hydrogen credit, 127.48(31)
- clean technology credit, 127.45(15)
- clean technology manufacturing credit, 127.49(19)
- EV supply chain credit, 127.492(15)
- general anti-avoidance rule (GAAR), 245(0.1)
- tax treaties, MLI 6(1)

“Put-in-use” rules, *see* Available-for-use rules

Q

QCC, *see* Qualifying cooperative conversion

QCE, *see* Qualified CCUS expenditure

QCJO, *see* Qualified Canadian journalism organization

QDT, *see* Qualified disability trust

QET income tax rate

- defined, 211.6(1)

QFFP taxable capital gain

- defined, 104(21.21)

QITE, *see* Qualified interprovincial transmission equipment

QFM, *see* Qualifying family member

QLAD, *see* Qualifying liquidation and dissolution

QNGEE, *see* Qualified natural gas energy equipment

QPEPG, *see* Qualified professional engineer or professional geoscientist

QPIP, *see* Quebec Parental Insurance Plan

QPP, *see* Canada Pension Plan / Quebec Pension Plan

QR, *see* Qualifying renter

QRE, *see* Qualifying rent expense

QSBC, *see* Qualified small business corporation

QST, *see* Quebec sales tax

QTHE, *see* Qualifying tourism or hospitality entity

QTI, *see* Qualifying transitional income

Quadrennial survey, reserve for

- defined, 12(1)(h), 20(1)(o), Reg. 3600(2)

Qualified activities

- defined, Reg. 5202

Qualified annuity

- defined, Reg. 1408(1)

Qualified CCUS expenditure

- defined, 127.44(1), (9)(b)

Qualified CCUS project

- defined, 127.44(1)
- for clean hydrogen tax credit, 127.44(1), 127.48(1)
- determination of one project vs multiple projects, 127.44(8)

Qualified Canadian journalism organization, *see also* Qualifying journalism organization; Registered journalism organization

- defined, 149.1(1)

- designation as, 248(1)“qualified Canadian journalism organization”

- effective date of designation, 168.1(1)

- revocation of designation, 168.1(2), (3)

Qualified Canadian labour expenditure

- defined, for film/video production services credit, 125.5(1)

Qualified carbon capture expenditure

- defined, 127.44(1)

Qualified carbon storage expenditure

- defined, 127.44(1)

Qualified carbon transportation expenditure

- defined, 127.44(1)

Qualified carbon use expenditure

- defined, 127.44(1)

Qualified clean hydrogen project

- defined, for clean hydrogen tax credit, 127.48(1)
- effect of changes to project, 127.48(7), (8)

Qualified concrete storage process

- defined, 127.44(1)

Qualified construction equipment [repealed]

- defined, 127(9)

Qualified corporation (re Canadian film/video tax credit)

- defined, 125.4(1)

Qualified credit card issuer

- defined, for Common Reporting Standard, 270(1)

Qualified dependant

- Canada Carbon Rebate
- credit in respect of, 122.8(4)D
- defined, 122.8(1)
- Canada Child Benefit
- credit in respect of, 122.61(1)
- defined, 122.6, 122.62, Reg. 6300–6302
- GST credit
- credit in respect of, 122.5(3)A(c), (d)
- defined, 122.5(1), 122.5(2)

Qualified disability trust

- ceasing to be, recovery of tax saved, 122(1)(c), 122(2)
- defined, 122(3)
- graduated tax brackets apply, 117(2), 122(1)
- principal residence exemption, 54“principal residence”(c.1)(iii.1)(B)

Qualified dividend

- defined, 112(6.1)
- stop-loss rules, 112(3.01)–(4.22)

Qualified domestic trust

- relief from double taxation, Canada-U.S. Tax Treaty:Art. XXVI:3(g)

Qualified donee, *see also* Charity; Registered charity

- books and records, requirement to keep, 230(2)
- charity can transfer funds to, 149.1(2)(b), (c), 149.1(3)(b), (b.1), 149.1(4)(b), (b.1)
- corporation granting option to, no donations deduction allowed, 110.1(10)–(13)
- defined, 118.1(1), 149.1(1), 248(1)
- donations to
- by corporation, deduction, 110.0(1)(a)
- by individual, tax credit, 118.1(1)“total charitable gifts”
- option granted to, 110.1(10)–(13), 118.1(21)–(24)
- revocation of registration, 149.1(4.3), 168(1)
- suspension of receipting privileges, 188.2(2)

Qualified engineer or geoscientist, *see* Qualified professional engineer or professional geoscientist

Qualified expenditure

- pool, *see* SR&ED qualified expenditure pool
- reduction to reflect government assistance, 127(18)–(21)
- revocation of registration, 149.1(4.3), 168(1)
- scientific research, for, defined, 127(9)“qualified expenditure”

Topical Index

Qualified expenditure (*cont'd*)

- suspension of receipting privileges, 188.2(2)

Qualified farm or fishing property

- capital gains deduction, 110.6(2)
- defined, 110.6(1)
- • deemed, where capital gain deemed following debt forgiveness, 80.03(8)

Qualified insurance corporation

- defined, Reg. 810(2)
- property of, no certificate required before disposition, Reg. 810(1)(a)

Qualified interprovincial transmission equipment

- defined, for clean electricity credit, 127.491(1)

Qualified investment, *see also* Non-qualified investment

- deferred profit sharing plan (DPSP), 204“qualified investment”
- information return reporting, Reg. 221
- non-resident investment or pension fund
- • defined, 115.2(1)
- registered plan (other than DPSP): FHSA, RDSP, RESP, RRIF, RRSP, TFSA
- • defined
- • • after 2026, 207.01(1), Reg. 5001–5004
- • • before 2027, 146(1), 146.1(1), 146.3(1), 146.4(1), 204, 207.01(1), Reg. 4900
- • obligation of plan carrier, promoter or issuer, 207.01(5)
- • tax on investment that is not, 207.04

Qualified labour expenditure (re Canadian film/video tax credit)

- defined, 125.4(1)

Qualified natural gas energy equipment

- defined, for clean electricity credit, 127.491(1)

Qualified natural gas energy system

- defined, for clean electricity credit, 127.491(1)

Qualified non-resident

- defined, 115.2(1)

Qualified pension income

- defined, 60.03(1), 118(7)
- pension credit, 118(3)B(b)

Qualified professional engineer or professional geoscientist

- defined, 127(9)
- must certify critical mineral mining expenditure, 127(9)“flow-through critical mineral mining expenditure”(e)

Qualified property

- defined
- • investment tax credit, 127(9), (11)

Qualified REIT property

- defined, for SIFT trust and partnership distributions, 122.1(1)

Qualified related corporation

- branch tax, 219(8)
- non-resident insurer, of, 138(12)“qualified related corporation”

Qualified relation

- Canada Carbon Rebate
- • defined, 122.8(1)
- GST credit
- • credit in respect of, 122.5(3)A(b)
- • defined, 122.5(1), 122.5(2)

Qualified resource

- defined, for resource allowance claims, Reg. 1206(1)

Qualified resource expense

- defined (for corporate inclusion of partnership income), 34.2(1)

Qualified resource property

- defined, for Atlantic investment tax credit, 127(9)
- excluded from qualified property, 127(9)“qualified property”
- investment tax credit for, 127(9)“investment tax credit”(a)

Qualified security

- defined, 260(1)

- loan of, deemed dividend, 260(5.1)

Qualified small business corporation

- capital gains exemption, *see* Qualified small business corporation share
- share, *see* Qualified small business corporation share

Qualified small business corporation share

- capital gains deduction, 110.6(2.1)
- death of shareholder, 110.6(14)(g)
- defined, 110.6(1)
- • deemed, where capital gain deemed following debt forgiveness, 80.03(8)
- individual, of, defined, 108(1)“qualified small business corporation share”
- related person, 110.6(14)
- rules re, 110.6(14)

Qualified small-business property

- defined, 127(9) [repealed]
- investment tax credit for, 127(9)“specified percentage”(i)

Qualified small business share

- excluded from mark-to-market rules, 142.2(1)“mark-to-market property”(e)

Qualified tertiary oil recovery project, defined, Reg. 1206(1)

Qualified transportation equipment [repealed]

- defined, 127(9)

Qualified trust

- defined, 259(3)

Qualified trust unit

- defined, 260(1)

Qualified validation firm

- defined, for clean hydrogen tax credit, 127.48(1)

Qualified verification firm

- defined
- • for clean electricity credit, 127.491(1)
- • for clean hydrogen tax credit, 127.48(1)

Qualified zero-emission technology manufacturing activities

- credit for, 125.2(2)
- defined, Reg. 5202

Qualifying acquisition

- defined, for stock option deferral, 7(9)

Qualifying active business

- defined, Reg. 5100(1)

Qualifying amount

- defined, for retroactive spreading of lump-sum payments, 110.2(1)

Qualifying annuity

- defined, for pooled registered pension plan rules, 147.5(1)

Qualifying arrangement

- FHSA (first home savings account)
- • ceasing to be, 146.6(16)(a)(iii)
- • conditions for, 146.6(2)
- • defined, 146.6(1)
- Quebec *Civil Code* usufruct rules
- • deemed to be trust in Quebec, 248(3)(b), (c)
- • defined, 248(3.2)
- RRSP overcontribution
- • defined, 204.2(1.32)
- TFSA (tax-free savings account)
- • ceasing to be, 146.2(5)(b)
- • conditions for, 146.2(2)
- • deemed not to be RSP, RIF, etc., 146.2(12)
- • defined, 146.2(1)

Qualifying business, *see also* Non-qualifying business

- capital gains exemption on transfer to employee ownership trust, 110.61
- defined, for employee ownership trust, 248(1)

Qualifying business transfer

- capital gains exemption on, 110.61
- defined, for employee ownership trust, 248(1)

Qualifying Canadian partnership

- defined, 15(2.14)(a)
- exception to shareholder loan rules, 15(2.11)

Qualifying competent authority agreement

- defined, for country-by-country reporting, 233.8(1)

Qualifying contract

- for qualifying environmental trust, defined, 211.6(1)

Qualifying cooperative business

- defined, 248(1)

Qualifying cooperative conversion

- capital gains deduction, 110.62
- defined, 248(1)
- disposition of shares under, gain spread over 10 years, 40(1.4)

Qualifying cooperative worker

- defined, 248(1)

Qualifying corporation

- defined
 - for air quality improvement credit, 127.43(1)
 - for clean electricity credit, 127.491(1)
 - for refundable investment tax credit, 127.1(2)

Qualifying cost

- defined, for small business investment capital gain rollover, 44.1(1)

Qualifying cost contribution arrangement

- defined, 247(1)

Qualifying currency

- defined, for functional currency rules, 261(1)

Qualifying disbursement

- defined, 149.1(1)
- permitted to registered charity, 149.1(1)“charitable organization”(a.1), 149.1(1)“charitable purposes”, 149.1(2)(b), (c), (3)(b), (b.1), (4)(b), (b.1), (4.1)(d), (21)

Qualifying disposition

- small business investment capital gain rollover
 - defined, 44.1(1), (9)
- trusts
 - defined, 107.4(1)
 - rollover to trust, 107.4(3)
 - subsequent disposition by trust, 107.4(4)

Qualifying dividend, 83(1), (6)

Qualifying educational program

- defined
 - for scholarships and pre-2017 education tax credit, 118.6(1)
 - for Lifelong Learning Plan withholding exemption, Reg. 104.1(2)
 - for Lifelong Learning program (loan from RRSP), 146.02(1)
 - for RESP, 146.1(1)

Qualifying employee

- of employee ownership trust, 248(1)“employee ownership trust”(b)

Qualifying entity

- defined
 - COVID-19 Canada Emergency Wage Subsidy, 125.7(1)
 - for clean electricity credit, 127.491(1)
 - foreign retirement plan, contribution to, Reg. 6804(1)
 - upstream loan repaid by Aug. 2016, transitional setoff, 39(2.2)

Qualifying environmental trust (formerly Mining reclamation trust)

- acquisition of, deduction, 20(1)(tt)
- amalgamation of corporation, effect of, 87(2)(j.93)
- beneficiary, credit to, 127.41
- reduction in corporate beneficiary’s instalments, 157(3)(e)

- contribution to, deduction, 20(1)(ss)
- cost amount of interest in, 248(1)“cost amount”(e.2)
- defined, 211.6(1), 248(1)
- disposition of interest in, income, 12(1)(z.2)
- income from, 12(1)(z.1)
- tax on, 211.6

Qualifying exchange (LSVCC)

- defined, 211.7(1)
- disposition of approved share, 211.8(1)
- exchangeable shares, 211.7(3)

Qualifying exchange (mutual fund rollover)

- defined, 132.2(2)
- effect of, 132.2(1)
- exemption from rules re disposition of income interest in trust, 106(2), (3)

Qualifying expenditure

- for air quality improvement credit
 - defined, 127.43(1)
- for home accessibility tax credit
 - defined, 118.041(1)
 - made by condominium corporation, co-op or trust, 118.041(2)
- for Multigenerational Home Renovation Tax Credit
 - credit for, 122.92(3)B(b)
 - defined, 122.92(1)
 - made by trust, 122.92(2)

Qualifying family member

- defined, for RDSP, 146.4(1)

Qualifying foreign merger

- defined, for foreign banks, 142.7(1)
- effect of, 142.7(2)

Qualifying group

- defined, for EV supply chain investment tax credit, 127.492(1)

Qualifying group plan amount [formerly “qualifying group RRSP premium”]

- defined, 204.2(1.31)

Qualifying home

- for First-Time Home Buyer’s Credit and Disability Home Purchase Credit, 118.05(1)
- for first home savings account, 146.6(1)
- for RRSP withdrawals, 146.01(1)

Qualifying homebuyer

- defined, Reg. 104(3.01)

Qualifying income limit

- defined, for refundable ITC, 127.1(2)

Qualifying incomes

- defined, for foreign tax credit, 126(7), (9)

Qualifying indebtedness

- defined, for FAPI of banks, 95(2.43)

Qualifying individual

- defined
 - for first home savings account, 146.6(1)
 - for home accessibility tax credit, 118.041(1)
 - for Multigenerational Home Renovation Tax Credit, 122.92(1)
 - for pension regulations (re approved downsizing program), Reg. 8505(2)(b), 8505(2.1)
 - for principal-residence exemption, 54“principal residence”(g)

Qualifying interest (in respect of foreign affiliate)

- defined, 95(2)(m), 95(2.2)
- income of foreign affiliate from active business, 95(2)(a)

Qualifying investment

- defined, for EV supply chain investment tax credit, 127.492(1)

Qualifying issuance

- defined, for stock buyback tax, 183.3(1)
- reduces stock buyback tax, 183.3(2)C(a)

Topical Index

Qualifying journalism organization, *see also* Qualified Canadian journalism organization; Registered journalism organization

- defined
- for donations and charity treatment, 149.1(1)
- for refundable labour tax credit, 125.6(1)

Qualifying labour expenditure

- defined, for journalism labour credit, 125.6(1)

Qualifying law

- in respect of qualifying environmental trust, defined, 211.6(1)

Qualifying liquidation and dissolution

- defined, 88(3.1)
- excluded from pregnant-loss rules, 13(21.2)(e)(iii)(E)(I)1, 14(12)(g)(i)(A) [before 2017], 18(15)(b)(iv)(A)(I), 40(3.4)(b)(v)(A)(I), 40(3.5)(c)(iii)

Qualifying location

- defined, for air quality improvement credit, 127.43(1)

Qualifying losses

- defined, for foreign tax credit, 126(7), (9)

Qualifying material

- defined, for clean technology manufacturing ITC, 127.49(1)

Qualifying member

- defined, FAPI rules, 95(2)(o)–(r), 248(1)

Qualifying mineral activity

- defined, for clean technology manufacturing ITC, 127.49(1)

Qualifying minority interest

- defined, for EV supply chain investment tax credit, 127.492(1)

Qualifying non-resident employee

- defined, for payroll withholding exemption, 153(6)

Qualifying non-resident employer

- defined, for payroll withholding exemption, 153(6)
- exemption from withholding on payment to qualifying non-resident employee, 153(1)(a)(ii)

Qualifying obligation

- defined, Reg. 5100(1)

Qualifying owner

- defined, 149(1)(d.6)

Qualifying partial public health restriction

- Canada Emergency Recovery Benefit (CERB) adjustment, Reg. 8901.2(2)(b)(ii)
- defined, Reg. 8901.2(0.1)

Qualifying partnership

- defined (for corporate inclusion of partnership income shortfall), 34.3(1)

Qualifying payment

- defined, Reg. 809(4)

Qualifying performance income (for amateur athlete trust)

- defined, 143.1(1)
- included in RRSP earned income, 146(1)“earned income”(b.2)

Qualifying period

- defined
- for air quality improvement credit, 127.43(1)
- for COVID-19 Canada Emergency Wage Subsidy, 125.7(1)
- for phased retirement rules, Reg. 8503(16)
- for SIFT trust wind-up event, 248(1)“SIFT trust wind-up event”(c)(ii)

Qualifying person

- defined
- re eligible funeral arrangement, 148.1(1)
- re registered disability savings plan, 146.4(1)
- re stock option rules, 7(7)
- re treaty shopping, Canada-U.S. Tax Treaty:Art. XXIX-A:2

Qualifying portion of a capital gain

- defined, for small business investment capital gain rollover, 44.1(1)

Qualifying portion of a distribution

- defined, 207.01(1)“excess TFSA amount”E

Qualifying portion of the proceeds of disposition

- defined, for small business investment capital gain rollover, 44.1(1)

Qualifying property

- defined, for COVID-19 Canada Emergency Rent Subsidy, 125.7(1)

Qualifying public health restriction

- defined, for Canada Emergency Wage Subsidy, 125.7(1)

Qualifying recovery entity

- defined, for Canada Recovery Hiring Program, 125.7(1)

Qualifying relation

- defined, for Multigenerational Home Renovation Tax Credit, 122.92(1)

Qualifying renovation

- defined
- for home accessibility tax credit, 118.041(1)
- for Multigenerational Home Renovation Tax Credit, 122.92(1)

Qualifying rent expense

- defined, for COVID-19 Canada Emergency Rent Subsidy, 125.7(1)

Qualifying renter

- defined, for COVID-19 Canada Emergency Rent Subsidy, 125.7(1)

Qualifying retirement plan

- defined, Canada-U.S. Tax Treaty:Art. XVIII:15
- tax treatment of, Canada-U.S. Tax Treaty:Art. XVIII:8–17

Qualifying return of capital

- defined, for upstream loans, 90(3)
- reduction of ACB, 53(2)(b)(i)(B)(II)

Qualifying revenue

- defined, for COVID-19 Canada Emergency Wage Subsidy, 125.7(1)

Qualifying services

- benefits in respect of, 94(1)“exempt foreign trust”(f)(ii)(C)
- defined, for non-resident trust rules, 94(1)

Qualifying share

- defined
- RRSP or RRIF investment in cooperative corporation, Reg. 4901(2)
- prescribed, Reg. 6203

Qualifying site

- in respect of qualifying environmental trust, defined, 211.6(1)

Qualifying student

- defined, 118.6(1)

Qualifying subscription expense

- credit for, 118.02(2)
- defined, 118.02(1)

Qualifying substitute corporation

- defined, for foreign affiliate dumping rules, 212.3(4)

Qualifying survivor

- defined, for pooled registered pension plan rules, 147.5(1)

Qualifying taxpayer

- defined
- clean hydrogen tax credit, 127.48(1)
- clean technology manufacturing ITC, 127.49(1)
- for CCUS credit, 127.44(1)
- for clean technology ITC, 127.45(1)
- for EV supply chain investment tax credit, 127.492(1)

Qualifying tourism or hospitality entity

- defined, for Canada Emergency Wage Subsidy, 125.7(1), Reg. 8901.1(2)

Qualifying transfer

- defined, for merger of segregated funds, 138.2(1)

Topical Index

Qualifying transfers

- re past service event, Reg. 8303(6), (6.1), Reg. 8304(2)(h)

Qualifying transitional income

- defined (for corporate inclusion of partnership income), 34.2(1)
- reserve, deduction for, 34.2(11)

Qualifying trust

- clean electricity credit
- defined, 127.491(1)
- labour-sponsored funds tax credit
- acquisition of shares for, 127.4(3)
- defined, 127.4(1), 211.7(1)

Qualifying trust annuity

- attribution of amount paid out from, 75.2(a)
- joint and several liability, 160.2(2.1), (5)
- death of taxpayer, effect of, 75.2(b)
- defined, 60.011(2), 248(1)

Qualifying withdrawal

- defined
- for first home savings account (FHSA), 146.6(1)
- for registered pension plan past service event, Reg. 8307(3)
- from FHSA, excluded from income, 146.6(6)

Quebec, *see also* Province

- application of civil law to federal Acts, *Interpretation Act* 8.1, 8.2
- *Environmental Quality Act*, trust required by, exempt, 149(1)(z.1)
- Gaspé, *see* Gaspé Peninsula
- gift of succession in, deemed to be release or surrender, 248(9)
- labour-sponsored venture capital corporation of
- prescribed, Reg. 6700(a)(i), (vii)
- logging tax, credit for, 127(1), (2), Reg. 700
- matrimonial regime, 248(22), (23)
- Montreal, international banking centre until 2013, 33.1(3)
- northern, *see* Northern Canada
- Office de professions, dues deductible, 8(1)(i)(vii)
- Pension Plan, *see* Canada Pension Plan/Quebec Pension Plan
- qualifying arrangement, 248(3), (3.2)
- RRSP, RRIF, RDSP, RESP or TFSA set up in, deemed to be trust, 248(3)(c), 248(3.2)(d)
- renunciation of succession in, deemed to be disclaimed, 248(9)
- residents, federal tax abatement, 120(2)
- *Supplemental Pension Plans Act*, Reg. 8502(d)(ix), 8510(9)
- tax on failing to acquire replacement LSVCC share, matching federal tax, 211.81
- tax rates, *see* introductory pages
- usufructs, rights of use or habitation, and substitutions, deemed to be trusts, 248(3)

Quebec North Shore Paper Co. case overruled, 12(1)(r)

Quebec Parental Insurance Plan

- deduction for premiums paid by self-employed person, 8(1)(l.2)
- benefit
- repayment of overpayment, deduction for, 60(n)(v.1)
- taxable, 56(1)(a)(vii)
- withholding tax, 153(1)(d.1)
- premium
- paid by employee
- as employee
- credit, 118.7:B(a.1), (a.2)
- deduction, 60(g)
- as employer, deduction, 8(1)(l.2)
- paid by employer, deduction, 9(1) (general accounting principles)

Quebec Pension Plan, *see* Canada Pension Plan/Quebec Pension Plan

Quebec sales tax, *see also* Goods and services tax (GST)

- input tax refund or deemed to be assistance, 248(16.1), *see also* Assistance/government assistance

- repaid, deemed to be reduction in assistance, 248(18.1)
- rebate
- deemed to be assistance, 248(16.1), *see also* Assistance/government assistance
- included in income, 12(1)(x)
- reduces capital cost of property, 13(7.1)

Queen, *see* Crown

Quota

- disbursement, for charities, *see* Disbursement quota (of charity)
- farm, capital gains exemption, 110.6(1)“qualified farm property”(d)
- fishing, capital gains exemption, 110.6(1)“qualified fishing property”(d)

R

R&D, *see* Scientific research and experimental development

RCA, *see* Retirement compensation arrangement

RCA strip

- constitutes advantage, 207.5(1)“advantage”(d)
- defined, 207.5(1)
- 100% tax on, 207.62(2)(c)

RCA trust

- defined, 207.5(1)
- excluded from various trust rules, 108(1)“trust”(d)

RCAAA, *see* Registered Canadian amateur athletic association

RCDE, *see* Reaccelerated Canadian development expense

RCGTOH, *see* Refundable capital gains tax on hand

RCMP, *see* Royal Canadian Mounted Police

RCOGPE, *see* Reaccelerated Canadian oil and gas property expense

RDSP, *see also* Registered disability savings plan (RDSP)

- defined, 146.4(1)“registered disability savings plan”, 248(1)“registered disability savings plan”

RDTOH, *see* Refundable dividend tax on hand

REIT, *see* Real estate investment trust

REMIC, *see* Real Estate Mortgage Investment Conduit

REOP, *see* Reasonable expectation of profit

RESP, *see also* Registered education savings plan

- defined, 146.1(1)“registered education savings plan”, 248(1)“registered education savings plan”

RESP annual limit

- defined, 146.1(1)
- limit on RESP contributions, 146.1(2)(k)
- penalty tax on exceeding limit, 204.9(1)“excess amount”(a)

RESP lifetime limit

- defined, 204.9

RFC, *see* Registered foreign charity

RFI, *see* Restricted financial institution

RHOSP, *see* Registered home ownership savings plan

RIC, *see* Regulated Investment Company (U.S.)

RIF, *see* Retirement income fund

RIFE, *see* Restricted interest and financing expense

RIIP, *see* Reaccelerated investment incentive property

RJO, *see* Registered journalism organization

RLSVCC, *see* Labour-sponsored venture capital corporation (LSVCC): registered

RPE, *see* Ratio of permissible expenses

RPO, *see* Reporting platform operator

RPP, *see* Registered pension plan

RPP annuity contract, 147.4

RRIF, *see also* Registered retirement income fund

- defined, 248(1)“registered retirement income fund”

RRIF strip, *see* RRSP strip

Topical Index

RRSP, see also Registered retirement savings plan

- defined, 248(1)“registered retirement savings plan”
- depositary
 - conditions for registration, 146(2)(c.3)
 - defined, 146(1)“retirement savings plan”(b)(iii)
 - exempt from tax on amounts added or earned, 146(20)
 - income inclusion on death, 146(1)“tax-paid amount”(b), 146(8.8), (8.9)
- exempt from tax on income
 - depositary RRSP, 146(20)
 - trust RRSP, 146(4), 149(1)(r)
- strip, *see* RRSP strip

RRSP strip, see Registered plan strip

R.S.C. 1985 (5th Supp.), see Revised Statutes of Canada, 1985 (5th Supp.)

RSFT, see Related segregated fund trust

RSO, see Refund Set-Off program

RSP, see Retirement savings plan

RUTT, see Reportable uncertain tax treatment

Rabbi, see Clergy

Radar equipment

- capital cost allowance for, Reg. Sch. II:Cl. 9

Radiocommunication equipment

- capital cost allowance for, Reg. Sch. II:Cl. 8, Sch. II:Cl. 9
- defined, *Interpretation Act* 35(1)

Radiological services

- medical expense, 118.2(2)(o)

Rail bogies or rail suspension devices

- capital cost allowance, Reg. 1100(1)(z), Reg. Sch. II:Cl. 35(b)

Railroad Retirement Act (U.S.)

- Tier 1 benefits, Canada-U.S. Tax Treaty:Art. XVIII:5

Railway

- cars, capital cost allowance, Reg. 1100(1)(z), (z.1b), (z.1c), Reg. Sch. II:Cl. 7(h)(ii), Sch. II:Cl. 35
- separate classes, Reg. 1101(5d)–(5d.2)
- common carrier, *see* companies (below)
- companies
 - capital cost allowance, Reg. 1100(1)(z.1c), 1101(5d.2), Reg. Sch. II:Cl. 7, 35
- corporations, taxable income earned in a province, Reg. 406
- cross-border, profits exempt, Canada-U.S. Tax Treaty:Art. VIII:4
- employees
 - away-from-home expenses of, deduction, 8(1)(e), (g)
 - relieving telegrapher or station agent expenses, 8(1)(e)
 - U.S. retirement benefits, Canada-U.S. Tax Treaty:Art. XVIII:5
- expansion property, Reg. 1100(1)(zc)
- locomotive, capital cost allowance, Reg. Sch. II:Cl. 6(j), Sch. II:Cl. 7(i), Sch. II:Cl. 10(y)
 - refurbishing or reconditioning, Reg. 1102(19.1), (19.2)
 - modernization property, Reg. 1100(1)(zc)
- rail suspension device, capital cost allowance, Reg. 1100(1)(z), (z.1b), Reg. Sch. II:Cl. 7(i), Sch. II:Cl. 35
 - separate classes, Reg. 1101(5d)–(5d.2)
- rolling stock, exempt from non-resident tax, 212(1)(d)(vii), 212(16)
- sidings, capital cost allowance, Reg. 1100(8)
- systems, Reg. 1104(2), Reg. Sch. II:Cl. 4
- tank car, capital cost allowance, Reg. Sch. II:Cl. 6
- tier 1 pension benefits, Canada-U.S. Tax Treaty:Art. XVIII:5
- U.S. resident, exempt, Canada-U.S. Tax Treaty:Art. XV:3
- track and related property, capital cost allowance, Reg. 1100(1)(zb), Reg. Sch. II:Cl. 1(h)
 - for mine, Reg. Sch. II:Cl. 10(m), Sch. II:Cl. 41
 - separate classes, Reg. 1101(5e), (5e.1)
- traffic control equipment, capital cost allowance, Reg. 1100(1)(za.1), Reg. Sch. II:Cl. 1(i)
 - separate classes, Reg. 1101(5e.1)
 - trestles, Reg. 1100(1)(za.2), (zb), Reg. Sch. II:Cl. 3
 - separate classes, Reg. 1101(5e.2), (5f)

- separate classes, Reg. 1101(5e.1)
- trestles, Reg. 1100(1)(za.2), (zb), Reg. Sch. II:Cl. 3
- separate classes, Reg. 1101(5e.2), (5f)

Railway system

- defined, Reg. 1104(2)

Rapid transit car

- capital cost allowance for, Reg. Sch. II:Cl. 8

Rapidly depreciating electronic equipment

- capital cost allowance, Reg. 1101(5p), Reg. Sch. II:Cl. 10(f)

Rare earth element

- clean technology manufacturing ITC, 127.49(1)“qualifying material”(e)
- critical mineral, 127(9)“critical mineral”

Rate reduction for zero-emission technology manufacturing, 125.2

Rate reduction payment

- treated as interest, 18(9.1)

Rates of capital cost allowance, Reg. 1100

Rates of tax, see also Surtax

- alternative minimum tax, 127.51
- capital tax, financial institutions, 190.1
- corporation, 123
 - abatement, 124
 - deposit insurance, 137.1(9)
 - excessive election, 184(2)
 - investment corporations, 130
 - manufacturing and processing, 125.1
 - non-resident, carrying on business in Canada, 219
 - personal services business, 123.4(1)“full rate taxable income”(a)(iii), 123.5
 - small business deduction, 125
 - surtax (before 2008), 123.2
- DPSP trust
 - non-qualified investments, on, 198
- deposit insurance corporation, 137.1(9)
- income-splitting tax, 120.4(2)
- individual, 117(2)
 - abatement for provincial schooling allowance, 120(2)
 - averaging, *see* Averaging of income
 - general averaging
 - surtax, 180.1
 - income not earned in a province, 120(1)
 - indexing of, 117.1
 - over-contributions to deferred plans, 204.1
- investment corporation, 130(1)
- investment income of life insurer, 211.1(1)
- minimum tax, 127.51
- non-resident withholding tax, 212
- Part I (regular tax)
 - corporation, 123(1)(a), 124(1)
 - deposit insurance corporation, 137.1(9)
 - general reduction, 123.4(2)
 - reduction for CCPC, 123.4(3), 125
 - surtax (before 2008), 123.2
 - income not earned in a province, 120(1)
 - income splitting tax, 120.4(2)
 - individual, 117(2)
 - minimum tax, 120.4(2)
 - Part I.1 (individual surtax), 180.1(1)
 - Part I.2 (OAS clawback), 180.2(2)
 - Part I.3 (Large Corporations Tax) [pre-2006], 181.1(1)
 - Part II (tobacco manufacturers’ surtax), 182(1)
 - Part II.1 (corporate distributions tax), 183.1(2)
 - Part II.2 (stock buyback tax), 183.3(2)
 - Part III (excessive capital dividend election), 184(2)
 - Part III.1 (excessive eligible dividend election), 185.1(1)(a), (b)
 - Part IV (dividends received by private corporation), 186(1)

Topical Index

Rates of tax (*cont'd*)

- Part IV.1 (preferred shares), 187.2
- Part V
 - charity revocation tax, 188(1.1)
 - charitable foundation, transfer of property, 188(3)
 - private foundation, non-qualified investments, 189(1)
- Part VI (financial institutions capital tax), 190.1(1)
- Part VI.1 (preferred shares), 191.1(1)
- Part VI.2 tax (banks and life insurers, for 2022), 191.5(2)
- Part IX (cumulative offset account), 196(1)
- Part IX.1, 197(2)
- Part X
 - DPSP, inadequate consideration, 201
 - DPSP, non-qualified investments or use of assets as security, 198(1)
- Part X.1
 - DPSP with excess amount, 204.1(3)
 - RRSP overcontributions, 204.1(2.1)
- Part X.2 (registered investment holding non-prescribed investment) before 2027, 204.6(1)
- Part X.3 (labour-sponsored fund insufficiently invested), 204.82(1), (3)
- Part X.4 (overcontribution to RESP), 204.91
- Part XI.01
 - advantage extended in relation to RRSP, RRIF, TFSA, RESP or RDSP, 207.05(2)
 - excess FHSA contributions, 207.021
 - excess TFSA contributions, 207.02
 - non-resident contributions to TFSA, 207.03
 - RRSP, RRIF, TFSA, RESP or RDSP holding prohibited or non-qualified investment, 207.04(2), (7)
- Part XI.1
 - DPSP holding non-qualified investment, 207.1(2)
 - RESP holding non-qualified investment, 207.1(3)
- Part XI.2 (disposition of cultural property by institution), 207.3
- Part XI.3 (retirement compensation arrangement), 207.7(1)
- Part XI.4 (employees profit sharing plan), 207.8(2)
- Part XI.5 (ELHT owning share or debt of participating employer), 207.9(3)
- Part XII.1 (carved-out income), 209(2)
- Part XII.2 tax (designated income of certain trusts), 210.2(1), (2)
- Part XII.3 (investment income of life insurer), 211.1(1)
- Part XII.4 (qualifying environmental trust), 211.6(2)
- Part XII.5 (recovery of LSVCC credit), 211.8(1), 211.81
- Part XIII (withholding tax)
 - dividends paid to non-residents, 212(2) (as reduced by treaty)
 - film and video royalties, 212(5) (as reduced by treaty)
 - other passive income of non-residents, 212(1) (as reduced by treaty)
- Part XIII.1 (foreign bank), 218.2(1) (as reduced by treaty)
- Part XIII.2, 211.2(2)(b)
- Part XIV
 - branch tax, 219(1) (as reduced by treaty)
 - corporate emigration, 219.1
- registered charities, 188
- registered investments [before 2027], re, 204.6
- trust, 122(1)

Ratio of permissible expenses

- defined, for interest deduction restrictions, 18.2(1)

Reaccelerated Canadian development expense

- deduction for, 66.2(2)(e)
- defined, 66.2(5)

Reaccelerated Canadian oil and gas property expense

- deduction for, 66.4(2)(e)
- defined, 66.4(5)

Reaccelerated investment incentive property

- defined, Reg. 1104(4.01)

- fast writeoff, Reg. 1100(2)A.1
- Canadian vessel, Reg. 1100(1)(v)(iv)(A)
- Class 13, Reg. 1100(1)(b)(i)(A)
- Class 14, Reg. 1100(1)(c)(i)(C)
- Class 43, Reg. 1100(2)A.1(f)
- Class 43.1, Reg. 1100(2)A.1(b)
- Class 44, Reg. 1100(2)A.1(c)
- Class 46, Reg. 1100(2)A.1(d)
- Class 50, Reg. 1100(2)A.1(e)
- Class 53, Reg. 1100(2)A.1(f)

Reacquired property, ITAR 26(6)

Reading services

- disability supports deduction, 64(a)A(ii)(L)
- medical expense credit, 118.2(2)(l.43)

Real estate, *see* Real property

Real estate investment trust, *see also* Mutual fund trust

- allowed as mutual fund trust, 108(2)(b)(ii)(B), 108(2)(c), 132(6)(b)(ii)
- defined, for SIFT trust and partnership distributions, 122.1(1)
- for stapled-security rules, 18.3(1), 122.1(1)
- excluded from income tax distributions tax, 122.1(1)“SIFT trust”
- tax on buying back units, 183.3(1)“covered entity”(b)(ii)(A), 183.3(2)
- United States
 - dividends paid by, Canada-U.S. Tax Treaty:Art. X:7(c)

Real Estate Mortgage Investment Conduit

- excess inclusion, Canada-U.S. Tax Treaty:Art. XI:9

Real or immovable property

- defined, for SIFT trust and partnership distributions, 122.1(1)

Real property, *see also* Building; Land; Real or immovable property; Rent

- acquired
 - capital cost, 13(5.2)
- capital, taxable, Canada-U.S. Tax Treaty:Art. XXIII
- defined, *Income Tax Conventions Interpretation Act* s. 5
- disposed of
 - non-resident, by, 216(5)
- recaptured depreciation, 13(5.3)
- donation after sale of, capital gain exempt, 38(a.4), 38.3, 38.4 (abandoned)
- income from, Canada-U.S. Tax Treaty:Art. VI
- interest in, defined, 248(4)
- leasehold interest in, *see* Leasehold interest
- life estate in, 43.1
- non-qualifying real property, defined, 110.6(1)
- outside Canada
 - foreign tax credit to emigrant on disposition, 126(2.21)
 - foreign tax credit to trust, 126(2.21)
 - reporting of to CRA, 233.3
- principal-business corporations
 - associated, base level deduction, 18(2.3)–(2.5)
 - base level deduction, 18(2)(f), 18(2.2)
- rent paid before acquisition, deemed CCA, 13(5.2)
- trust owing, whether a unit trust, 108(2)(c)

Real right in an immovable

- meaning of, 248(4.1)

Real-time captioning services, *see* Captioning services

Reality television

- ineligible for Canadian film/video credit, Reg. 1106(1)“excluded production”(b)(vii)
- ineligible for film/video production services credit, Reg. 9300(2)(g)

Reappropriations of amounts, 221.2

Reasonable efforts

- to determine transfer prices
- defined, 247(4), (4.1)

Topical Index

Reasonable efforts (*cont'd*)

- required, 247(3)(a)(ii)(B)

Reasonable expectation of profit

- not required to deduct loss from business or property, 9(2)
- personal or living expenses, 18(1)(h), 248(1)
- required for loss carryforward after change in control, 111(5)(a)(i), 111(5)(b)(i)

Reasonable return

- defined, for income-splitting tax, 120.4(1)

Reasonableness

- criterion for expenses, 67

Reassessment, *see also* Assessment

- after normal reassessment period, 152(4)–(5)
- disposition of vessel, after, 13(18)
- consequential on other change, 152(4.3)
- constitutes an assessment, 248(1)“assessment”
- deceased’s estate, election re losses, 152(6)
- election to capitalize interest, on, 21(5)
- exercise of option, on, 49(4), (5)
- extended reassessment period, 152(4)(b)
- Minister, by, 152(4), (4.1), (6), 165(3)
- after filing notice of objection, 165(5)
- disposing of appeal, on consent, 169(3)
- normal reassessment period, defined, 152(3.1)
- second notice of objection not required, 165(7)
- time for, 152(4), 231.8
- time to object to, 165(1)
- unused Part I.3 tax credit, 152(6)(f)
- validity, 165(5), (6)
- waiver of limitation period by taxpayer, 152(4)(a)(ii), 152(4)(c)
- within normal reassessment period, 152(4)

Recapture, *see also* Clawback; Negative amounts

- capital cost allowance, *see* Capital cost allowance: recapture
- clean technology investment tax credit, 127.45(11)–(14)
- eligible capital property, 14(1) [before 2017]
- goodwill, 14(1) [before 2017]
- investment tax credit, 127(27)–(36)
- SR&ED expenditures, 37(6)

Receivables

- in later year, reserve for, 20(1)(n), 20(8)
- where property repossessed by creditor, 79.1(4)
- 1971, ITAR 23(5)“1971 receivables”

Received capacity

- adds room for carryforward of denied interest expenses, 111(1)(a.1)B
- defined, for interest deduction restrictions, 18.2(1), (4)
- reduces limitation on interest expense, 18.2(2)D

Receiver or receiver-manager, *see also* Legal representative

- clearance certificate before distributing property, 159(2)
- deemed to be legal representative, 248(1)“legal representative”
- obligations of, 159
- return to be filed, 150(3)
- withholding tax, liability for, 227(5), 227(5.1)

Recipient

- defined, for hybrid mismatch arrangement rules, 18.4(1)
- multiple recipients, 18.4(19)

Reclamation obligations

- no reserve for, 20(7)(d)

Reclamation of mines, *see* Qualifying environmental trust

Reclassification

- depreciable property, change in class, 13(5)
- expenditures, R&D claims, 37(12)

Recognized derivatives exchange

- defined, for synthetic equity arrangement rules, 248(1)

Recognized forestry professional

- defined, Reg. 7400(3)

Recognized stock exchange

- defined, 248(1)

Record, *see also* Books and records

- defined, 248(1)

Record suspension

- defined, 149.1(1.01)
- effect on entitlement to operate charity, 149.1(1)“ineligible individual”(a)(ii)

Recovery

- labour-sponsored funds tax credit, *see* Labour-sponsored funds tax credit: recovery
- limit, *see* Recovery limit

Recovery limit

- defined, for non-resident trusts, 94(8)

Recovery tax (CCUS credit), 211.92

- assessment, objection and appeal, 211.94
- partnership liability, 211.92(12)–(15)

Recovery taxation year

- defined, for CCUS credit, 211.92(1)

Recovery wage subsidy rate

- defined, for Canada Recovery Hiring Program, 125.7(1)

Recreation program

- youth boarding allowance non-taxable, 6(1)(b)(v.1)

Recreation vehicle service technician

- apprenticeship job creation credit, 127(9)“investment tax credit”

Recreational club

- non-profit, exempt, 149(1)(l), 149(5)

Recreational facilities

- use of, expense not deductible, 18(1)(l)(i)

Recreational program for children, *see* Children’s Arts Tax Credit (pre-2017)

Recreational property

- capital cost allowance, Reg. 1102(17)

Rectification, 169(1)

Record suspension

- defined, 149.1(1.01)
- effect on entitlement to operate charity, 149.1(1)“ineligible individual”(a)(ii)

Red Seal trade

- defined, for labour requirements for ITCs, 127.46(1)
- prescribed, for apprenticeship credit, Reg. 7310

Red Seal worker

- defined, for labour requirements for ITCs, 127.46(1)

Redeeming entity

- defined, 135.1(7)

Redemption of shares by corporation

- capital loss denied, 40(3.6)
- deemed dividend of excess over paid-up capital, 84(3)

Redetermination, *see* Determination

Reduced tax credit rate

- defined, for labour requirements for ITCs, 127.46(1)

Reduction of tax, *see* Abatement of tax

Reed Stenhouse Companies Ltd.

- Class I shares, no deemed dividend on redemption, 84(8), Reg. 6206

Reference security

- defined, 18.3(1)“stapled security”(a)

Refinery

- capital cost allowance, Reg. Sch. II:Cl. 10(u), Sch. II:Cl. 41

Refrigeration and air conditioning mechanic

- apprenticeship job creation credit, 127(9)“investment tax credit”

Refugee

- entitled to Canada Child Benefit, 122.6“eligible individual”(e)(iii)

Refund

- after normal reassessment period, 152(4.2), 164(1.5)
- assignment of, by corporation, 220(6), (7)
- capital gains
 - mutual fund corporation, to, 131(2), (3)
 - mutual fund trust, to, 132(1), (2)
- Crown royalty, income inclusion, 12(1)(x.2)
- dividend
 - mutual fund corporation, to, 131(5)
 - private corporation, to, 129(1)
- duty of Minister, 164(4.1)
- employees profit sharing plan, to former beneficiary, 144(9)
- fraudulently obtained, offence, 239(1.1)
- included in income, 12(1)(x)(iv)
- interest on, 164(3)–(4)
- labour-sponsored funds tax credit clawback, 211.82
- non-resident tax, of, 227(6)–(7)
- of payments, *see* Refund of payments
- overpayment of tax, of, 164
 - application to other taxes, 164(2)
- Part I tax, 164
- partial refundable investment tax credit re scientific research and development, 164(1)
- premiums, of, *see* Registered retirement savings plan: refund of premiums
- provincial portion of income tax, 164(1.4)
- RRSP premiums, of, 146(1)“refund of premiums”
 - deemed receipt of, 146(8.1)
- reassessment to give rise to, 152(4.2)
- refundable dividend tax, 129
 - application to other liability, 129(2)
 - repayment on objections and appeals, 164(1.1)
 - returns must be filed before payable by Minister, 164(2.01)
- tax, of
 - deferred profit sharing plan, to, 202(2)
 - application to other taxes, 203
 - excessive, 160.1(1)
 - tax on non-qualified investment, of
 - on disposition, 198(4), 199(2)
 - on recovery of security, 198(5)

Refund benefit

- defined, Reg. 8300(1)

Refund interest

- defined
 - for M&P credit on resource income, Reg. 5203(4)
 - for corporate interest offset, 161.1(1)
- payable to taxpayer, 164(3)
- rate of interest, Reg. 4301(b)

Refund of payments

- defined, for education savings plan, 146.1(1)

Refund of premiums. *see* Registered retirement savings plan: refund of premiums

Refund Set-Off program, 164(2)

Refundable capital gains tax on hand

- mutual fund corporation, of, 131(6)“refundable capital gains tax on hand”
 - carryover to mutual fund trust on qualifying exchange, 132.2(3)(i)
 - reduction of, 131(9)
- mutual fund trust of, 132(4)“refundable capital gains tax on hand”
 - addition to following reorganization, 132.2(3)(i)

Refundable credits

- Air Quality Improvement Tax Credit, 127.43
- CCUS credit, 127.44

- Canada Carbon Rebate, 122.8
- Canada Child Benefit, 122.61(1)
- Canada Training Credit, 122.91
- Canada Workers Benefit (former Working Income Tax Benefit), 122.7
- Canadian film/video production credit, 125.4
- carbon capture, use and storage credit, 127.44
- carbon tax rebate
 - for farmers, 127.42
 - for individuals (Canada Carbon Rebate), 122.8
 - for small business, 127.421
- clean electricity tax credit, 127.491
- clean hydrogen tax credit, 127.48
- clean technology investment tax credit, 127.45
- clean technology manufacturing investment tax credit, 127.49
- child fitness credit (2015-2016), 122.8
- Climate Action Incentive (now called Canada Carbon Rebate), 122.8
- dividend refund, 129(1)
- EV supply chain credit, 127.492
- film or video production services credit, 125.5
- GST credit, 122.5(3)
- greenhouse gas tax rebate, 122.8
- individual resident in Quebec, 120(2)
- investment tax credit, 127.1(1)
- journalism labour credit, 125.6
- medical expenses, 122.51
- Multigenerational Home Renovation Tax Credit, 122.92
- personal support worker credit, 122.93
- qualifying environmental trust credit, 127.41(3)
- school supplies tax credit, 122.9
- U.S. social security tax adjustment due to treaty amendment, Canada-U.S. Tax Treaty:Art. XVIII:5

Refundable dividend tax on hand, *see also* Dividend refund

- aggregate investment income, defined, 129(4), 248(1)
- amalgamation, on, 87(2)(aa)
- deemed, 186(5)
- defined, 129(3) [repealed], 129(4)“eligible refundable dividend tax on hand”, “non-eligible refundable dividend tax on hand”
- foreign investment income, defined, 129(4)
- “income” or “loss” defined, 129(4)
- meaning of certain expressions, 129(8)
- parent’s, after subsidiary wound up, 87(2)(aa), 88(1)(e.2)
- refund of, 129(1)
- taxable dividend, defined, 129(7)

Refundable federal sales tax credit, 122.4 [repealed]

Refundable goods and services tax credit, 122.5, *see also* Goods and services tax (GST): refundable credit

Refundable investment tax credit

- deemed deduction from tax otherwise payable, 127.1(3)
- defined, 127.1(2)
- partial refund in respect of, 164(1)

Refundable medical expense credit, 122.51

Refundable Part IV tax, 186

- refund of, 129(1)

Refundable Part VII tax

- defined, 192(3), 248(1)

Refundable Part VIII tax on hand

- defined, 194(3), 248(1)

Refundable taxes

- investment income of CCPC, 123.3, *see also* Dividend refund
- Part IV tax, 186(1)
- prohibited investments for RRSP, RRIF, TFSA, RESP or RDSP, 207.04
- retirement compensation arrangement arrangement, 207.5(1)

Refurbishment

- defined
 - for clean electricity credit, 127.491(1)

Topical Index

Refurbishment (*cont'd*)

- • for clean technology ITC, 127.45(1)
- • for clean technology manufacturing ITC, 127.49(1)
- property incorporated into clean electricity property as part of, 127.491(1)“clean electricity property”(e)(x)

Refurbishment credit, *see* CCUS refurbishment tax credit

Registered animal

- defined, Reg. 1802(5)

Registered Canadian amateur athletic association

- business activities of, 149.1(6.01)
- constitutes qualified donee for donations, 149.1(1)“qualified donee”(c)
- defined, 248(1)
- donation to, 149.1(1)“qualified donee”(c)
- • by corporation, deduction, 110.1(1)(a)
- • by individual, tax credit, 118.1(1)“total charitable gifts”
- exempt from tax, 149(1)(g)
- gift to, *see* donation to (above)
- information return required from, 149.1(14)
- penalties, 188.1
- • penalty reduced by giving funds to another RCAA, 188(1.4), 189(6.3)
- political activities of, 149.1(6.201)
- public disclosure of information about, 149.1(15), 241(3.2)
- receipts, Reg. 3500, 3501
- records to be kept, 230(2)
- refusal by CRA to register, 149.1(22)
- • appeal from, 172(3)(a)
- • objection to, 168(4)
- revocation of registration, 149.1(4.2), 168
- • appeal from, 172(3)(a)
- • objection to, 168(4)
- suspension of receipting privileges, 188.2(1)

Registered charity, *see also* Charity

- accumulation of property, 149.1(8), (9)
- annulment of registration, *see* registration (below)
- bequest to, *see* Enduring property [repealed]
- books and records, 230(2)
- charitable activities, *see* Charitable activities
- communication of information by Minister, 149.1(15)
- constitutes qualified donee for donations, 149.1(1)“qualified donee”(b)
- controlled by person with criminal record, *see* Ineligible individual
- corporate tax return not required, 150(1.1)(a)
- criminal offence by director, *see* Ineligible individual
- defined, 248(1)
- designation as foundation or organization, 149.1(6.3)
- • objection to, 168(4)
- designation of, by Minister, as public foundation etc., 149.1(6.3)
- • appeal from, 172(3)(a.1)
- director committing offence, *see* Ineligible individual
- disbursement excess, 149.1(20)
- • defined, 149.1(21)
- disbursement quota, *see* Disbursement quota (of charity)
- donations to, *see* Gifts and donations (charitable)
- employee of, penalty for false statement in receipt, 188.1(9), (10)
- endowment to, *see* Enduring property [repealed]
- exemption for, 149(1)(f)
- false statement to obtain registration, revocation, 149.1(4.1)(c)
- fund-raising event
- • exempted from general limitation on entertainment expense deduction, 67.1(2)(b)
- gift to another registered charity
- • revocation of registration, 149.1(4.1)
- gifts to, 118.1(1), (3)
- information returns, 149.1(14), Reg. 204(3)(c)

- investment assets, disbursement requirement, *see* Disbursement quota (of charity)
- loan to donor, 118.1(16)
- non-qualified investment, tax re, 189
- officer of, penalty for false statement in receipt, 188.1(9), (10)
- option granted to, 110.1(10)–(13), 118.1(21)–(24)
- partnership look-through rule, 149.1(11)
- penalties, 188.1, 189(6.3)
- • appeal of penalty, 189(8), 169(1)
- • carrying on business, 188.1(2)
- • conferring undue benefit on any person, 188.1(4), (5)
- • failing to file information return, 188.1(6)
- • false statement in receipt, 188.1(9), 10
- • foundation acquiring control of corporation, 188.1(3)
- • incorrect receipt, 188.1(7)–(10)
- • making gift to delay charitable expenditures, 188.1(11)
- • objection to penalty, 189(8), 165(1)
- • penalty reduced by giving funds to another charity, 189(6.3)
- penalty taxes, 188, 189
- political activities of, *see* Political activity
- public information return, 149.1(14), (15)
- receipts issued by
- • penalty for incorrect or false information, 188.1(7)–(10)
- • revocation for incorrect or false information, 168(1)(d)
- • requirements, Reg. 3501
- registration of, 248(1)“registered charity”
- • annulment of registration, 149.1(23), (24)
- • • appeal from, 172(3)
- • • objection to, 168(4)
- • refusal by Minister to register, 149.1(22)
- • • appeal from, 172(3)
- • • objection to, 168(4)
- • revocation of, 149.1(2)–(4.1), 168
- • • appeal from, 172(3)
- • • deemed year-end, 188(1)
- • • grounds for, 149.1(2)–(4.1), 168
- • • objection to, 168(4)
- • • returns required, 189(6.1)
- • • tax on, 188(1.1)
- • • • reduction of revocation tax liability, 189(6.2)
- remainder interest in real property, disposition to, 43.1(1)
- returning gift to donor, 110.1(14)–(17), 118.1(25)–(28), Reg. 3501.1
- specified gift, defined, 149.1(1)
- suspension of receipting privileges, 188.2
- • appeal of suspension, 189(8), 169(1)
- • objection to suspension, 189(8), 165(1)
- tax re, 188, 189
- taxation year, 149.1(1)
- ten-year gift to, *see* Enduring property [repealed]
- terrorism, supporting, *see also* Charities Registration (*Security Information*) Act
- • no appeal of revocation of registration, 172(3.1)
- • revocation of registration, 168(3)
- transfer of property
- • tax on, 188(3), (4)

Registered disability savings plan (RDSP), 146.4

- advantage, 207.01(1)“advantage”, 207.05
- attribution rules do not apply, 74.5(12)(a.2)
- cessation of eligibility for disability tax credit
- • RDSP can stay open indefinitely, 146.4(4)(p)(ii)
- conditions, 146.4(2)–(4)
- defined, 146.4(1)
- disposition of property to, capital loss nil, 40(2)(g)(iv)(A)
- election on ceasing to be DTC-eligible, 146.4(4.1), (4.2)
- emigration from Canada, no tax on, 128.1(10)“excluded right or interest”(a)(iii.1)
- exempt from tax, 146.4(5)
- holder of, *see* Holder

Topical Index

Registered disability savings plan (RDSP) (*cont'd*)

- information return
 - required for payments to non-residents, Reg. 202(2)(n)
 - required for payments to residents, Reg. 200(1)
 - whether required for RDSP, Reg. 204(3)(g)
- interest on money borrowed for, not deductible, 18(11)(i)
- issuer extending advantage, 207.01(1)“advantage”
- non-compliant, 146.4(10)–(12)
- non-qualified investment
 - defined, 207.01(1)
 - tax on, 207.04
- payment from
 - not counted for purposes of Canada Child Benefit, 122.6“adjusted income”
 - not counted for purposes of GST/HST Credit, 122.5(1)“adjusted income”
 - not counted for purposes of Old Age Security clawback, 180.2(1)“adjusted income”
 - tax on, 56(1)(q.1), 146.4(6)
 - withholding tax
 - non-resident, 212(1)(r.1)
 - resident, 153(1)(i), Reg. 103.1
- primarily government assisted plan, limitation on withdrawals, 146.4(1)“specified maximum amount”, 146.4(4)(n)
- prohibited investment, tax on, 207.04
- qualifying family member
 - becoming holder of RDSP, 146.4(1)“disability savings plan”(a)(ii)(B.1), (B.2)
 - defined, 146.4(1)
 - rules governing, 146.4(1.5)–(1.7)
- Quebec, in, deemed to be trust, 248(3)(c)
- reversionary trust rules do not apply, 75(3)(a)
- rollover to
 - from RRSP, RRIF or RPP, 60.02
 - RESP investment income, 146.1(1.1), (1.2)
 - shortened life expectancy rules, 146.4(1.1)–(1.4)
- tax payable by
 - borrowing money, 146.4(5)(a)
 - carrying on business, 146.4(5)(b)
 - non-qualified investments, 146.4(5)(b)
 - on acquisition of shares not at fair market value, 207.1(5)
 - on non-qualified or prohibited investment, 207.04
- transfer to another RDSP, 146.4(8), (9)
- withholding, *see* payment from (above)

Registered education savings plan, 146.1, *see also* Education savings plan

- accumulated income payment
 - defined, 146.1(1)
 - included in income, 146.1(7.1)
 - restrictions on making, 146.1(2)(d.1)
- rollover to registered disability savings plan, 146.1(1.1), (1.2)
- advantage, 207.01(1)“advantage”, 207.05
- amendments to, 146.1(4.1)
- amounts received, income, 56(1)(q)
- annual limit, *see* RESP annual limit
- annuities, holding of, 146.1(1)“qualified investment”(c) [before 2027], 207.01(1)“qualified investment”(g) [after 2026]
- beneficiary under
 - amount included in income, 146.1(7)
 - defined, 146.1(1)
 - conditions for registrations, 146.1(2)
 - contribution limits, *see* RESP annual limit; RESP lifetime limit
 - defined, 146.1(1)
 - distance education programs, 146.1(2)(g.1)
 - educational assistance payment, *see* Educational assistance payment
 - emigration of beneficiary, no deemed disposition, 128.1(10)“excluded right or interest”(a)(iii)

- “excess amount” defined, 204.9(1), (2)
- excluded amount, 146.1(7.2)
- excluded from various trust rules, 108(1)“trust”(a)
- family plan, 146.1(2)(j)
- information returns
 - by promoters, 146.1(15)
 - by trustees, 146.1(13.1)
- interest on money borrowed to contribute to, not deductible, 18(11)(h)
- money borrowed for contribution to
 - limitation on deductibility, 18(11)(g)
- non-qualified investment
 - defined, 207.01(1)
 - tax on acquiring, 207.04
 - tax on holding before 2017, 207.1(3)
- notice of intent to revoke registration, 146.1(12.1)
- appeal from, 172(3)(e.1)
- notice of revocation, 146.1(12.2)
- notification to beneficiaries, 146.1(2)(l)
- overcontributions to, tax on, 204.9–204.93 (Part X.4)
- payments out of
 - non-residents, to, 212(1)(r)
 - residents, to, 56(1)(q), 146.1(7)
- prohibited investment, tax on, 207.04
- promoter extending advantage, 207.01(1)“advantage”
- qualified investment
 - defined, 146.1(1) [before 2027], 207.01(1), Reg. 5001–5004 [after 2026]
 - holding non-qualified investment
 - revocation of plan, 146.1(2.1), (12.1)
 - tax on, 207.1(3)
 - Quebec, in, deemed to be trust, 248(3)(c)
- refund of payments under, 146.1(1)
- registration
 - conditions for, 146.1(2)
 - deemed date of, 146.1(12)
 - revocation of, 146.1(12.1), (12.2), (13), (14)
- reversionary trust rules do not apply, 75(3)(a)
- revocable, 146.1(2.1)
- revocation, 146.1(13)
- notice of, 146.1(12.1), (12.2)
- rollover of investment income to RDSP, 146.1(1.1), (1.2)
- subscriber not taxable, 146.1(6)
- tax payable by
 - on acquisition of shares not at fair market value, 207.1(5)
 - on non-qualified or prohibited investment, 207.04
- tax payable by subscribers, 204.91
- transfer of property to another plan, 146.1(2)(g.2), (j)(ii)(B), 146.1(6.1), 204.9(5)
- trust
 - rollover to new trust, 248(1)“disposition”(f)(vi)
- trust not taxable, 146.1(5), 149(1)(u)
- withholding of tax from payments, 153(1)(t), Reg. 103(6)(g), 103(8)

Registered foreign charity

- defined, 149.1(1)
- information return required, 149.1(14.2)
- penalty for failure to file, 188.1(6)
- registration of, by CRA, 149.1(26)
- revocation of registration, 168(1)(c)
- suspension of registration, 188.2(2.1)
- treated as charity, 149.1(1)“qualified donee”(a)(v)

Registered home ownership savings plan, 146.2 [repealed]

Registered investment [before 2027]

- defined, 204.4(1), 248(1)
- list of, 204.5
- qualifies for RDSP or RESP, Reg. 4900(5)
- qualifies for RRSP, Reg. 4900(1)(a)

Topical Index

Registered investment [before 2027] (*cont'd*)

- tax on
- • on holding certain property, 204.6

Registered journalism organization, *see also* Qualified Canadian journalism organization; Qualifying journalism organization

- defined, 248(1)
- exempt from tax, 149(1)(h)
- information return required, 149.1(14.1)
- qualifies for charitable donations, 149.1(1)“qualified donee”(b.1)

Registered labour-sponsored venture capital corporation, *see* Labour-sponsored venture capital corporation (LSVCC): registered

Registered life insurance policy

- defined, 211(1)

Registered mail

- no longer needed, for notice of objection, 165(2)

Registered national arts service organization

- benefits from, included in income, 56(1)(z.1)
- deemed to be registered charity, 149.1(6.4)
- defined, 248(1)
- exempt from tax, 149(1)(l)
- prescribed conditions, Reg. 8700
- receipts issued by, Reg. 3500“registered organization”
- registration, 149.1(6.4)
- revocation of designation, 149.1(6.5)

Registered non-resident insurer

- defined, Reg. 804
- withholding requirements, Reg. 800–805.1

Registered organization

- defined, for donations and gifts, Reg. 3500

Registered pension plan, 147.1–147.3, Reg. Part LXXXIII–LXXXV

- actuarial report, 147.2(3), Reg. 8410
- actuary, defined, 147.1(1)
- administrator, 147.1(6)–(7)
- • defined, 147.1(1)
- • obligations, 147.1(7)
- • requirement, 147.1(6)
- • separate liability, 147.1(16)
- amendments to, 147.1(4), (15), 172(3), (5), Reg. 8511, 8512(3)
- annuity, rollover from RPP, 147.4
- appeal
- • refusal to accept amendment, from, 172(3)(f.1), 172(5)
- • refusal to register, from, 172(3)
- application for registration, 147.1(2), Reg. 8512(1)
- “as registered” meaning, 147.1(15)
- average wage, defined, 147.1(1)
- balance of annuitized voluntary contributions, 60.2(2)
- benefit provisions, transfer between, 147.3(14.1)
- benefits from
- • association of, with employers, Reg. 8305
- • during phased retirement, Reg. 8503(16)–(25)
- • flowed through trust, 104(27)
- • • unauthorized, 147.3(10), (12)
- • maximum, Reg. 8504
- • rollover for financially dependent child, 60(1)(v)(B.01)
- • taxable, 56(1)(a)(i)
- borrowing restrictions, Reg. 8502(i), (i.1)
- bridging benefits, pension income credit, 118(8.1)
- buy-out annuity, 147.4(1)
- COVID-19 relief for 2020–22, *see* COVID-19
- certification of past service benefit, *see* Past service event
- communication of information re, 241(4)(d)(vii)
- commutation of benefits, Reg. 8503(2)(m), (n), 8503(2.1)
- compensation, defined, 147.1(1)
- conditions, 147.1(2), (5), Reg. 8501–8506

- continuation of, in amalgamation, 87(2)
- contract under, 254
- contribution error correction, *see* Pension adjustment correction; Permitted corrective contribution (to pension plan)
- contribution made in error, repayment of, 56(1)(a)(i)(G), 147.1(19)
- contribution, prescribed, 147.2(2), Reg. 8516
- death of contributor, amount deductible, 147.2(6)
- defined, 248(1); ITAR 17(8)
- defined benefit provision, defined, 147.1(1)
- definitions, 147.1(1)
- designated plan, Reg. 8515
- • special rule, Reg. 8515
- eligible contribution, defined, 147.2(2), Reg. 8515(5), 8516
- emigration of member, no deemed disposition, 128.1(10)“excluded right or interest”(a)(viii)
- employee’s contribution deductible, 147.2(4), Reg. 8502(b)(i), 8503(4)(a), (b)
- employer’s contribution
- • deductible, 20(1)(q), (s), 147.2(1), Reg. Part XXVII
- • defined benefit provision, 147.2(2)
- • filing of actuarial report, 147.2(3)
- • limits, 147.1(8), (9), Reg. 8506(2)
- • not taxable benefit, 6(1)(a)(i)
- exempt from tax, 149(1)(o), (o.1)
- excluded from various trust rules, 108(1)“trust”(a)
- filing annual return, Reg. 8409
- fixing contribution errors, *see* Pension adjustment correction; Permitted corrective contribution (to pension plan)
- foreign plan, *see* Foreign plan (pension plan)
- foreign service, *see* Foreign service
- grandfathered plan
- • complying before March 1996 budget date, Reg. 8509(13)
- • defined, Reg. 8500(1)
- includes references to “approved” plan, ITAR 17(8)
- income accruing in
- • not taxed by U.S., Canada–U.S. tax treaty Canada–U.S. Tax Treaty:Art. XVIII:7
- information return, Reg. 8409
- insolvent employer, commutation of benefits
- rollover to RRSP, 146(5.2), (5.201)
- transfer to another RPP, Reg. 8517(3)–(3.02)
- insurance corporation demutualization conversion benefit, 139.1(12), (14)
- limits on contributions, 147.1(8), (9), 147.2(4), Reg. 8506(2)
- member of plan, defined, 147.1(1)
- Minister to obtain advice of Superintendent of Financial Institutions, 147.1(17)
- money borrowed for contribution to
- • limitation on interest deductibility, 18(11)(c)
- money purchase limit, defined, 147.1(1)
- money purchase provision
- • benefits permissible, Reg. 8506(1)
- • contributions eligible, Reg. 8506(2)
- • defined, 147.1(1)
- • minimum amount, Reg. 8506(5), (7), (7.1)
- • transfer from RRIF, 146.3(14.1)(b)
- multi-employer plan
- • anti-avoidance, 147.1(14)
- • becoming revocable plan, 147.1(9)
- • defined, 147.1(1), Reg. 8500(1)
- • pension adjustment limits, 147.1(9)
- • registration requirements, Reg. 8510(7)
- • specified
- • • defined, 147.1(1), Reg. 8510(2)
- • • rules, Reg. 8510(3), (5)–(7)
- • no tax payable by, 149(1)(o), (o.1)
- non-member benefits, Reg. 8500(8)
- non-residents

Topical Index

Registered pension plan (*cont'd*)

- • payment under, withholding tax, 212(1)(h)
- participating employer, defined, 147.1(1)
- past service benefits, determination of, 147.1(10)
- past service contributions
 - • additional voluntary contributions, deductible for 1986, 8(1.1)
 - • by employer
 - • • deductible, 147.2(2), Reg. 8516(2)
 - • past service event
 - • • defined, 147.1(1), Reg. 8300(1), (2)
 - • • restrictions on pension funding and benefits, 147.1(10), Reg. 8306, 8307(2)
 - • past service payments into, 57(4)
 - • payment under, taxable, 56(1)(a)(i), 212(1)(h), 254
 - • pension adjustment, *see* Pension adjustment
 - • pension adjustment limits, *see also* Pension adjustment
 - • phased retirement, Reg. 8503(16)–(25)
 - • plan as registered, 147.1(15)
 - • pooled, *see* Pooled registered pension plan
 - • prohibited investments, Reg. 8502(h), 8514(1)
 - • refund of undeducted past service additional voluntary contributions, 60.2(1)
 - • registration of, 147.1(2), (3)
 - • • additional conditions, 147.1(5)
 - • • amendments, conditions for acceptance of, 147.1(4)
 - • • deemed from time of application, 147.1(3)
 - • • regulations, 147.1(18), Reg. Part LXXXIII–LXXXV
 - • • revocation of, 147.1(13), 147.3(12)
 - • • • notice, 147.1(12)
 - • • • notice of intention, 147.1(11)
 - • reorganization of money purchase plan, 147.3(7.1)
 - • repayment of post-1989 benefits, 60(j.04)
 - • reporting requirements, Reg. 8400–8410
 - • retiring allowances transferred to, 60(j.1)
 - • reversionary trust rules do not apply, 75(3)(a)
 - • rollover, *see* transfer from; transfer to
 - • salary deferral leave plan, Reg. 8508
 - • shared-funding arrangement, Reg. 8501(6.1)
 - • single amount, defined, 147.1(1)
 - • specified multi-employer plan
 - • • defined, 147.1(1), Reg. 8510(2)
 - • • rules, Reg. 8510(3), (5)–(7)
 - • • spouse, defined, 147.1(1)
 - • • successor plan, Reg. 8308(8)
 - • teacher's contributions, 147.2(5)
 - • termination of, Reg. 8409(3)
 - • transfer of members to new plan, Reg. 8500(9)
 - • transfer of property between benefit provisions, 147.3(14.1)
 - • transfer to, Reg. 8502(b)(iv)
 - • • another RPP, from, 147.3
 - • • DPSP, from, 147(19)(d)(i)
 - • • PRPP, from, 147.5(21)(c)(iii)
 - • • RRIF, from, 146.3(14)(b)(iii), 146.3(14.1)(b)
 - • • RRSP, from, 146(16)(a)
 - • transfer from
 - • • ALDA (advanced life deferred annuity), to, 147.3(1)(c)(iv)
 - • • actuarial surplus, of, 147.3(4.1), (7.1)
 - • • annuity, to, 147.4
 - • • another RPP, to, 147.3(1)–(8), Reg. 8517
 - • • death, on, 147.3(7)
 - • • deemed, 147.3(14)
 - • • division of amount transferred, 147.3(11)
 - • • excess, 147.3(13)
 - • • lump sum on death, 147.3(7)
 - • • marriage breakdown, on, 147.3(5)
 - • • money purchase plan to money purchase plan, 147.3(7.1)
 - • • pre-1991 contributions, 147.3(6)
 - • • RRIF, to, 146.3(2)(f)(v), (vi), 147.3(1), (4)–(7), (10)

- • RRSP, to, 147.3(1), (4)–(7), (10)
- • registered disability savings plan, to, on death, 60.02
- • restrictions re, 147.3(12)
- • taxation of amount transferred, 147.3(9)
- • transfers to
 - • • actuarial surplus, of, 147.3(4.1), (7.1)
 - • • another RPP, from, 147.3, Reg. 8517
 - • • deferred profit sharing plan, from, 147(19)
 - • • • via a trust, 104(27.1)
 - • • marriage breakdown, on, 147.3(5)
 - • • money purchase plan from money purchase plan, 147.3(7.1)
 - • • pension benefits received through trust, of, 60(j)(ii)
 - • • RRSP, from, 146(16)
 - • • retiring allowance, 60(j.1)
 - • • unregistered plan, from, 60(j)(i)
- • United States tax treatment of, *see* Qualifying retirement plan
- • variable benefits, Reg. 8506(1)(e.1)
- • wage measure, defined, 147.1(1)

Registered plan

- defined, 207.01(1)

Registered plan strip

- constitutes advantage, 207.01(1)“advantage”(d)
- defined, 207.01(1)
- 100% tax on, 207.05(2)(c)

Registered retirement income fund

- acceptance for registration, 146.3(2)
- administration fees, non-deductible, 18(1)(u)
- advantage, 207.01(1)“advantage”, 207.05
- amended
 - • deemed receipt, 204.2(1.4)
- amounts received, income, 56(1)(t)
- annuitant
 - • defined, 146.3(1)
 - • emigration from Canada, no deemed disposition, 128.1(10)“excluded right or interest”(a)(ii)
- annuities, holding of, 146.3(1)“qualified investment”(b.1), (b.2) [before 2027], 207.01(1)“qualified investment”(g), (j) [after 2026]
- benefits taxable, 146.3(5)
- business carried on by, 146.3(3)(c)
- carrier, defined, 146.3(1)“annuitant”
- change in fund after registration, 146.3(11)–(13)
- common-law spouse, breakdown of relationship, 146.3(14)(a)
- death of last annuitant, 146.3(6)–(6.2)
 - • carryback of losses, 146.3(6.3), (6.4)
- defined, 146.3(1), 248(1)
- depository, 146.3(1)“carrier”(d)
 - • conditions for registration, 146.3(2)(c)
 - • exempt from tax on amounts added or earned, 146.3(15)
- designated benefit
 - • amount deductible, 146.3(6.2)
 - • deemed received, 146.3(6.1)
 - • defined, 146.3(1)“designated benefit”
 - • transfer of, to spouse, child or grandchild, 146.3(6.11)
- designation of charity as beneficiary, 118.1(5.2)(b)
- disposition of property to, capital loss nil, 40(2)(g)(iv)(A)
- eligible amount, 146.3(6.11)
- emigration of annuitant, no deemed disposition, 128.1(10)“excluded right or interest”(a)(ii)
- excessive small business property holding, tax, 207.1(5) (repealed retroactively)
- excluded from various trust rules, 108(1)“trust”(a)
- exempt from tax, 146.3(3), 149(1)(x)
- fair market value of plan to be reported to CRA, Reg. 215(2.1)
- income accruing in
 - • not taxed, 146.3(3), (15), 149(1)(x)
 - • not taxed by U.S., Canada–U.S. tax treaty Canada–U.S. Tax Treaty:Art. XVIII:7
- income not subject to annual accrual, Reg. 7000(6)

Topical Index

Registered retirement income fund (*cont'd*)

- information returns, Reg. 215
- insurance corporation demutualization conversion benefit, 139.1(12), (14)
- interest income deemed not received by annuitant, 146.3(15)
- investment counselling fees, non-deductible, 18(1)(u)
- losses after death, 146.3(6.3), (6.4)
- minimum amount
 - defined, 146.3(1), Reg. 7308(3), (4)
 - for 2008, 146.3(1.1), (1.2)
 - for 2020, 146.3(1.4), (1.5)
 - recontribution due to reduced 2008 minimum, 60.021
 - recontribution due to reduced 2015 minimum, 60.022
 - requirement to pay out annually, 146.3(1)“retirement income fund”
- non-qualified investment
 - defined, 146(1), 207.01(1)
 - tax on, 207.04
- non-resident, payment to, 212(1)(q)
- payments under
 - attributed to spouse, 146.3(5.1)
 - joint and several liability for tax on, 160.2(2)–(4)
 - non-resident, to, 212(1)(q)
 - election to file return, 217
 - taxable, 146.3(5)
 - withholding of tax, 153(1)(l), Reg. 103(4), 103(6)(d.1)
- plan fees paid by owner, not an advantage conferred on plan, 207.01(1)“advantage”(b)(i)
- prohibited investment, tax on, 207.04
- property
 - disposition or acquisition, 146.3(4)
 - transfer of, 146.3(14)–(14.2)
 - used as security, recovery of, 146.3(10)
- “property held” in connection with the fund, 146.3(1)
- qualified investment, defined, 146.3(1) [before 2027], 207.01(1), Reg. 5001–5004 [after 2026]
- Quebec, in deemed to be trust, 248(3)(c)
- recontribution of amounts withdrawn for 2015 when minimum amount reduced, 60.022
- registration of, 146.3(2)
- retirement income, defined, 146(1)
- retirement income fund, defined, 146.3(1)
- reversionary trust rules do not apply, 75(3)(a)
- revocation of registration, 146.3(11)–(13)
- rollover, *see* transfer from; transfer to
- services in respect of, non-deductible, 18(1)(u)
- tax-paid amounts, *see* Tax-paid amount
- tax payable by
 - on acquisition of shares not at fair market value, 207.1(5)
 - on non-qualified or prohibited investment, 207.04
- transfer from
 - another RRIF, to, 146.3(2)(e)–(e.2), 146.3(14)(b)(i)
 - marriage breakdown, on, to spouse’s RPP, RRSP or RRIF, 146.3(14)
 - money purchase RPP, to, 146.3(14.1)(b)
 - PRPP, to, 146.3(14.1)(a)
 - registered disability savings plan, to, on death, 60.02
- transfer to
 - ALDA (advanced life deferred annuity), from, 146.3(2)(f)(ix)
 - amount to be included in income, 146.3(5.1)
 - another RRIF, from, 146.3(14)(b)(i)
 - balance of annuitized voluntary contributions, pre-10/9/86, 60.2(2)
 - deceased spouse’s RRSP, from, 60(l)
 - PRPP, from, 147.5(21)(c)(iv)
 - RPP, from, 146.3(2)(f)(v), (vi), 147.3(1), (4)–(7), (10)
 - RRSP, from 146(16), 146.3(5.1)
 - rules, 146.3(5.1)–(5.5)

- unregistered pension plan, from, 60(j)(i)
- trust, not taxed, 146.3(3), 149(1)(x)
- value of plan to be reported to CRA, Reg. 215(2.1)
- withholding of tax, 153(1)(l), Reg. 103(4), 103(6)(d.1)

Registered retirement savings plan

- administration fees, non-deductible, 18(1)(u)
- advantage, 207.01(1)“advantage”, 207.05
- age 71 maturity, 146(2)(b.4)
- amended plan, 146(12)
- deemed receipt, 204.2(1.4)
- payments out of, subject to withholding of tax, 153(1)(j)
- amount deductible
 - excess premiums, 146(8.2)
 - deemed not premiums, 146(8.21)
- amount included in computing income, 146(8.3)–(8.7)
- amounts received from, income, 56(1)(h), 146(8)
- annuitant
 - defined, 146(1)
 - emigration from Canada, no deemed disposition, 128.1(10)“excluded right or interest”(a)(i)
- annuities, holding of, 146(1)“qualified investment”(c)–(c.2) [before 2027], 207.01(1)“qualified investment”(g), (k) [after 2026]
- annuity acquired or provided under, pre-Oct9/86
- balance of annuitized voluntary contributions to RPP, 60.2(2)
- attribution rule re payments from spousal plan, 146(8.3)
- benefits from, 146(8)–(8.91)
 - rollover for financially dependent child, 60(l)(v)(B.01)
- spousal plan, attribution to spouse, 146(8.3)
- taxable, 146(8)
- where plan not registered at end of year entered into, 146(15)
- borrowing against,
 - income inclusion, 146(10)(b)
 - prohibited for depositary plan, 146(2)(c.3)(ii)
- borrowing from
 - to finance education, *see* Lifelong Learning Plan
 - to purchase a home, *see* Home Buyers’ Plan
- business carried on by, 146(4)(b)
- change in, after registration, 146(12), (13)
- common-law spouse, breakdown of relationship, 146(16)
- contributions, *see* premiums (*below*)
- cumulative excess amount re, 204.1(2.1), 204.2(1.1)
- death, effect of, 146(8.8)–(8.91)
 - carryback of losses, 146(8.92), (8.93)
- refund of premiums to child or grandchild, rollover to new RRSP, 60(l)(v)(B.1)
- refund of premiums to spouse, child or grandchild, 146(1)“refund of premiums”
- deduction limit, 146(1)“RRSP deduction limit”
 - defined, 248(1)
- defined, 146(1), 248(1)
- definitions, 146(1)
- designation of charity as beneficiary, 118.1(5.2)(b)
- disposition of property to, capital loss nil, 40(2)(g)(iv)(B)
- dollar limit, 146(1)“RRSP dollar limit”
 - defined, 248(1)
- emigration of annuitant, no deemed disposition, 128.1(10)“excluded right or interest”(a)(i)
- excess amount for a year re, 204.2(1)
- excess contributions
 - tax on, 204.1
 - withdrawal of, 146(8.2)
- excessive small business property holding, tax, 207.1(5) (repealed retroactively)
- excluded from various trust rules, 108(1)“trust”(a)
- exempt from tax, 146(4), 149(1)(r)
- fair market value of plan to be reported to CRA, Reg. 214(1.1)

Topical Index

Registered retirement savings plan (*cont'd*)

- Home Buyers' Plan, *see* Home Buyers' Plan
- home mortgage as investment, Reg. 4900(1)(j)–(j.2)
- income accruing in
 - not taxed, 146(4), 149(1)(r)
- not taxed by U.S., Canada-U.S. Tax Treaty:Art. XVIII:7, XXIX:5
- income not subject to annual accrual, Reg. 7000(6)
- information returns, Reg. 214, 214.1
- insurance corporation demutualization conversion benefit, 139.1(12), (14)
- interest on money borrowed to invest in, not deductible, 18(11)(b)
- investment counselling fees, non-deductible, 18(1)(u)
- investment in small businesses, Reg. 4900(6), (12)
- issuer extending advantage, 207.01(1)“advantage”
- “issuer” of, defined, 146(1)
- labour-sponsored venture capital corporation, 127.4(1)“qualifying trust”, 127.4(6)(a)
- labour-sponsored venture capital corporation shares, acquisition of, 127.4(1)“qualifying trust”, (3)
- life insurance policies, 146(11)
- Lifelong Learning Plan, *see* Lifelong Learning Plan
- losses after death, 146(8.92), (8.93)
- maturity by age 71, 146(2)(b.4)
- money borrowed to pay premium
 - limitation on interest deductibility, 18(11)(b)
- mortgage as investment, Reg. 4900(1)(j)–(j.2)
- net past service pension adjustment, meaning, 146(1)
- non-qualified investment
 - defined, 146(1), 207.01(1)
 - tax on, 207.04
- non-resident withholding tax, 212(1)(l)
- overcontribution to
 - no deduction for, 146(5)
 - non-deductible, withdrawal of, 146(8.2)
 - tax on, 204.1(2.1)
- transfer from RPP, deduction if withdrawn, 147.3(13.1)
- payments under
 - joint and several liability for tax on, 160.2(1), (3), (4)
 - non-residents, to, 212(1)(l)
 - election to file return, 217
 - remuneration, Reg. 100(1)
 - taxable, 56(1)(h), 146(8), 212(1)(l)
 - withholding tax, 153(1)(j)
- plan fees paid by owner, not an advantage conferred on plan, 207.01(1)“advantage”(b)(i)
- pledging assets of, *see* borrowing against (above)
- premiums
 - amount deductible, 60(i), 146(5), (5.2), (6.1)
 - excess, refunded, deemed not premiums, 146(8.21)
 - minimum tax, 127.52(1)(a) [repealed]
 - paid before registration, 146(14)
 - refund of, on overcontribution, 146(8.2)
 - undeducted, 204.2(1.2)
- prohibited investment, tax on, 207.04
- property used as security for loan, recovery of, 146(7)
- qualified investments of, 146(1), Reg. 4900 [before 2027], Reg. 5001–5004 [after 2026]
- Quebec, in deemed to be trust, 248(3)(c)
- reconstitution of certain withdrawals, deduction for, 146(6.1)
- refund of excess contributions, 146(8.2)
- refund of premiums, 146(1)
 - deemed receipt of, 146(8.1)
 - defined, 146(1)
 - estate, to, 146(8.1)
 - transferred to annuity, RRSP or RRIF, 60(l)
- registration of, 146(2), (3), (13.1)
 - change after, 146(12), (13)
 - retiring allowance, transfer to, 60(j.1)
 - reversionary trust rules do not apply, 75(3)(a)
 - rollover, *see* transfer from; transfer to
 - rules governing, 146
 - security, not to be used as, 146(2)(c.3)(ii)
 - services in respect of, non-deductible, 18(1)(u)
 - spousal plan, 146(8.3)
 - attribution on withdrawals, 146(8.3)
 - defined, 146(1)
 - premiums
 - amount deductible, 146(5.1)
 - not subject to income attribution rules, 74.5(12)
 - spouse
 - breakdown of relationship, on, 146(16)
 - transfer to, on death, 146(1)“refund of premiums”, 146(8.91)
 - tax on over-contributions to, 204.1
 - tax-paid amounts, *see* Tax-paid amount
 - tax payable by
 - on acquisition of shares not at fair market value, 207.1(5)
 - on non-qualified or prohibited investment, 207.04
 - termination at age 71, 146(2)(b.4)
 - transfer from
 - to ALDA (advanced life deferred annuity), 146(16)(a.1)
 - to another RRSP or RRIF, 60(l), 146(16)
 - amount to be included in income, 146.3(5.1)
 - rules, 146.3(5.1)–(5.5)
 - tracking of funds, 146(8.4)
 - to RDSP, on death, 60.02
 - to RPP, 146(16)(a)
 - transfer to
 - another RPP, from, 147.3
 - another RRSP, from, 146(16)
 - capital loss deemed nil, 40(2)(g)(iv)(A)
 - capital loss denied, 40(2)(g)(iv)(B)
 - DPSP, from, 147(19)(d)(i)
 - deceased person's RRSP, from, 60(l)
 - PRPP, from, 147.5(21)(c)(iv)
 - pension benefits received through a trust, 60(j)(ii)
 - RPP, from, 147.3(1), (4)–(7), (10)
 - division of amount transferred, 147.3(11)
 - taxation of amount transferred, 147.3(10)
 - RRIF, from, 146.3(14)(b)(ii)
 - RRSP, from, 146(16)(a)
 - retiring allowance, 60(j.1)
 - spouse, for, on marriage breakdown, 147.3(5)
 - unregistered pension plan, from, 60(j)(i)
 - trust
 - disposition of property by, 146(9)
 - non-qualified investments acquired by, 146(10)
 - non-qualified investments held by
 - tax payable, 146(10.1)
 - not taxed, 146(4), 149(1)(r)
- United States residents, deferral, Canada-U.S. Tax Treaty:Art. XVIII:7
- United States retirement plan, deduction limit applies, 146(1)“unused RRSP deduction room”(b)D(ii), Canada-U.S. Tax Treaty:Art. XVIII:11
- unused deduction room, meaning, 146(1)
- value of plan to be reported to CRA, Reg. 214(1.1)
- withdrawal of funds for education, *see* Lifelong Learning Plan
- withdrawal of funds to purchase home, *see* Home Buyers' Plan
- withholding on withdrawals of funds, Reg. 103(4)

Registered securities dealer, *see also* Broker; Investment dealer; Securities

- defined, 248(1)
- securities lending arrangement payments to non-residents
 - information return required, 212(18)
 - tax on excessive payments, 212(19)

Topical Index

Registered segregated fund trust

- excluded from various trust rules, 108(1)“trust”(a)

Registered supplementary unemployment benefit plan

- amendment of, amounts received, 145(4)
- benefits received, income, 56(1)(g)
- defined, 145(1)
- emigration of employee, no deemed disposition, 128.1(10)“excluded right or interest”(a)(xi)
- employer’s contribution under, 20(1)(x), 145(5)
- excluded from various trust rules, 108(1)“trust”(a)
- reversionary trust rules do not apply, 75(3)(a)
- rollover to new trust, 248(1)“disposition”(f)(vi)
- trust not taxable, 145(2), 149(1)(q)
- winding-up of, amounts received, 145(4)

Registration

- business, *see* Business Number
- Canadian amateur athletic association, 248(1)“registered Canadian amateur athletic association”
- • appeal from refusal or revocation by Minister, 172(3), (4)
- certificate in Federal Court, of tax owing to Crown, 223(3)
- charity, *see* Registered charity: registration of
- deferred profit sharing plan, 147(2)–(5), Reg. 1501
- education savings plan, 146.1(2), (4), (12)
- employees profit sharing plan, as DPSP, 147(3), (4)
- GST, *see* Business Number
- labour sponsored venture capital corporation, 204.81(1)
- multi-employer pension plan, Reg. 8510(7)
- national arts service organization, 149.1(6.4)
- • appeal from refusal or revocation by Minister, 172(3), (4)
- pension plan, 147.1(2), (3), Reg. 8512(1)
- • multi-employer plan, Reg. 8510(7)
- profit sharing plan, as DPSP, 147(2)
- registered education savings plan, *see* education savings plan (above)
- registered investment, deemed [before 2027], 204.4(7)
- registered pension plan, *see* pension plan (above)
- registered retirement income fund, *see* retirement income fund (below)
- registered retirement savings plan, *see* retirement savings plan (below)
- retirement income fund, 146.3(2)
- retirement savings plan, 146(2), (3), (13.1)
- revocation of, *see* Revocation of registration
- tax shelter, 237.1, *see also* Tax shelter

Registration information

- defined, re disclosure of taxpayer information, 241(10)
- disclosure of, 241(4)(l)

Regular adjustment period

- defined, re indexed debt obligation, Reg. 7001(7)

Regular customers

- defined, for FAPI rules, 95(2.4)(b)

Regular eligible amount

- defined, for Home Buyers’ Plan, 146.01(1)

Regular tax credit rate

- defined, for labour requirements for ITCs, 127.46(1)

Regulated energy utility business, *see* Canadian regulated energy utility business (for EIFEL)

Regulated foreign financial institution, *see* Offshore regulated bank

Regulated innovative capital

- defined, 122.1(1)
- excluded in determining whether trust is SIFT trust, 122.1(1)“investment”(b)(ii)

Regulated Investment Company (U.S.)

- dividend paid to Canadian resident, Canada-U.S. Tax Treaty:Art. X:7(b)

Regulations

- definitions in, *Interpretation Act* s. 16

- failure to comply with, penalty, 162(7)
- incorporating material amended from time to time, 221(4)
- Income Tax, reproduced after the *Income Tax Act* and *Income Tax Application Rules*
- judicial notice to be taken of, 244(12)
- meaning, 248(1)
- provision for, 147.1(18), 214(13), 215(5), 221(1)
- publication of, in *Canada Gazette*, 221(2)
- reducing amount of non-resident withholding tax, 215(5)
- residents in Canada, re, 214(13)
- retroactive effect, limitation on, 221(2)
- whether binding on Her Majesty, 221(3)

Regulatory innovative capital, *see* Regulated innovative capital

Rehabilitative therapy

- for hearing/speech loss, medical expense, 118.2(2)(1.3)

Reimbursement

- alimony or maintenance payments, 56(1)(c.2), 60(c.2)
- disability insurance top-up paid by employer, 8(1)(n.1)
- election to offset against outlay or expense, 12(2.2)
- housing loss, by employer, 6(19)–(22)
- included in income, 12(1)(x)
- • prescribed amount, Reg. 7300
- inducements, 20(1)(hh)
- legal expenses of collecting salary etc., re
- • included in employee’s income, 6(1)(j)
- loss in value of home, for, 6(19)–(22)
- medical expenses, 118.2(3)(b)
- motor vehicle expenses, in respect of, 6(1)(b)(xi)
- payments as
- • election re adjusted cost base, 53(2)(s), 53(2.1)
- petroleum/natural gas etc. royalties included in income, for, 80.2
- received by beneficiary of trust, or partner, 12(2.1)
- salary or wages, of, 8(1)(n)
- support payments, 56(1)(c.2), 60(c.2)

Reimbursement payment

- defined (re top-up disability payments), 8(1)(n.1)(i)

Reinsurance arrangement

- defined, 211(1)

Reinsurance commission

- defined [repealed], Reg. 1408(1)
- exclusion from matchable expenditure rules, 18.1(15)
- whether deductible, 18(9.02)

Reinsurance contract held amount

- defined
- • for determining insurer’s capital, 138(12), 181(2), Reg. 8600
- • for insurers’ IFRS transition rules, 138(12), Reg. 2400(1)
- • for insurers’ policy reserves, Reg. 1408(1)

Reinsurance recoverable

- defined [repealed], Reg. 2400(1)

Reinsurance recoverable amount

- defined, Reg. 1408(1)

Reinsurance trust

- exemption from withholding tax, 212(9)(d)

Reinsurer

- sales commissions, excluded from matchable expenditure rules, 18.1(15)

Related, *see* Related persons

Related business

- defined, for income-splitting tax, 120.4(1)
- income derived from, income-splitting tax, 120.4(1)“split income”(b)(ii), (c)(ii)(C)
- of charity
- • defined, 149.1(1)
- • revocation of registration for carrying on other business, 149.1(2)(a)

Related entity

- defined, for Common Reporting Standard, 270(1)
- defined, for crypto-asset reporting, 296(1)

Related group

- allocation of surtaxes on banks and life insurers, 123.6(3), 191.5(5)
- defined, 251(4)
- for surtaxes on banks and life insurers, 123.6(3), 191.5(5)

Related persons, *see also* Associated corporations

- deemed not to deal at arm's length, 251(1)(a)
- defined, 251(2)
- extensions to definition
 - for butterfly transactions, 55(5)(e)
 - for debt forgiveness rules, 80(2)(j)
 - for financial institutions tax, 190.15(6)
 - for foreign affiliates, 95(2.2)(b), 95(6)(a)(i)
 - for loans to non-residents, 17(11), (11.1), (11.3)
 - for transfer pricing, Canada-U.S. Tax Treaty:Art. IX:2

Related segregated fund trust, 138.1

- adjusted cost base of, 53(1)(l), 53(2)(q)
- application on qualifying disposition to trust, 107.4(3)(g)
- defined, 138.1(1)(a)
- minimum tax not payable by, 127.55(f)(i)
- rollover to new trust, 248(1)“disposition”(f)(vi)

Related transactions

- defined, for foreign tax credit, 126(7)

Relationship, defined, 251(6)

- for certain Part I.3 purposes, 181.5(6)

Relationship deposits

- defined, for FAPI of banks, 95(2.43)

Release or surrender, defined, 248(9)

Relevant activity

- defined, for digital platform operator reporting rules, 282(1)

Relevant affiliate interest and financing expenses

- defined, for interest deduction restrictions, 18.2(1)

Relevant affiliate interest and financing revenues

- defined, for interest deduction restrictions, 18.2(1)

Relevant assumption

- defined, FAPI partnership rules, 93.1(6)(b)

Relevant authority, *see also* Competent authority

- defined
 - for IFRS transition for insurers, 138(12)
 - for insurers' policy reserves regulations, Reg. 1408(1)
 - for policy reserves in insurance business, Reg. 1408(1)
 - for prescribed amount and recovery rate, Reg. 8006

Relevant census

- defined, for carbon tax refund, 122.8(1)

Relevant contribution (re eligible funeral arrangement)

- defined, 148.1(1)

Relevant conversion benefit

- defined, for insurance demutualization, 139.1(16)(a)

Relevant cost base

- defined, 95(4)

Relevant criminal offence, *see also* Relevant offence

- causing person to be ineligible to manage charity, 149.1(1)“ineligible individual”(a)
- defined, 149.1(1)

Relevant crypto-asset

- defined
 - for Common Reporting Standard, 270(1)
 - for crypto-asset reporting, 296(1)

Relevant entity

- defined, for residence of international shipping corporation, 250(6.02)

Relevant factor

- defined, 248(1)

Relevant financial statements

- defined, for uncertain-tax-treatment rules, 237.5(1)

Relevant foreign income or profits

- defined, for hybrid mismatch arrangement rules, 18.4(1), 113(3)

Relevant foreign tax law

- defined, for artificial foreign tax credit generator rules, 91(4.1)(a)(i), (ii), 126(4.11), Reg. 5907(1.03)(a), (b)

Relevant funder

- defined, for non-resident withholding tax back-to-back rules, 212(3.8)

Relevant funding arrangement

- defined, for non-resident withholding tax back-to-back rules, 212(3.8)

Relevant inter-affiliate interest

- defined, for EIFEL rules, 18.2(1)
- EIFEL adjustment for, 18.2(19)

Relevant licensor

- defined, for non-resident withholding tax back-to-back rules, 212(3.94)

Relevant limit (re debt forgiveness rules, partnerships)

- defined, 80(15)(b)
- limitation on deduction to partner, 80(15)(a)

Relevant loss balance (for debt forgiveness rules)

- application of, 80(3), (4)
- defined, 80(1)

Relevant non-arm's length entity

- defined, for FAPI rules, 95(1)

Relevant offence, *see also* Relevant criminal offence

- causing person to be ineligible to manage charity, 149.1(1)“ineligible individual”(b)
- defined, 149.1(1)

Relevant period

- defined
 - for alternative interest-deduction restrictions, 18.21(1)
 - for non-resident withholding tax on back-to-back loans, 212(3.1)(c)

Relevant person

- defined
 - for acquisition of control of corporation from SIFT, 256(7)(c.1)(i)
 - for FAPI rules re services, 95(3.02)
 - for FAPL (loss) rules, Reg. 5903(7), *see also* Relevant person or partnership
 - for private foundations, 149.1(1)

Relevant person or partnership

- defined, for foreign accrual property loss, Reg. 5903(6)

Relevant project period

- defined, for CCUS credit, 211.92(1)

Relevant proportion

- for carbon tax refund to farmers, 127.42(1)

Relevant province

- defined, for Canada Carbon Rebate, 122.8(4)A

Relevant provision

- defined
 - FAPI partnership rules, 93.1(6)(a)
 - trust transfer of farm/fishing property to settlor's children, 70(9.11)(c)

Relevant royalty arrangement

- defined, for non-resident withholding tax back-to-back rules, 212(3.94)

Relevant service

- defined, for digital platform operator reporting rules, 282(1)

Relevant spot rate

- defined, for functional currency rules, 261(1)

Relevant tax factor (for FAPI)

- defined, 95(1)

Topical Index

Relevant transaction

- defined, for crypto-asset reporting, 296(1)

Religious order, members' charitable gifts, 110(2)

Religious organization, *see* Communal organization; Registered charity

Relocation, *see also* Moving expenses

- counselling, *see* Counselling services
- eligible, *see* Eligible relocation
- reimbursement for loss of value of home, *see* Housing loss

Remainder interest, disposition of, *see* Life estate in real property

Remission orders

- text of, reproduced after the *Income Tax Regulations*

Remittance of taxes withheld, *see also* Withholding

- deemed remitted on day received by Receiver General, 248(7)
- interference with, by secured creditor, 227(5.2)–(5.4) (1995 draft, abandoned)
- large employers must remit through financial institution, 153(1), Reg. 110
 - exception, 153(1.4)
- new small employers, quarterly remittance, Reg. 108(1.13)
- over \$10,000, must be electronic, 160.5(2), 162(7.4)
- small employers, quarterly remittance, Reg. 108(1.12)
- source withholdings, Reg. 108
- unclaimed dividends and interest, 153(4), Reg. 108(4)

Remote work site, employment at, 6(6), *see also* Northern Canada

Remuneration, *see also* Salary

- defined
 - for Canadian film/video tax credit, Reg. 1106(1)“remuneration”
 - for source withholdings, Reg. 100(1)
- information returns, Reg. Part II
- ranges of, Reg. Sch. I
- total
 - defined, Reg. 100(1)
- unpaid, 78(4)
- withholding of tax on, 153(1)(a)
 - failure to remit amounts withheld, 227(9.5)
 - failure to withhold, 227(8.5)

Renewable energy, *see* Energy: renewable

Renovation period

- defined, for Multigenerational Home Renovation Tax Credit, 122.92(1)

Renovation period taxation year

- defined, for Multigenerational Home Renovation Tax Credit, 122.92(1)

Renovations

- disability-related
 - deductible, 20(1)(qq)
 - medical expense credit, 118.2(2)(1.2)

Rent

- accrual of, to date of death, 70(1)(a)
- deduction for, 9(1)
- future period, for
 - not “outlay” or “expense”, 66(15)“outlay” or “expense”
- income
 - taxable, 9(1)
 - whether specified investment business, 125(7)“specified investment business”
- meaning of, 18(1)(d)
- non-resident withholding tax, *see* paid to non-resident (below)
- office, paid by employee, 8(1)(i)(ii)
 - certificate of employer, 8(10)
- paid on depreciable property before acquisition, deemed CCA, 13(5.2)
- paid to non-resident, 212(1)(d), 212(13)
 - alternative tax, 216

- re railway rolling stock, exemption, 212(1)(d)(vii)
- prepaid, non-deductible, 18(9)
- scientific research expenditures, limitations, 37(8)(d)(ii)
- subsidy, *see* Canada Emergency Rent Subsidy
- treaty rules, Canada-U.S. Tax Treaty:Art. VI

Rent from real or immovable property

- defined, for SIFT trust and partnership distributions, 122.1(1)

Rent subsidy percentage

- defined, for COVID-19 Canada Emergency Rent Subsidy, 125.7(1)

Rent top-up percentage

- defined, for COVID-19 Canada Emergency Rent Subsidy, 125.7(1)

Rental cost

- defined, Reg. 5202

Rental housing, *see* Residential rental unit

Rental Housing Benefit Act

- details of, 122.5(3.002)
- disclosure of information for purposes of, 241(4)(d)(xxi), (xxii)

Rental or leasing property

- defined, 127.52(3)
- minimum tax, 127.52(1)(b), (c)(ii)

Rental properties

- capital cost allowance, Reg. 1100(11)–(14.2), 1101(1ac)–(1ae)
 - non-arm's length exception, Reg. 1102(20)
- defined, Reg. 1100(14)–(14.2)
- minimum tax, 127.52(1)(b), (c.2)(ii), 127.52(3)“rental or leasing property”
- short-term, deductions disallowed if not compliant with local laws, 67.7

Renunciation, *see* Flow-through shares

Reorganization, *see also* Amalgamation; Rollover; Winding-up

- butterfly, 55(3)(b)
- corporate, generally, 84–88
- divisive (butterfly), 55(3)(b)
- effect on stock options, 7(1.4), (1.5)
- mutual fund corporation or trust, 132.2
- of business, payment to shareholder deemed dividend, 84(2), (6)
- of capital, exchange of shares, 86(1); ITAR 26(27)
- property acquired in course of
 - capital cost allowance, Reg. 1100(2.2)
- registered pension plan, members transferred, Reg. 8500(9)
- treaty protection, Canada-U.S. Tax Treaty:Art. XIII:8

Reorganization transaction

- defined, for stock buyback tax, 183.3(1)

Repaid amount (tax shelter investment)

- defined, 143.2(10)

Repair

- automobile, *see* Automobile: operating costs

Repayment, *see also* Reimbursement

- amount previously included in income, 20(1)(m.2)
- application to other taxes, 164(2)
- employment insurance benefits, 60(n), (v.1)
- government assistance, *see* Assistance/government assistance: repayment of
- inducements, 20(1)(hh)
- overpayment of interest, by taxpayer, 164(3.1)
 - deduction for, 20(1)(ll)
- pension benefits, 60(j.04)
- policy loan, 60(s)
- Quebec Parental Insurance Plan benefits, 60(g)
- shareholder's loan, 20(1)(j)
- tax, *see* Refund

Repayment period

- defined, for Lifelong Learning Plan, 146.02(1)

Repeal

- legislation, *Interpretation Act* s. 25(1)
- regulations, *Interpretation Act* s. 31(4)

Replacement cost of property

- value of inventory, 10(4)

Replacement obligation

- corporation in financial difficulty, exemption from non-resident withholding tax, 212(3)

Replacement property, *see also* Exchanges of property

- defined
 - for capital property, 44(5)
 - for depreciable capital property, 13(4), (4.1)
 - for Home Buyers' Plan, 146.01(1)
- shares, *see* Replacement share
- taxable Canadian property
 - capital property, 44(5)(c), (d)
 - depreciable property, 13(4.1)(c), (d)

Replacement share

- defined, for small business investment capital gain rollover, 44.1(1)

Repo agreement, 260(1)“securities lending arrangement”

Reportable account

- defined, for Common Reporting Standard, 270(1)

Reportable jurisdiction

- defined
 - for Common Reporting Standard, 270(1)
 - for crypto-asset reporting, 296(1)
 - for digital platform operator reporting rules, 282(1)

Reportable jurisdiction person

- defined, for Common Reporting Standard, 270(1)

Reportable period

- defined, for digital platform operator reporting rules, 282(1)

Reportable person

- defined, for Common Reporting Standard, 270(1)
- defined, for crypto-asset reporting, 296(1)

Reportable property

- defined, 128.1(10)
- reporting of, required, 128.1(9)

Reportable retail payment transaction

- defined, for crypto-asset reporting, 296(1)

Reportable seller

- defined, for digital platform operator reporting rules, 282(1)

Reportable transaction

- mandatory disclosure rules
 - defined, 237.3(1)
 - information return required, 237.3(2)
 - exception for clerical or secretarial services, 237.3(4)
 - filing by one person before 2023 constitutes filing by all, 237.3(4)
 - filing deadline, 237.3(5)
 - penalty for failure to file, 237.3(8), (8.1)
 - reassessment deadline 3 years after filed, 152(4)(b.5)
- transactions with non-residents
 - defined, 233.1(1)
 - information return required, 233.1(2), (3)

Reportable uncertain tax treatment

- defined, 237.5(1)
- requirement to report, 237.5(2)

Reportable user

- defined, for crypto-asset reporting, 296(1)

Reported

- meaning of, for insurer, 138(12.3)

Reported reserve (of insurer)

- defined, Reg. 1408(1)

Reporting corporation

- defined, for uncertain tax treatment rules, 237.5(1)

- required to report uncertain tax treatment, 237.5(2)

Reporting crypto-asset service provider

- defined, for crypto-asset reporting, 296(1)

Reporting-due day

- defined
 - for CCUS knowledge sharing and climate risk disclosure, 211.92(1)

Reporting entity

- electronic funds transfer reporting
 - defined, 244.1
 - obligation to file, 244.2(1), 244.6
- foreign affiliate reporting
 - defined, 233.4(1)
 - obligation to file, 233.4(4)
- foreign property reporting
 - defined, 233.3(1)
 - obligation to file, 233.3(3)

Reporting financial institution

- defined, for Common Reporting Standard, 270(1)

Reporting fiscal year

- defined, for country-by-country reporting, 233.8(1)

Reporting of foreign owners of bank accounts, *see* Common Reporting Standard

Reporting partnership

- defined, re transactions with non-residents, 233.1(1)

Reporting period

- defined
 - for CCUS knowledge sharing, 211.92(1)
 - for construction payment reporting, Reg. 238(3)
 - for GST/HST-related provisions, *Excise Tax Act* 123(1)

Reporting person

- defined
 - re transactions with non-residents, 233.1(1)
 - re qualified investments, 221(1)

Reporting platform operator

- defined, for digital platform operator reporting rules, 282(1)

Reporting requirements, *see* Information return

Reporting taxation year

- defined, for CCUS climate risk disclosure, 211.92(1)

Repossession of property

- effect on creditor, 79.1
 - capital gains reserve, 79.1(3)
 - deemed cost of seized property, 79.1(6)
 - foreign resource property, 79.1(2.1)
 - in same taxation year as sale, 79.1(5)
 - inventory reserve, 79.1(4)
- effect on debtor, 79

Representation allowances, not income, 6(1)(b)(iii), (iv)

Representation expenses

- deductible, 20(1)(cc)
- deemed deducted as depreciation, 13(12)
- election to defer, 20(9), Reg. 4100

Representative

- of deceased taxpayer, *see* Legal representative of deceased taxpayer
- of government entity, defined, 241(10)
- of taxpayer, disclosure of information to, 241(5)

Representative of deceased taxpayer, *see* Legal representative of deceased taxpayer

Repricing of stock options, 110(1.7), (1.8)

Repurchase of equity, *see* Stock buyback tax

Repurchase of shares, 260(1)“securities lending arrangement”

Required statement

- defined, Reg. 809(4)

Requirement, *see* Demand; Garnishment for taxes unpaid

Topical Index

Res judicata, 169(2)

Rescheduling of debt, expenses deductible, 20(1)(e)(ii.2), 20(1)(e.1)(iii)

Research and development, *see* Scientific research and experimental development

Research grant

- receipt of, income, 56(1)(o)
- refund of, 56(1)(p)
- repayment of, deductible, 60(q)

Reserve

- allowed, 20(1)(l)–(o)
- amalgamation, on, 87(2)(g), (i), (j)
- amount not due until later year, 20(1)(n)
- • no deduction in certain circumstances, 20(8)
- bond premium, *see* unamortized bond premium (below)
- capital gain, 40(1)(a)(iii), 40(2)(a)
- • 5-year reserve, 40(1)(a)(iii)
- • 10-year reserve
- • • intergenerational transfer of business, 40(1.2)
- • • transfer of farm property or small business shares to child, 40(1.1)
- • • transfer to employee ownership trust, 40(1.3)
- • • transfer to workers cooperative, 40(1.4)
- • donation to charity of non-qualifying security, 40(1.01)(c)
- • • disallowed in year of death, 72(1)(c)
- • on exchange of property, 44(1)(e)(iii)
- • where property repossessed by creditor, 79.1(3)
- contingent account, limitation on deductibility, 18(1)(e)
- corporation that is member of partnership, 34.2(11)
- credit unions, Reg. Part VI
- debt forgiveness, 61.2–61.4
- defined
- • for capital gains, 40(1)(a)(iii)
- • for large corporations tax, 181(1)
- • for registered labour-sponsored venture capital corporations, 204.8(1)
- disallowed, 18(1)(e), 20(7)
- donation of non-qualifying security to charity, 40(1.01)(c)
- • disallowed in year of death, 72(1)(c)
- doubtful debts, 12(1)(d), 20(1)(l)
- exchange of property, 44(1)(e)(iii)
- foreign exchange restriction, 91(2), (3)
- goods not delivered, 12(1)(e), 20(1)(m)
- guarantees etc., for, 12(1)(d.1)
- impaired debts, 20(1)(l)(ii)
- imputed to spouse on death of taxpayer, 72(2)
- insurance agent or broker, 32
- insurer, *see* Insurance corporation: policy reserves; Insurance corporation: reserve for unpaid claims
- inventory, 20(1)(n)
- • where property repossessed by creditor, 79.1(4)
- life insurer's, 138(3)
- limitation on deductibility, 18(1)(e)
- manufacturer's warranty, 20(1)(l), (m), (m.1), (n), (o)
- maximum cumulative, of credit union, 137(6) "maximum cumulative reserve"
- negative, of insurer, 20(1)(e.1), 20(22), Reg. 1400(2)
- not deductible, 18(1)(e), 20(7)
- quadrennial survey, 12(1)(h), 20(1)(o), Reg. 3600
- qualifying transitional income (corporate partner), 34.2(11)
- reported (insurer), Reg. 1408(1)
- sectoral, defined, 20(2.3)
- services not rendered, 12(1)(e), 20(1)(m)
- transportation tickets, 20(6)
- unamortized bond premium, 20(1)(m.3)
- • income inclusion in following year, 12(1)(d.2)
- undelivered food or drink, 20(6)
- unearned commissions, 32

- unpaid claims, *see* Insurance corporation: unpaid claims reserve adjustment
- unpaid insurance policy claims
- • deduction, life insurance business, 138(3)(a)(ii)
- • deduction, non-life insurance business, 20(7)(c)
- • limitation, 18(1)(e.1)
- unrealized receivables, 20(1)(n)
- wind-up, on, 88(1)(e.1)
- year of death, not deductible for, 72(1)

Reserve adjustment

- life insurance corporations capital tax, 190.11

Reserve amount

- re resource property, defined, 66(15)

Reserve deficiency

- defined, Reg. 1403(8)(c)
- revision of policy lapse rates, Reg. 1403(8)–(10)

Reserve transition amount

- defined, for IFRS transitional rules for insurers, 138(12)

Reservoir

- substances injected into, deduction for, 20(1)(mm)

Residence, *see* Home

Resident beneficiary

- defined, 94(1)

Resident compensation

- defined, Reg. 8300(1)

Resident contributor

- defined, 94(1)

Resident of Canada

- absent from Canada
- • child care, moving, and attendant expenses, 64.1
- becoming, *see* Becoming resident in Canada
- ceasing to be, *see* Ceasing to be resident in Canada
- corporate emigration, 219.1
- corporation, 250(4)
- deemed, 250
- • for capital gains exemption, 110.6(5)
- • tuition credit, 118.5(2)
- defined, 250
- • authorized foreign bank, 212(13.3)
- • non-resident trust, 94(3)(a); *Income Tax Conventions Interpretation Act* s. 4.3
- entitled to U.S. treaty benefits, Canada-U.S. Tax Treaty:Art. XXIX-A:2
- extended meaning of, 250(1), (2)
- former, *see* Former resident
- former, deemed employed in Canada, 115(2)(c)
- income earned in a province, Reg. 2601
- liability for tax, 2(1)
- ordinarily, meaning of, 250(3)
- part-year, *see* Part-year resident
- partnership, *Income Tax Conventions Interpretation Act* s. 6.2
- person deemed not due to tax treaty, 250(5)
- regulations re, 214(13)
- returning, 128.1(6), (7)
- short-term, 128.1(4)(b)(iv)
- treaty purposes, Canada-U.S. Tax Treaty:Art. IV
- trust, deemed, 94(3)(a); *Income Tax Conventions Interpretation Act* s. 4.3

Resident portion (of trust)

- defined, 94(1)
- included in deemed-resident trust's income, 94(3)(f)(ii)

Residential property

- defined, for AirBNB rentals, 67.7(1)
- defined, for minimum tax purposes, 127.52(3)
- partnership investing in
- • capital cost allowance limitation, 127.52(2)

Residential rental unit

- defined
- • for capital cost allowance, Reg. 1104(2)
- • for excessive interest limitation (EIFEL), 18.2(1)

Residential schools settlement, *see* Indian Residential Schools Settlement trust

Residual balance (upon debt forgiveness)

- defined, 80(14)
- included into income, 80(13)

Residual portion (on disposition of specified debt obligation), *see also* Current amount (on disposition of specified debt obligation)

- application of, 142.4(4)
- defined, 142.4(8)
- • re disposition by financial institutions, Reg. 9200(1)

Resman Holdings TCC case overruled, 66.1(6)“Canadian exploration expense”(d)(i), 66.1(9)(a)

Resource

- defined, Reg. 1206(1)
- mineral, *see* Mineral resource

Resource activity

- defined, for resource allowance claims, Reg. 1206(1)

Resource allowance, 20(1)(v.1) [repealed], Reg. 1210 [repealed]

Resource expenses, *see also* Canadian development expense; Canadian exploration expense; Canadian oil and gas property expense

- amounts recovered included in income, 59
- Canadian development expenses, 66.2
- Canadian exploration and development expenses, 66(1)
- Canadian exploration expenses, 66.1
- Canadian oil and gas property expenses, 66.4
- change of control, rules, 66.7(10), (11)
- flow-through shares, 66(12.6)–(12.74), *see also* Flow-through shares
- flow-through to shareholder, 66(12.6), (12.62), (12.64)
- foreign exploration and development expenses, 66(4)
- joint exploration corporation, 66(10)–(10.4)
- limited partner, at-risk rules, 66.8
- minimum tax, 127.52(1)(e), (e.1)
- partnership, of, 96(1)(d)
- reduction of, on debt forgiveness, 80(8)
- successor rules, 66.7
- “warehousing” prohibited, 66(19)

Resource income

- manufacturing profits, Reg. 5203

Resource profits

- defined, Reg. 1204(1.1), 5202

Resource property

- Canadian, *see* Canadian resource property
- carved-out income, *see* Carved-out income
- deceased taxpayer’s, 70(5.2)
- disposition
 - • consideration for, on amalgamation, 87(2)(p)
 - • involuntary, 59.1
 - • reserve for uncollected amount
 - • • income in later year, 59(2)
- expropriation, 59.1
- foreign, *see also* Foreign resource property
- • proceeds of disposition, 59(1)
- partnership, of, 96(1)(d)
- rules for trusts, 104(5.2)
- timber, *see* Timber resource property

Respiratory aids

- medical expense, Reg. 5700(c), (c.1), (c.2)

Respite care, *see* Attendant; Nursing home

Restaurant relief (COVID), Reg. 8901.1(2)(b)(ii), *see also* Qualifying tourism or hospitality entity

Restricted farm loss

- addition to adjusted cost base of land, 53(1)(i)
- amalgamation, on, 87(2.1)
- carryover of, 111(1)(c)
- deduction by partner where partnership disposes of land, 101
- defined, 31(1), (1.1), 111(9), 248(1)
- determination of, by Minister, 152(1.1), (1.2), (1.3)
- limitation on deductibility, 31(1), 111(3)
- partnership, from, 96(1)
- reassessment, 152(6)(c)
- reduction of, on debt forgiveness, 80(3)(c)

Restricted financial institution, *see also* Financial institution; Taxable RFI share

- defined, 248(1)
- dividends received on term preferred shares, 112(2.1)
- receiving dividends on taxable RFI shares
- • where shares acquired under securities lending arrangement, 260(9)

Restricted financial institution (RFI) shares, taxable

- tax on dividends received by restricted financial institution, 187.3
- • information return, 187.5
- • partnership, 187.4

Restricted interest and financing expense

- carryforward, 111(1)(a.1)
- defined, 111(8), 248(1)

Restricted investment

- defined, for pooled registered pension plan, 147.5(1)

Restricted property (for non-resident trust rules)

- defined, 94(1), 94(14)
- • deemed, on indirect transfer to trust, 94(2)(b)
- determination of value when contributed to deemed-resident trust, 94(9)
- FAPI on contribution of to certain trusts, 94.2(1)(b)(ii)

Restrictive covenant (or non-competition payment)

- allocation of price paid, 68(c)
- defined, 56.4(1)
- employment income from
 - • taxable when receivable after 3 years, 6(3.1)
- income from
 - • deduction for bad debt, 60(f)
 - • • bad debt recovered, 56(1)(m)
 - • included in income, 56.4(2)
 - • non-resident withholding tax, 212(1)(i), 212(13)(g)
 - • succession planning exclusion, 56.4(7)

Restructuring of debt, expenses deductible, 20(1)(e)(ii.2), 20(1)(e.1)(iii)

Retention of books and records, 230(4), (4.1)

Retirement benefits

- defined, Reg. 8500(1)
- while continuing employment (phased retirement), Reg. 8503(16)–(25)

Retirement compensation arrangement

- administration of, corporation exempt, 149(1)(o.1)(i)(B)
- advantage, tax on, 207.5(1)“advantage”, 207.62
- amount paid in respect of
 - • withholding of tax, 153(1)(p)–(r)
- amount payable under trust, not income, 12(1)(m)(ii)
- amounts received by employer under, includable in income, 12(1)(n.3)
- amounts transferred under, deduction from income, 60(j.1)
- benefits under
 - • deduction from income re, 60(t)
 - • includable in income, 56(1)(x), (z)
 - • not includable in employee’s income, 6(1)(a)(ii)
 - • received by another
 - • • joint and several liability for tax on, 160.3

Topical Index

Retirement compensation arrangement (*cont'd*)

- • whether eligible for pension income splitting, 60.03(1)“eligible pension income”(b)(i)(A)
- contribution to
 - tax on, 207.7(1)
 - withholding, Reg. 103(7)
- creation of trust, 207.6(1)
- deduction for contributions to
 - by employee, 8(1)(m.2), 60(t), (u)
 - by employer, 18(1)(o.2), 20(1)(r)
- defined, 248(1), Reg. 6802
- disposition of interest in
 - amount included in income, 56(1)(y)
 - deduction from income re, 60(u)
- disposition of property by trust, 56(11)
- distribution by trust, 107.2
- emigration of employee, no deemed disposition, 128.1(10)“excluded right or interest”(a)(ix)
- employee benefit plan becoming
 - deemed contribution, 207.6(4)
- employer contribution deductible, 20(1)(r)
- excluded from annual interest accrual rules, 12(11)“investment contract”(b)
- excluded from non-resident trust rules, 94(1)“exempt foreign trust”(e)
- exclusion for letter of credit or surety bond, 207.5(1)“excluded contribution”
 - refund for pre-March 28/23 amounts, 207.71
- failure to withhold amounts in respect of, 227(8.2)
- foreign plan, *see* Foreign plan (pension plan)
- incorporated employee carrying on personal services business, 207.6(3)
- life insurance policies, 207.6(2)
- Member of Parliament, Reg. 6802.1
- money borrowed to make employee contributions
 - limitation on interest deductibility, 18(1)(e)
- non-resident compensation plan not retirement compensation arrangement
 - exception re “resident’s arrangement”, 207.6(5)
- payment of tax, 207.7(3)
- pension income credit not available, 118(8)(e), (f)
- pension income splitting on income from, 60.03(1)“eligible pension income”(b)(i)(A)
- portion of benefits taxable, 56(1)(a)(i)
- prescribed plan or arrangement, 207.6(6), Reg. 6802
- prohibited investment, tax on, 207.5(1)“advantage”, 207.61
- purchase price of interest in, paid by non-resident, 212(1)(j)
- refund of tax, 207.7(2)
- refundable tax, 207.5–207.7
 - defined, 207.5(1)
 - election re, 207.5(2)
- resident’s arrangement, 207.6(5)
- resident’s contribution, defined, 207.6(5.1)
- reversionary trust rules do not apply, 75(3)(a)
- severability of plan, 56(10)
- subject property
 - defined, 207.5(1)
- tax payable
 - advantage, 207.62
 - • waiver of tax, 207.64
 - • prohibited investment, 207.61
 - • waiver of tax, 207.64
 - refundable tax, 207.7(1)
- transfer to another RCA, 207.6(7)
- no withholding, Reg. 103(7)(a)
- trust
 - corporation administering, exempt, 149(1)(o.1)(i)(B)
 - creation of, 207.6(1)
 - defined, 207.5(1)

- • exempt from tax, 149(1)(q.1)
- withholding tax, 153(1)(p)–(r), Reg. 103(7)

Retirement counselling, *see* Counselling services

Retirement income, defined, 146(1)

Retirement income fund, *see also* Registered retirement income fund

- registration of, 146.3(2)
- appeal from refusal, 172(3)(g), 180
- deemed refusal by Minister, 172(4)(f)
- revocation of, 146.3(11)–(13)
- services relating to, non-deductible, 18(1)(u)

Retirement payment

- single, from deferred profit sharing plan, 147(10.1), (10.2), Reg. 1503

Retirement savings plan, *see also* Registered retirement savings plan

- appeal from refusal to register, 172(3)(b), 180
- deemed registered, when, 204.2(3)
- defined, 146(1)
- foreign, *see* Foreign retirement arrangement
- registration of, 146(2), (3)
- deemed refusal by Minister, 172(4)(b)
- services relating to, non-deductible, 18(1)(u)

Retiring allowance

- defined, 248(1)
- emigration, no deemed disposition of right, 128.1(10)“excluded right or interest”(d)
- income, 56(1)(a)(ii)
- legal costs of collecting or establishing right to
 - deduction for, 60(o.1)
- income when recovered, 56(1)(l.1)
- paid to non-resident, 212(1)(j.1)
- election to file return, 217
- repayment of, deductible, 60(n)(iii)
- spread retroactively over prior years, 110.2, 120.31
- transferred to RRSP or RPP, 60(j.1)
- unpaid, 78(4)
- withholding tax, 153(1)(c), Reg. 103(4), (6)(e)

Retroactive effect, *see also* Grandfathering

- of amendments to pre-RSC 5th Supp. Act, ITAR 79
- of interest, to date of effect of amendment, 221.1
- of regulations, to date of public announcement, 221(2)

Retroactive legislation

- GAAR amendments, 245(4)
- GST disallowed as moving expense, 62(3)(f)

Retroactive lump-sum payment, *see* Lump-sum payment

Retrospection, ITAR 17(4)

Return of income

- defined
 - for GST Credit, 122.5(1)
 - for OAS clawback, 180.2(1)
 - for personal support worker credit, 122.93(1)
 - for teacher school-supplies credit, 122.9(1)

Returned property

- from charity to donor, 110.1(16), 118.1(27), Reg. 3501.1

Returning former resident, 128.1(6), (7)

Returns, *see also* Information return

- alternative to withholding tax, 216(1), 217
- amended, 152(6)
- automatic filing for individuals, 150.2
- bankrupt individual, 128(2)(e), (f)
- carved-out income, tax on, 209(3)
- corporation, 150(1)(a)
- electronic filing mandatory, 150.1(2.1), (2.3)
- death of beneficiary, 104(23)(d)
- death of partner or proprietor, 150(4)
- deceased taxpayer, 150(1)(b), (e)

Topical Index

Returns (*cont'd*)

- deferred income plans
 - over-contributions, 204.3
 - property held by, 207.2
- demand for, by Minister, 150(2)
- designated persons, 150(1)(e)
- due date, 150(1)
- electronic filing of, 150.1
 - mandatory, 150.1(2.1), (2.3)
- employee's declaration, 227(2)
 - when to be filed, Reg. 107
 - where not filed, 227(3)
- estates, 150(1)(c)
- estimate of surtax, 180.1
- estimate of tax, 151
- excessive eligible dividend designation, 185.2(1)
- extension of time for filing, 220(3)
- failure to file, penalty
 - demand by Minister, 150(2)
 - penalty, 162(1)
 - repeated, 162(2)
 - trustees etc., 162(3)
- false
 - penalty for, 163(2)
 - "understatement of income", 163(2.1)
- films, Reg. 225
- guardian, etc., 150(1)(d), (e)
- home insulation program, Reg. 224
- incomplete, penalty, 162(5)
- individual, 150(1)(d), (e)
 - in bankruptcy, 128(2)(e)
- information, *see* Information return
- late filing, penalty, 162(1)
- Minister not bound by, 152(7)
- non-profit organization, 149(12), (13)
- omission in, penalty, 163(2)
- Part I, 150
 - Part I.1, 180.1(3)
 - Part I.2, 180.2(5)(a)
 - Part I.3, 181.6
- Part II, 183(1)
 - Part II.1, 183.2
 - Part II.2, 183.4
- Part III.1, 185.2(1)
- Part IV, 187(1)
 - Part IV.1, 187.5
- Part V, 189(6), (6.1)
- Part VI, 190.2
 - Part VI.1, 191.4
 - Part VI.2, 191.5(8)
- Part IX, 196(2)
 - Part IX.1, 197(4), (5)
- Part X, 202(1)
 - Part X.1, 204.3
 - Part X.2 [before 2027], 204.7
- Part X.3, 204.86
- Part X.4, 204.92
- Part XI.01, 207.07(1)
 - Part XI.1, 207.2
 - Part XI.2, 207.4
 - Part XI.3, 207.7(3)(a)
 - Part XI.4, 207.8(5)
- Part XII.1, 209(3)
- Part XII.2, 210.2(5)
- Part XII.3, 211.2
- Part XII.4 (qualifying environmental trust), 211.6(3)
- Part XII.5, 211.8(2), 211.82
- Part XII.6, 211.91(2)(a)

- Part XII.7 tax, 211.94
- Part XIII.1, 218.2(5)
- Part XIII.2 (optional), 218.3(3)–(9)
- Part XIV, 219(3)
 - proof of, 244(17)–(19)
- public authorities (Part XI.2), 207.4
- refunds not payable until all filed, 164(2.01)
- registered investment [before 2027], 204.7
- repeated failures to report an amount of income, penalty for, 163(1)
- required of employee, 227(2)
 - where not filed, 227(3)
- separate
 - amounts receivable on death, 70(2)
 - bankrupt individual, 128(2)(e), (f)
 - death of beneficiary, 104(23)(d)
 - death of partner or proprietor, 150(4)
 - off-calendar year adjustment, 34.1(9)
 - deductions in computing taxable income, 114.2
 - minimum tax carryover not applicable, 120.2(4)
 - minimum tax not applicable, 127.55
 - tax credits, 118.93
- trustees etc., 150(3)
 - failure to file, penalty for, 162(3)
 - in bankruptcy, 128(2)(e)
- trusts, 150(1)(c)
 - understatement of income, 163(2.1)

Revenue Canada, *see* Canada Revenue Agency

Revenue guarantee

- creates tax shelter, Reg. 3100(1)(b)(ii)

Revenue reduction percentage

- defined, for COVID-19 Canada Emergency Wage Subsidy, 125.7(1)

Reverse attribution, 74.5(11)

Reverse takeover, 256(7)(c)–(c.2)

Reversionary trust, 75(2), (3)

- non-resident trust, 94(8.1), (8.2)

Reversionary year

- defined, for functional currency rules, 261(1)

Revised Statutes of Canada, 1985 (5th Supp.)

- amendments to previous Act, ITAR 79
- continuity of previous versions of Act, ITAR 75, 77
- effective dates, ITAR 73

Revocable living trust

- excluded from qualifying disposition, 107.4(1)(e)

Revocable plan

- defined
 - for DPSP, 147(21), Reg. 8408(2)
 - for PRPP, 147.5(3), (4)
 - for RPP, 147.1(8), (9), 147.3(12), Reg. 8301(14)(a), 8305(2)(a), 8408(2), 8501(2), 8503(11), (15), 8506(4), 8511(2), 8515(9)

Revocable trust, 75(2), (3)

Revocation of Canadian film/video production certificate, 125.4(6)

Revocation of charity, *see* Registered charity: registration of: revocation of

Revocation of designation

- as qualified Canadian journalism organization, 168.1(2), (3)

Revocation of elections, 220(3.2)

- COVID-19 Canada Emergency Wage Subsidy and Canada Emergency Rent Subsidy, 125.7(10)
- election by mutual fund trust for December 15 year-end, 132.11(1.1)
- election to trigger capital gains exemption, 110.6(25)

Revocation of film/video production services certificate, 125.5(6)

Topical Index

Revocation of registration, see also Notice of intent

- amateur athletic association, 149.1(4.2), 168
- appeal from, 172(3), 180(1), 204.81(9)
- charity, 149.1(4.1), 168, 188, 188.1
- deferred profit sharing plan, 147(14)–(15)
- education savings plan, 146.1(12.1), (12.2), (13), (14)
- labour-sponsored venture capital corporation, 204.81(6)–(9)
- national arts service organization, 149.1(6.5)
- pension plan, 147.1(11)–(13)
- pooled registered pension plan, 147.5(24)–(28)
- profit sharing plan, 147(14)–(15)
- qualified donee, 149.1(4.3), 168
- retirement income fund, 146.3(11)–(13)
- retirement savings plan, 146(12)

Revocation tax, charities, 188

Revoked corporation (registered labour venture capital)

- defined (RLSVCC), 204.8(1), 211.7(1)

Revoked plan, see Deferred profit sharing plan

Rhodium, see Platinum group metal

Rider

- deemed to be separate life insurance policy
- • for insurer's reserves, Reg. 1408(5), (6)
- • when added to pre-1990 policy, 12.2(10)

Riding horses

- eligible for children's fitness credit, Reg. 9400(5)

Right of use or habitation (Quebec)

- deemed to be trust, 248(3)

Right to receive an amount

- cost amount of, 248(1)“cost amount”(e)

Right to receive production

- deduction of matchable expenditure prorated, 18.1(4)
- defined, 18.1(1)
- disposition of, income inclusion, 12(1)(g.1), 18.1(6)

Right to reduce

- defined, for limitations on contingent expenditures, 143.4(1)

Rights

- exchange of, on amalgamation, 87(4.3)

Rights or things

- acquired by beneficiary
- • deemed cost, 69(1.1)
- exclusions, 70(3.1)
- transferred to beneficiaries, 70(3)
- value of, included in income at date of death, 70(2)

Rights to drill or explore, see Exploration and drilling rights

Rights to income

- transfer of, 56(4)

River improvements

- capital cost allowance, Reg. 1102(7)

River rafting relief (COVID), Reg. 8901.1(2)(b)(ix)(A)(V), see also Qualifying tourism or hospitality entity

Road, see also Specified temporary access road

- capital cost, 13(7.5)(b), Reg. 1102(14.3)

Roadways

- capital cost allowance, Reg. Sch. II:Cl. 1(g), Sch. II:Cl. 17
- • for mine, Reg. Sch. II:Cl. 10(l), Sch. II:Cl. 41

Robinson case overruled, 253.1(1)

Rocking bed, as medical expense, 118.2(2)(i)

Rockmore Investments case overruled, 125(7)“active business carried on by a corporation”

Rogers Enterprises case paras. 46–49 overruled, 245(1)“tax benefit”(c)

Roller skating rink floor, Reg. Sch. II:Cl. 10(i)

“Rolling start” rule, 13(27)(b), 13(28)(c), 13(29)

Rollout

- from trust, 107(2)

- on partnership ceasing to exist, 98(3)

Rollover, see also Transfer of property

- accounts receivable, 22
- amalgamation, on, 87
- bare trust, to or from, 248(1)“disposition”(e)(i)
- convertible debentures, 51
- convertible property, 51
- corporation, to, 85(1)
- • by partnership, 85(2)
- • capital property, 85(1)(c.2)
- • depreciable property, 85(1)(c)
- • farming inventory, 85(1)(c.2)
- • from shareholder, 85(1)
- • • eligible property, 85(1.1)
- • • inventory, 85(1)(c.1)
- • • wholly-owned corporation, 85(1)(e.2), 85(1.3)
- death, on
- • registered retirement savings plan, 60(l)(v)(B.1), 146(8.8)–(8.91)
- • to registered disability savings plan, 60.02
- • to spouse or spouse trust, 70(6), (6.1)
- debt, in settlement of commercial debt obligation, 80(2)(h)
- demutualization of insurance corporation, 139.1(4)(a), (d)
- distress preferred share, converted to or from debt, 80.02(3)–(5)
- effect on shares held by former resident of Canada, 128.3
- exchange of property, 13(4), (4.1), 44
- exchange of shares, 51(1)
- exchange of shares on reorganization of capital, 86
- farm property, of, 70(9)–(9.31), 73(3)–(4.1)
- farming inventory, transfer to corporation, 85(1)(c.2)
- fishing property, of, 70(9)–(9.31), 73(3)–(4.1)
- foreign share for foreign share exchange, 85.1(5), (6)
- foreign spin-off, 86.1
- insurance business, 138(11.5), (11.94)
- insurer policyholder's rights, on demutualization, 139.1(4)(a), (d)
- internal reorganization, 86
- life insurance policy
- • to child, 148(8)
- • to spouse
- • • inter vivos, 148(8.1)
- • • on death, 148(8.2)
- mark-to-market property prohibited, 85(1.1)(g)(iii)
- mutual fund trust or corporation, 132.2
- net income stabilization account/NISA Fund No. 2
- • to corporation, 85(1)(c.1), 85(1.1)(i)
- • to spouse or spouse trust, 70(6.1)
- non-resident insurance business, of, 138(11.5)
- parent, to
- • on death of individual, 70(9.6)
- • on wind-up of corporation, 88(1)
- partnership, from
- • to new partnership, 98(1)
- • to partners on windup, 98(3)
- • to proprietorship, 98(5)
- partnership, to, 97(2)
- qualifying disposition to a trust, 107.4
- registered disability savings plan, to, on death, 60.02
- registered education savings plan, investment income to RDSP, 146.1(1.1), (1.2)
- registered pension plan to RPP annuity, 147.4
- registered retirement savings plan, on death, 60(l)(v)(B.1), 146(8.8)–(8.91)
- reorganizations, 84–88
- replacement property, 13(4), (4.1), 44
- reserves for year of death, 72(2)
- retiring allowance, to RRSP, 60(j.1)
- rights or things transferred to beneficiary, 69(1.1)

Topical Index

Rollover (*cont'd*)

- SIFT units exchanged for shares of corporation, 85.1(7), (8)
- share for share exchange, 85.1
- shareholder, from, to corporation, 85(1)
 - • eligible property, 85(1.1)
 - • small business investments, 44.1
- spouse or spouse trust, to
 - • death, on, 70(6), (6.1)
 - • inter vivos, 73(1)
 - • life insurance policy
 - • • *inter vivos*, 148(8.1)
 - • • on death, 148(8.2)
 - • registered retirement savings plan, 146(8.8)–(8.91)
- stock options, of, on corporate reorganization, 7(1.4), (1.5)
- taxable Canadian property, 85(1)(i)
- transaction, *see* Rollover transaction
- transfer of insurance business by non-resident insurer, 138(11.5)
- treaty protection, Canada-U.S. Tax Treaty:Art. XIII:8
- trust, from
 - • to beneficiary, 107(2)
 - • to new trust, 107.4, 248(1)“disposition”(e), (f)
- trust, to, 107.4
- winding-up, on, 88(1)
- winding-up of partnership, on, 98(3)

Rollover period

- defined, re death of TFSA holder, 207.01(1)“exempt contribution”(a)

Rollover transaction, *see also* Rollover

- acquisition of specified debt obligation by financial institution, 142.6(5)
- defined, 142.6(6)

Roofer

- apprenticeship job creation credit, 127(9)“investment tax credit”

Roth IRA

- conversion from regular ITA, whether taxable in Canada, 56(12), Canada-U.S. Tax Treaty:Art. XVIII:7
- included in definition of pension, Canada-U.S. Tax Treaty:Art. XVIII:3(b)
- not subject to non-resident trust rules, 94(1)“exempt foreign trust”(h)(ii)(D)

Rounding of amounts

- Child Tax Benefit, 122.61(7)
- inflation indexing, 117.1(3)
- pension calculations, Reg. 8311
- TFSA, 207.01(1)“TFSA dollar limit”(d)

Rousseau-Houle case overruled, 34.2, 245(4)

Rowboats

- capital cost allowance, Reg. Sch. II:Cl. 7

Royal Assent

- amendments in force, *Interpretation Act* s. 6(3)

Royal Bank v. Sparrow Electric case overruled, 227(4)

Royal Canadian Mint, subject to tax, 27(2), Reg. 7100

Royal Canadian Mounted Police, *see also* Police officer

- disability pension exempt, 81(1)(i)
- provision of charity information to, for security purposes, 241(9), (9.1)

Royalties

- accrual to date of death, 70(1)(a)
- based on production or use, income, 12(1)(g)
- copyright, paid to non-resident, exempt, 212(1)(d)(vi)
- Crown, *see* Crown royalty
- defined, Canada-U.S. Tax Treaty:Art. XII:4, 6
- income from
 - • whether specified investment business, 125(7)“specified investment business”
- motion picture films, paid to non-residents, 212(5)

- paid to non-resident, 212(1)(d)
- • back-to-back royalties, 212(3.9)–(3.94)
- • to U.S. resident, Canada-U.S. Tax Treaty:Art. XII
- paid to trust for non-resident, exemption, 212(9)(b)
- petroleum, natural gas, minerals
 - • reimbursement for, 80.2
- prepaid, non-deductible, 18(9)
- production, defined, Reg. 1206(1)
- timber, 212(1)(e)
- • alternative tax, 216

Runway, *see* Aircraft: runway

Ruthenium, *see* Platinum group metal

S

S corporation, *see* United States: S corporation

SBB, *see* Small business bond [repealed]

SBDB, *see* Small business development bond [repealed]

SBITC, *see* Small business investment tax credit

SCI, *see* Specified corporate income

SCP, *see* Shared-custody parent; Solicitor-client privilege

SDA, *see* Salary deferral arrangement; Synthetic disposition arrangement

SDO, *see* Specified debt obligation

SDSP, *see* Specified disability savings plan

SEA, *see* Synthetic equity arrangement

SEP, *see* Surplus entitlement percentage

SERP, *see* Supplemental employee retirement plan

SHT, *see* Specified hedging transaction

SIB, *see* Specified investment business

SIFT, *see* Specified investment flow-through

SIFT partnership, *see also* SIFT trust

- defined, 197(1), (8), 197.1, 248(1)
- distributions to partners
 - • taxed in partnership at corporate rate, 197(2)
 - • how taxed at partnership level, 96(1.11)
- instalments of tax, 157(1), 197(6)
- required to file information return, Reg. 229
- required to file Part IX.1 partnership distributions tax return, 197(4)
- requirement to post income information on CDS Innovations website, Reg. 229.1(2)
- tax on buying back units, 183.3(1)“covered entity”(b)(iii)(A), 183.3(2)

SIFT partnership balance-due day

- defined, 248(1)

SIFT trust, *see also* SIFT partnership

- conversion to corporate form, *see* SIFT wind-up entity
- defined, 122.1(1), (2), 248(1)
- distributions to unitholders
 - • deemed to be taxable dividend, 104(16)
 - • reduced deduction to trust, 104(6)(b)B(ii)
 - • taxed in trust at corporate rate, 122(1)(b)
 - • • not taxed provincially, 120(3)(d)
- instalments of tax, 157(2)
- province of residence, Reg. 2608
- requirement to post income information on CDS Innovations website, Reg. 204.1(2)
- tax on buying back units, 183.3(1)“covered entity”(b)(ii)(A), 183.3(2)

SIFT trust wind-up event, *see also* SIFT wind-up entity

- deemed settlement of debt, 80.01(5.1)
- defined, 248(1)
- no Part XIII.2 tax, 218.3(1)“assessable distribution”
- wind-up into corporation, 88.1
- • other wind-up, 107(3), (3.1)

Topical Index

SIFT wind-up corporation

- amalgamation of, 87(2)(s.1)
- defined, 248(1)

SIFT wind-up entity

- defined, 248(1)
- exchange of employee stock options, 7(1.4)(b)(vi)
- rollover on exchange of units for shares before 2013, 85.1(7), (8)
- wind-up into corporation, 88.1
- • other wind-up, 107(3), (3.1)

SIFT wind-up entity equity

- defined, 248(1)

SIN, *see* Social insurance number

SLA compensation payment

- deductibility, 260(6)
- defined, for securities lending arrangement, 260(1)

SLES, *see* Significantly lacking in economic substance, GAAR test

SNQII, *see* Specified non-qualified investment income (of registered plan)

SPDRs, *see* Standard & Poor 500 Depositary Receipts

SPI, *see* Specified participating interest

SPLC, *see* Special purpose loss corporation

SPTC, *see* Share-purchase tax credit

SR&ED, *see* Scientific research and experimental development

SR&ED form

- defined, 162(5.3)
- no deduction if prescribed information not provided, 37(11.1)
- requirement to disclose claim preparer information on, 37(11)(b)
- • penalty for not disclosing, 162(5.1)

SR&ED qualified expenditure pool

- defined, 127(9)
- investment tax credit for, 127(5)(a)(i), (ii)(A), 127(9)“investment tax credit”(a.1), (f)
- • additional, for Canadian-controlled private corporation, 127(10.1)(b)
- transfer to other taxpayer, 127(13)–(17)

SRA, *see* Specified retirement arrangement

SRTC, *see* Scientific research tax credit (expired)

SSHRC, *see* Social Sciences and Humanities Research Council

Sabbatical arrangement, Reg. 6801(a)

- COVID-19 relief for 2020–22, Reg. 6801.1
- effect on pension plan, Reg. 8508
- exemption for recontributed amount received from plan, 81(1)(s)

Sabel Investments case overruled, 160(5)(a)

Sable Island

- prescribed intermediate zone for northern residents’ deduction, Reg. 7303.1(2)

Safe harbour capital return

- defined, for income-splitting tax, 120.4(1)

Safe harbour price

- defined, for CTM investment tax credit, 127.49(1)

Safe harbour price method

- defined, for clean technology manufacturing ITC, 127.49(1)

Safe income, 55(5)(b), (c)

- effect of, 55(2)

Safe-income determination time

- defined, 55(1)

Safety deposit box

- no deduction for use of, 18(1)(1.1)

Salaries and Wages, *see* Salary

Salary, *see also* Office or employment; Salary or wages

- accrued to date of death, 70(1)(a)

- defined, 248(1)

- • for manufacturing and processing credit, Reg. 5202

- garnishment of, *see* Garnishment for taxes unpaid

- legal expenses of collecting or establishing right to, 8(1)(b)

- paid by employee, to assistant or substitute, 8(1)(i)(ii)

- • certificate of employer, 8(10)

- reimbursement of, 8(1)(n)

- tax to be withheld from, 153(1)(a)

- • failure to withhold, 227(8.5)

- unpaid, 78(4)

Salary deferral arrangement

- benefit from, income, 56(1)(w)
- deduction to employer, 20(1)(oo), (pp)
- • limitation, 18(1)(o.1)
- defined, 248(1)
- emigration or immigration, no deemed disposition, 128.1(10)“excluded right or interest”(a)(vii), (b)
- excluded from annual interest accrual rules, 12(11)“investment contract”(a)
- forfeited amounts
- • deductible from income, 8(1)(o)
- • includable in employer’s income, 12(1)(n.2)
- inclusion in income from employment, 6(1)(a)(v), 6(1)(i), 6(11), (12), (14)
- • exception for non-residents, 6(13)

Salary deferral leave plan, Reg. 6801(b), Reg. 8508

Salary or wages

- defined, 248(1)
- • re Canadian film/video tax credit, 125.4(1)
- • re film/video production services credit, 125.5(1)
- journalist or editor, refundable credit, 125.6
- taxable, 5(1)

Sale

- accounts receivable, 22
- bond, by conversion, 51.1
- business, of, *see also* Ceasing to carry on business; Rollover
- • taxation year-end, 25(1)
- • to corporation for shares, 85(1)
- • to partnership, 97(2)
- • to spouse or controlled corporation, 24(2)
- defined, for information returns on securities transactions, Reg. 230(1)
- depreciable property, *see* Capital cost allowance: recapture; Depreciable property
- mortgage included in proceeds of disposition, 20(5), (5.1)
- shares, not at arm’s length, 84.1
- • by non-residents, 212.1

Sales suppression software, *see* Zapper software (or hardware)

Sales tax, federal, *see* Federal sales tax credit

Salesperson

- automobile
- • reasonable standby charge for use of, 6(2.1)
- automobile or aircraft
- • capital cost allowance, 8(11)
- • • deemed, 13(11)
- • costs, deduction, 8(1)(j), 8(9)
- • expenses, deduction, 8(1)(f)
- • certificate of employer, 8(10)
- • limitation, 8(4)

Same-sex marriage, *see also* Common-law partner

- religious charity entitled not to perform, 149.1(6.21)

Same-sex partner, *see* Common-law partner

Sand, 248(1)“mineral”

- tar, *see* Tar sands, defined; Tar sands ore

Saskatchewan, *see also* Province

- labour-sponsored venture capital corporation of
- • prescribed, Reg. 6700(a)(iv), (ix)

Topical Index

Saskatchewan (*cont'd*)

- northern, *see* Northern Canada
- Pension Plan, *see* Specified pension plan
- prescribed stock savings plan, Reg. 6705(b)
- tax rates, *see* introductory pages

Saskatchewan Pension Plan, *see* Specified pension plan

Satisfaction of obligation

- deemed not to be disposition, 49.1

Savings and credit unions, 137

Scale, metric, for retail use

- capital cost allowance, Reg. Sch. II:Cl. 10(p)

Scandium, *see also* Rare earth element

- clean technology manufacturing ITC, 127.49(1)“qualifying material”(e), (g)
- critical mineral, 127(9)“critical mineral”

Scholarship

- employer-provided, whether taxable, 6(1)(a)(vi)
- receipt of, income, 56(1)(n)
- • exemption, *see* Scholarship exemption
- refund of, 56(1)(p)
- repayment of, deductible, 60(q)
- reportable on information return, Reg. 203

Scholarship exemption, 56(3), (3.1)

- defined, 56(3), (3.1)
- exempt from tax, 56(1)(n)(ii)
- not for post-doctoral students, 118.6(1)“qualifying educational program”
- only if scholarship intended to support studies, 56(3.1)(a)
- part-time students, limited to cost of program and materials, 56(3.1)(b)

School

- attendance at, child care deduction, *see* Secondary school

School board

- allowance from, exempt, 81(3) [before 2019]
- exempt from tax, 149(1)(c)

School fees, *see* Tuition fees

School supplies credit, *see* Teacher school-supplies credit

School trustee

- expense allowance exempt, 81(3) [before 2019]

Schooling allowance, provincial tax reduction, 120(2)

Scientific research and experimental development

- assistance, *see* Assistance/government assistance
- available-for-use rules, 37(1.2), 248(19)
- buildings
- • do not qualify as R&D expenditure, 37(8)(d)(i), Reg. 2900(11)
- Canadian employees outside Canada, 37(1.4), (1.5)
- capital expenditures deductible, 37(1)(b)
- claim preparer information, *see* Claim preparer information (SR&ED claim)
- contingency fees not required to be reported, 237.3(1)“reportable transaction”(a)
- contracted out to non-arm's length person, 127(9)“qualified expenditure”(f)
- • transfer of investment tax credit, 127(13)–(16)
- credit for, *see* investment tax credit (below)
- debt forgiveness, effect of, 37(1)(f.1)
- deduction for, 37
- • amount included in income, 12(1)(v)
- defined, 37(8), (13), 248(1), Reg. 2900(1)
- election to use proxy amount for overhead, 37(8)(a)(ii)(B), 37(10), Reg. 2900(4)
- expenditure pool, *see* SR&ED qualified expenditure pool
- expenditures, 37(1)–(2), Reg. 2900(2)–(4)
- • change of control, 37(1)(h)
- • • computation, 37(6.1)
- • deduction for, 37(1), (2)

- • election for alternative calculation, 37(8)(a)(ii)(B), 37(10)
- • excluded, 37(8)(d)
- • on amalgamation, 87(2)(1)–(1.2)
- • stock options, whether excluded, 143.3
- • filing deadline, 37(11), 220(2.2)
- • financial institution, by, 248(1)“scientific research and experimental development”
- • form required, *see* SR&ED form
- • investment tax credit
- • • basic 15% credit, 127(9)“investment tax credit”(a.1)
- • • extra 20% credit, 127(10.1), (10.31)–(10.32), (10.6)
- • • public corporation, *see* Eligible Canadian public corporation
- • • refundable, 127.1
- • linked work, 37(13), Reg. 2900(1)(d)
- • meaning of, 37(9)(a)
- • overhead expenses, election for prescribed proxy amount
- • • calculation of prescribed proxy amount, Reg. 2900(4)–(10)
- • • exclusion of proxy amount from expenditure pool, 37(8)(a)(ii)(B)
- • • filing of election, 37(10)
- • • investment tax credit, 127(9)“qualified expenditure”
- • partnership, of
- • • no carryforward, 96(1)(e.1)
- • • no losses for passive partners, 96(1)(g)
- • performed outside Canada, 37(1.4), (1.5), (2)
- • pilot plants, qualify for investment tax credits, Reg. 2900(11)(c), (d)
- • prescribed form required, 37(11), 127(9)“investment tax credit”(m)
- • provincial super-allowance, 127(9)“super-allowance benefit amount”
- • proxy amount, prescribed, Reg. 2900(4)
- • • reduction in, 127(11.1)(f) [repealed], 127(18)
- • qualified expenditure
- • • defined, 127(9)
- • • prescribed, Reg. 2902
- • • subsidiary's, on winding-up, 88(1.4)
- • related corporations, of, 37(1.1)
- • rent for buildings, does not qualify as R&D expenditure, 37(8)(d)(ii)
- • salaries, directly engaged in SR&ED, Reg. 2900(4)
- • sole-purpose R&D performer, Reg. 2902(a) (closing words)
- • specified employee, paid to, 37(9.1)–(9.5)
- • stock option cost, whether disallowed, 143.3
- • super-allowance, 127(9)“super-allowance benefit amount”
- • third party payment, 37(1)(a)(i.1), (ii), (iii)
- • • exclusion from prepaid expense rules, 18(9)(d)(i)

Scientific research and experimental development financing contract

- defined, 194(6), 248(1)

Scientific research corporation (non-profit)

- annual information return, 149(7)
- exemption for, 149(1)(j), 149(2)
- • rules as to control, 149(8)
- • rules as to income, 149(9)

Scientific research tax credit (expired), 127.3

Scow, capital cost allowance, Reg. Sch. II:Cl. 7

Screenwriter (for Canadian film/video tax credit)

- principal, whether Canadian, Reg. 1106(8)(c)

Script material

- defined, for Canadian film tax credit, 125.4(1)

Sculptor, *see* Artist

Sculpture, *see also* Cultural property; Listed personal property

- Canadian, CCA claims allowed, Reg. 1102(1)(e)

Search-and-rescue volunteer

- exemption from employment income, 81(4)
- tax credit if performs 200 hours per year, 118.06(2)

Search warrant

- compliance required, 231.51
- covert investigation authorized, 231.31
- issue of, 231.3(1)–(4)

Second affiliate, *see* Foreign affiliate: second affiliate

Second instalment base

- of corporation, 157(4), Reg. 5301(2)

Second project period

- defined, for CCUS credit, 211.92(1)

Second recovery taxation year

- defined, for CCUS credit, 211.92(1)

Second term shared-use-equipment, for R&D investment tax credit

- defined, 127(9)

Second-tier financing structures

- application of FAPI, 95(6)

Secondary adjustment (transfer pricing), 247(12)–(16)

Secondary earner exemption (Canada Workers Benefit), 122.7(1.3)

Secondary recovery method, defined, Reg. 1206(1)

Secondary school

- attendance at, child care deduction, 63(2)(b)(iii), 63(2.2)(a)

Secondary unit

- defined, for Multigenerational Home Renovation Tax Credit, 122.92(1)

Secrecy provision, 241

Secretarial services, *see* Clerical or secretarial services

Secretary, *see* Officer: corporation, of

Section 160 avoidance planning

- defined, 160.01(1)
- penalty for, 160.01(2)

Section 160 avoidance transaction

- defined, 160.01(1)

Sectoral reserve

- defined, 20(2.3)

Secured creditor

- defined, 224(1.3)
- garnishment of property of, 224(1.2)
- interference with taxpayer's remittances, 227(5.2)–(5.4) (1995 draft, abandoned)
- withholding tax, liability for, 227(5), (5.1)(h)

Securities

- amalgamation, acquired in, 87(2)(e.2)
- Canadian, *see* Canadian security
- dealer, trader or agent, *see also* Broker; Registered securities dealer
 - fees of, deduction for, 20(1)(e), (bb)
 - ineligible for Canadian securities election, 39(5)(a)
 - return re securities lending arrangements and non-residents, 212(18)
 - tax re interest paid under securities lending arrangements to non-residents, 212(19)
- fair market value, ITAR 26(11)
- lending arrangements, *see* Securities lending arrangement
- prescribed, Reg. 6200
- publicly-traded, Reg. 4400
 - V-day values, Reg. Sch. VII
- received for income debt, 76
- small business, Reg. 5100(2)
- transactions
 - information returns, Reg. 230
- used or held in insurance or moneylending business
 - “eligible property” for transfer to corporation by shareholder, 85(1.1)(g)

Securities lending arrangement, 260, *see also* Dividend rental arrangement

- amount received deemed to be a dividend, 260(4)–(7)

- anti-avoidance rule, *see* Specified hedging transaction
- compensation payment
 - deductible, conditions, 260(6)
 - defined, 260(1)“SLA compensation payment”
 - no deduction generally, 18(1)(w)
- deemed dividend, 260(5)
 - dividend refund, 260(7)
 - no deduction for, 260(6)
- deemed not disposition, 260(2)
- defined, 260(1)
 - disposition of right under, 260(3), (4)
- dividend compensation payment
 - deemed to be eligible dividend, 260(1.1), (5)
 - non-deductible, 18(1)(w)
- lender non-resident, effect, 260(8)
- non-resident withholding tax
 - amounts deemed to be interest, 260(8)
 - special tax on securities dealers, 212(19)
 - return required, 212(18)
- qualified security, defined, 260(1)
- restricted financial institution receiving dividend on shares acquired under, 260(9)
- specified, *see* Specified securities lending arrangement

Security, *see also* Securities

- defined
 - for Part I.3 large corporation tax, Reg. 8605(4)
 - for stapled-security rules for SIFT trusts, 18.3(1)
 - for winding-up rules, 88(1) opening words
- granting of, not a disposition, 248(1)“disposition”(j), (k)
- non-qualifying, *see* Non-qualifying security
- qualified, *see* Qualified security

Security distribution

- defined, 260(1)

Security for tax, 220(4)–(4.4)

- defined, *Interpretation Act* 35(1)
- departure tax, 220(4.5)–(4.71)
- discharge, Reg. Part XXII
- extends 10-year collection limitation period, 222(8)(b)
- taxpayer becoming non-resident, 220(4.5)–(4.71)

Security interest

- defined
 - for garnishment rules, 224(1.3)
 - for thin capitalization rules, 18(5)

Seeing Eye dog, *see* Guide dog expenses

Segregated fund (of life insurer)

- defined, 138.1(1), 211(1), Reg. 1408(1)
- merger of, 138.2
- related, *see* Related segregated fund trust
- rules re, 138.1
- trusts, 138.1
 - election, Reg. 6100
 - interest in, adjusted cost base, 53(1)(l), 53(2)(q)

Segregated fund policies

- defined, 138.1(1)(a)

Seismic testing

- off-the-shelf data, no renunciation of cost of, 66(12.6)(b.1)

Seizure

- chattels, of, 225
- documents, of, 231.3(5)–(8)
 - compliance required, 231.51, 232(15)
- copies, 231.5
- where privilege claimed, 232(3), (4)–(7)
- property, for non-payment of debt
 - effect on creditor, 79.1
 - deemed cost of property, 79.1(6)
 - foreign resource property, 79.1(2.1)
 - no deduction for principal portion of bad debt, 79.1(8)

Seizure (*cont'd*)

- effect on debtor, 79

Select Luxury Items Tax, *see* Luxury Items Tax

Self-benefit trust, *see* Alter ego trust

Self-contained domestic establishment, defined, 248(1)

Self-employed person

- Canada Pension Plan contributions, credit, 118.7:B(c)
- home office expenses, conditions for deductibility, 18(12)

Seller

- defined, for digital platform operator reporting rules, 282(1)

Selling cost, *see* Adjusted selling cost (re investment tax credits)

Senate Appointment Consultations Act

- candidates and parties under
 - political contribution credit, 127(3)
 - records re monetary contributions, 230.1
- nominee under
 - political contribution credit, 127(3)
 - records re monetary contributions, 230.1

Senegal

- Canadian Forces personnel and police serving in, no tax on income, 110(1)(f), Reg. 7500(g) [repealed]

Senior citizen, *see* Age

Separate business

- deemed
 - for CCA, life and non-life insurance businesses, Reg. 1101(1a)
 - for FAPI, 95(2)(a.1)(iii), (a.2)(iv), (a.3)(iii), (a.4)(iii), (b)(i), (b)(ii), (k)(i)
- separate CCA classes for each business, Reg. 1101(1)

Separate classes for capital cost allowance, Reg. 1101

- automobile costing over \$24,000, Reg. 1101(1af)
- buildings, Reg. 1101(1ac)–(1ae), (5b), (5b.1)
- Canadian film or video production, Reg. 1101(5k.1)
- certified productions, Reg. 1101(5k)
- combustion turbines, Reg. 1101(5t)
- computer equipment and software, Reg. 1101(5p), 1103(2g)
- computer software tax shelter property, Reg. 1101(5r)
- computer tax shelter property, Reg. 1101(5r)
- deemed depreciable property, 13(5.2)(c), 13(21.2)(e)(ii), Reg. 1101(5g)
- different businesses, properties for, Reg. 1101(1)
- different mines, properties for, Reg. 1101(4a)–(4d)
- excavating or moving equipment, Reg. 1101(5l)
- exempt properties, Reg. 1101(5o)
- fax machine, Reg. 1101(5p), 1103(2g)
- industrial mineral mines, Reg. 1101(4)
- leasehold interest in real property, Reg. 1101(5h)
- leasing properties, Reg. 1101(5c), (5n)
- life insurance and other insurance business, Reg. 1101(1a)
- manufacturing and processing property, Reg. 1101(5s)
- mine property, Reg. 1101(4g), (4h)
- outdoor advertising sign, Reg. 1101(5l)
- partnership and non-partnership property, Reg. 1101(1ab)
- photocopier, Reg. 1101(5p), 1103(2g)
- pipeline costing over \$10,000,000, Reg. 1101(5i), (5j)
- railway assets, Reg. 1101(5d)–(5e)
- rental and non-rental property, Reg. 1101(1ae)
- scientific research expenditures, 37(6)
- software, Reg. 1101(5p), 1103(2g)
- telecommunication spacecraft, Reg. 1101(5a)
- telephone equipment, Reg. 1101(5p), 1103(2g)
- timber limits and cutting rights, Reg. 1101(3)
- vessels, Reg. 1101(2), (2a), (2b)
 - conversion cost, 13(14), (17)

Separate return, *see* Returns: separate

Separate school board, *see* School board

Separated organics

- defined, Reg. 1104(13)
- gas produced by, Reg. 1104(13)“biogas”

Separation agreement

- defined, 248(1)
- payments under
 - deductible by payor, 60(b), (c)
 - taxable to recipient, 56(1)(b), (c)

Series

- of shares, 248(6)
- of transactions, 248(10)

Servant

- defined, 248(1)“employment”

Service

- proof of, 244(5), (6)

Service animal

- disability supports deduction, 64(a)A(ii)(Y)
- medical expense credit, 118.2(2)(l)

Service cost, *see* Adjusted service cost (re investment tax credits)

Service pension

- exemption, 81(1)(d)
- other country, from, 81(1)(e)

Service-related injuries, payments exempt, 81(1)(d.2)

Services

- defined, for FAPI, 95(3)
- not rendered, reserve for, 20(1)(m), 20(24), (25)
- provision of, along with property disposed of
 - allocation rule, 68
- rendered, amounts receivable for, 12(1)(b), 12(2)
- to be rendered
 - amount received for, income, 12(1)(a)(i), 12(2)
 - repayment of, deductible, 20(1)(m.2)
- consideration for, not “outlay” or “expense”, 66(15)“outlay” or “expense”

Servitude

- ecologically sensitive land, value when donated, 110.1(5), 118.1(12)
- valuation applies for capital gains purposes, 43(2)

Set-off

- debt owing by Crown, against taxes owing, 224.1
- communication of information to facilitate, 241(4)(d)(xiii)
- interest, on instalment payments, 161(2.2)
- refund of tax, against other debt owing to Crown or province, 164(2)
 - Part X refunds, 203
- transfer pricing adjustments, *see* Transfer pricing capital setoff adjustment; Transfer pricing income setoff adjustment

Set-top box, *see* Television set-top box

“Settled” (debt)

- deemed, 80.01
- defined, 80(2)(a)
 - for distress preferred shares, 80.02(2)(c), 80.02(7)(a)

Settlement, structured, *see* Structured settlement

Settlement of debt, *see also* Debt forgiveness

- deemed, 80.01
 - on amalgamation, 80.01(3)
 - on debt becoming statute-barred, 80.01(9)
 - on debt parking, 80.01(6)–(8)
 - on share ceasing to be distress preferred share, 80.02(7)
 - on winding-up, 80.01(4)
- distress preferred share, on winding-up, 80.01(5)
- effect of, 80(3)–(13)
- foreign affiliate’s gain or loss on, 95(2)(i)
- simultaneous, 80(2)(i)
- subsequent payment following deemed settlement, 80.01(10)

Topical Index

Settlement of litigation

- property transfer, 49.1
- Tax Court appeal, 169(3)
- wrongful dismissal, 248(1)“retiring allowance”

Settlor (of trust)

- defined
- for loan by corporation to non-resident, 17(15)
- for T3 Schedule 15 reporting, Reg. 204.2(3)
- for trust income rules, 108(1)
- reported to CRA on T3 Schedule 15, Reg. 204.2(1)(a)

Severance pay, *see* Retiring allowance

“Shall”

- meaning of, *Interpretation Act* s. 11

Share

- acquired before 1976
- cost base, deductions from, 53(2)(e)
- acquisition of
 - by corporation, deemed dividend, 84(3), (6)
 - deemed, 256(8)
- “actual cost”, ITAR 26(15)–(17)
- agreement to issue, to employees, 7(1)
- average annual rate of return, capital gains deduction, 110.6(9)
- bankrupt corporation, of
 - deemed disposition of, 50(1)
- block of, defined, Reg. 4803(1)
- bought back by corporation
 - amount paid for unpaid dividends deemed dividend substitute, 183.1(4)
- calculation of consideration for
 - scientific research tax credit, 127.3(10)
 - share-purchase tax credit, 127.2(11)
- cancellation, deemed dividend, 84(3), (6)
- capital property, deemed, 39(4)
- capital stock of family farm corporation, of, 110.6(1)“share”
- capital stock of family fishing corporation, of, 110.6(1)“share”
- class of, series of, 248(6)
- common, defined, 248(1)
- for mutual fund rollover rules, 132.2(2)
- controlled corporation, of
 - disposition of, 40(2)(h)
- convertible, exchanged for other shares, 51; ITAR 26(24)
- cost base of
 - additions to, 53(1)(b)–(d), (f.1)
 - deductions from, 53(2)(a)
 - deemed dividend added to, 53(1)(b)
- deemed benefit from
 - cost base, addition to, 53(1)(j)
- deemed disposition of, to corporation, 84(9)
- deemed interest on, 258(5)
- deemed receipt of, on merger, 87(1.1)
- defined, 248(1)
 - for insurance demutualization, 139.1(1)
 - for non-resident corporation with no share capital, 93.2(2)
- disposition of
 - capital gain or loss, 40(1)
 - deemed, on death, 70(5)
 - for insurance demutualization, 139.1(1)
 - order of, for employee stock option benefit, 7(1.3)
 - subsequent to debt forgiveness, deemed capital gain, 80.03(2), (4)
 - where dividend previously paid, stop-loss rules, 112(3)
- distribution of, by corporation, 84(5)
- donation of or donation after sale of, capital gain exempted, 38(a.1)
- “equity” defined, 204
- exchanged for shares, 85.1; ITAR 26(26)
 - amalgamation, on, 87(4.1), (4.2)
 - computation of paid-up capital, 85.1(2.1)
 - reorganization of capital, 86(1); ITAR 26(27)
 - rules, 7(1.5), 112(7)
- “excluded” defined, 204
- expense of issuing, 20(1)(e)
- exploration and development, 66.3(1)
- fair market value, ITAR 26(11.1), (11.2)
- first registered holder of
 - deduction from cost, 127.3(6)
 - deemed cost of acquisition, 127.2(8)
 - election re scientific research tax credit, 127.3(9)
 - election re share-purchase tax credit, 127.2(10)
- flow-through, 66(12.6)–(12.75), Reg. 6202.1
- foreign affiliate, of, *see also* Foreign affiliate
- fractional interest, *see* Fractional share
- grandfathered
 - defined, 248(1)
- guaranteed, *see* Guaranteed shares
- held by trustee for employee, 7(2)
- included in single payment under DPSP, 147(10.1), (10.2)
 - deduction re amount, 110(1)(d.3)
 - disposal of, 147(10.4), (10.5)
- interest paid on money borrowed to purchase, 20(1)(c)
- issued in exchange for property, rollover, 85(1)
- issued in settlement of debt, 80(2)(g), (g.1)
- issued to avoid tax, by foreign affiliates, 95(6)(b)
- loan to shareholder/employee to purchase, 15(2.4)(c)
- loss on, 112(3), (3.1), (3.2), (4.3)
- mark-to-market rules, *see* Mark-to-market property
- non-arm’s length sale of, 84.1
 - by non-resident, 212.1
- non-capital property of partnership
 - loss on, 112(4.2)
- “non-participating, defined, 204“non-participating share”
- non-resident corporation, of
 - cost base, deductions from, 53(2)(b)
- not capital property
 - fair market value of, 112(4.1)
 - loss on, 112(4)
- paid-up capital in respect of class of, 84.2
- paid-up capital value, defined, 204
- payment for, no capital cost allowance, 18(1)(y)
- predecessor corporation, on amalgamation, 87(4)
- preferred, *see also* Preferred share; Term preferred share
 - deemed interest on, 258(3)
 - defined, 248(1)
 - prescribed, Reg. 6201–6207
 - flow-through, Reg. 6202.1
- publicly-traded, Reg. 4400
- V-day value, Reg. Sch. VII
- purchase of
 - through series of transactions/events
 - tax on distribution of corporate surplus, 183.1(4)
 - trustee, by, for employees of corporation, 7(6)
- qualified small business corporation
 - capital gains deduction, 110.6(2.1)
 - defined, 110.6(1)
 - related person, 110.6(14)
 - rules re, 110.6(14)
- received on amalgamation, ITAR 26(21)
- redemption, deemed dividend, 84(3), (6)
- registered charities, held by, 189(3)–(5)
- right to acquire
 - shares deemed owned, where, 95(6)(a)
- sale of
 - non-arm’s length, 84.1
 - short-term preferred, defined, 248(1)
- specified shareholder’s
 - adjusted cost base, 53(1)(d.3)

Share (*cont'd*)

- subsidiary, of
- cost of, 52(7)
- tax-deferred preferred, amalgamation where, 83(7)
- taxable preferred, *see* Taxable preferred share
- term preferred, *see* Term preferred share
- value, whether deductible to issuer, 143.3(3)
- where deemed capital property, 54.2

Share buybacks, *see* Stock buyback tax

Share for share exchange, 85.1

Share-funding arrangement (registered pension plan), Reg. 8501(6.1)

Share of the capital stock of a family farm or fishing corporation

- defined, 70(10)
- rollover to children/grandchildren, 70(9)–(9.31), 73(3)–(4.1)

Share options

- employee, 7
- where person ceases to be employee, 7(4)

Share-purchase tax credit, 127.2, 192–193 [expired]

Share repurchase transaction, anti-avoidance rule, 112(5.2)B(a)

Share transfer fees, deduction, 20(1)(g)

Shared-custody parent, *see also* Splitting, sharing or apportionment

- defined
- for Canada Child Benefit, 122.6
- for GST Credit, 122.5(3.01)–(3.06)
- division of Canada Carbon Rebate, 122.8(4.1)
- division of Canada Child Benefit, 122.61(1.1)
- division of GST/HST Credit, 122.5(3.01)–(3.06)
- division of Universal Child Care Benefit, *UCCB Act* s. 4(1)(a)
- is eligible individual for Canada Child Benefit, 122.6“eligible individual”

Shared-use-equipment

- defined, 127(9)

Shareholder

- appropriation of property to, 15(1), 69(4), (5), 84(2)
- automobile available to, 15(5), (7)
- benefit from corporation, 15(1), (7), (9)
- GST portion included, 15(1.3)
- loan forgiven, 15(1.2)
- deemed disposition of share to corporation, 84(9)
- defined, 248(1)
- disclosure of identity to CRA and the public, *see* Individuals with Significant Control (of corporations)
- exchange of shares in course of reorganization, 86(1)
- issue of stock rights to, 15(1)(c)
- loan to, by corporation, *see* Loan: shareholder, to, by corporation
- non-resident
- interest paid to, not deductible, 18(4)–(6)
- persons connected with, 15(2.1), 80.4(8)
- prospective
- benefit conferred on, by corporation, 15(1)
- share for share exchange, 85.1
- specified
- adjusted cost base of share, 53(1)(d.3)
- defined, 248(1)
- transfer of property by, to corporation, 85(1), (1.1)

Shareholder corporation

- “agreed portion” in respect of, 66(15)
- defined, 66(15)
- election by joint exploration corporation to renounce expenses to, 66(10)–(10.3) [repealed]
- payment made to joint exploration corporation
- reduction in adjusted cost base of property received as consideration, 53(2)(f)

Shareholder loan, *see* Loan: shareholder to, by corporation

Shareholder’s equity

- determination of, for LSVCC investment shortfall, 204.82(2.2)(b), (c)

Sharing, *see* Splitting, sharing or apportionment

Sheep

- basic herd maintained since 1971, deduction, 29
- breeding, 80.3(1)“breeding animals”

Sheet metal worker

- apprenticeship job creation credit, 127(9)“investment tax credit”

Sheitel, *see* Wig, medical expense

Shelf, continental, *see* Continental shelf

Shell Canada case overruled, 20.3

Shellfish, *see* Ammonite gemstone

Shelter, *see* Tax shelter

Sherman case overruled, 127.531(b)

Sherway Centre case overruled, 20(1)(e)(iv.1)

Ship, *see also* Vessel

- non-resident’s income from, exempt, 81(1)(c)
- operators, taxable income earned in a province, Reg. 410
- resident corporation’s income from, exempt, 81(1)(c.1)
- gain and recapture on ship exempt, 81(1)(c.2)–(c.4)
- separate CCA class for each vessel, Reg. 1101(2d)
- treaty provisions, Canada-U.S. Tax Treaty:Art. VIII:1–3, Canada-U.S. Tax Treaty:Art. XV:3, XXIII(3)
- used in international traffic, *see* International shipping

Shipping, *see* International shipping

Shoes/boots

- orthopaedic etc., medical expense, Reg. 5700(e)

Shopping, *see* Treaty shopping

Short-form amalgamation, 87(1.1), (2.11)

Short sale

- dividend paid on borrowed securities not deductible, 260

Short taxation year

- causes
- becoming or ceasing to be CCPC, 249(3.1)
- becoming or ceasing to be exempt, 149(10)
- becoming or ceasing to be financial institution, 142.6(1)
- change in control of corporation, 249(4)
- charity given notice of revocation, 188(1)
- reduction in (foreign affiliate) surplus entitlement percentage, 91(1.1)–(1.5)
- inclusion of FAPI, 91(1), (1.1)
- prorating of \$1 million threshold for Part II.2 stock buyback tax, 183.3(4)
- prorating of bank and life insurer surtax \$100m deduction, 123.6(2)B(a)(ii)C
- prorating of base level deduction, 18(2.5)(b)
- prorating of capital cost allowance, Reg. 1100(3)
- prorating of deduction for injection substances, 20(1)(mm)(iii)
- prorating of farmer’s animal valuation rules, 28(1.3)
- prorating of financial institutions capital tax, 190.1(2)
- prorating of ITC expenditure limit, 127(10.5)(b), (c)
- prorating of Part VI.1 tax dividend allowance, 191.1(6)(a)
- prorating of Part VI.2 tax on banks and life insurers for 2022, 191.5(4)
- prorating of refundable investment tax credit, 127.1(4)
- prorating of resource deductions, 66(13.1)
- prorating of small business deduction, 125(5)(b)
- prorating of tax on investment income of life insurer, 211.1(4)
- instalments, 211.3(2)A(b)

Short-term preferred share

- defined, 248(1)

Short-term rental

- defined, for AirBNB rentals, 67.7(1)

Topical Index

Short-term rental (*cont'd*)

- deductions disallowed if not compliant with local laws, 67.7(2)

Shower

- mechanical aid for getting into and out of, medical expense, Reg. 5700(g)

Shutdown of business, *see* Ceasing to carry on business; Winding-up

Sickness and accident insurance

- benefits taxable, 6(1)(f); ITAR 19
- employee contributions to employee life and health trust deemed to be premiums if identified as such, 144.1(10)
- employer's contribution a taxable benefit, 6(1)(e.1)

Sidewalks, capital cost allowance, Reg. Sch. II:Cl. 1(g)

- for mines, Reg. Sch. II:Cl. 10(1)

Siemens-OSRAM spinoff, Reg. 5600(h)

Sift trust, *see* SIFT trust [at beginning of "S" listings]

Sight impairment

- devices to assist person with, business expense, 20(1)(rr)

Sightseeing tours relief (COVID), Reg. 8901.1(2)(b)(vi), *see also* Qualifying tourism or hospitality entity

Sign language

- interpretation service
- • disability supports deduction, 64(a)A(ii)(A)
- • medical expense credit, 118.2(2)(1.4)
- training, medical expense credit, 118.2(2)(1.3)

Signalling device

- visual or vibratory, for person with hearing impairment, Reg. 5700(q.1)

Significant interest

- corporation, in a partnership
- • defined, 34.2(1)
- debt settlement rules
- • defined, 80.01(2)(b)
- financial institutions
- • defined, 142.2(2), (3)
- • financial institution holding, excluded from mark-to-market rules, 142.2(1)"mark-to-market property"(d)
- pooled registered pension plan rules
- • defined, 147.5(30)
- RCA
- • defined, 207.01(4), 207.5(1)
- registered plan advantage rules
- • defined, 207.01(4)

Significant part of exempt capital gain attributable to unpaid dividends, 110.6(8)

Significant reduction in capital gain resulting from dividend, 55(2)

Significantly lacking in economic substance, GAAR test, 245(4.1), (4.2)

Signing bonus, 6(3), 115(2)(c.1), 115(2)(e)(v)

- athlete or artist, Canada-U.S. Treaty Art. XVI:4

Signs, outdoor advertising, *see* Outdoor advertising structures

Silden case confirmed, 15(2.4)(e)

Silica, included in definition of "mineral", 248(1)

Silicon Graphics Ltd. case overruled, 95(1)"controlled foreign affiliate"(b), 125(7)"Canadian-controlled private corporation"(b)

Silver, *see* Precious metals

Simser case offset by deduction, 64

Simultaneous

- dividends, designation of order, 89(3), 133(7.2)
- settlement of debt obligations, designation of order, 80(2)(i)

Singapore, *see also* Foreign government

- stock exchange recognized, 262

Singer

- deduction from employment income, 8(1)(q)

Single amount

- defined
- • for pooled registered pension plans, 147.5(1)
- • for registered pension plans, 147.1(1)

Single mine property

- capital cost allowance, Reg. 1100(1)(y.2)
- separate prescribed class, Reg. 1101(4g)

Single purpose corporation

- whether use of corporate property taxable to shareholder, 15(1)

Single status, credit for, 118(1)B(c)

Single-tier alignment

- defined (for corporate inclusion of partnership income), 34.2(1)
- election by partnership, 249.1(8)

Singular includes plural, *Interpretation Act* s. 33(2)

Sister

- deemed not related on butterfly transaction, 55(5)(e)
- dependent, 118(6)(b)
- includes sister-in-law or in common-law, 252(2)(c)
- sharing of RESP assets, 204.9(5)(c)(ii)

Site, investigation of, 20(1)(dd)

Siwik case overruled, 80.4(1.1)

Six employees test

- FAPI active business, 95(1)"investment business"(c)(i), (ii)
- personal services business, 125(7)"personal services business"(c)
- specified investment business, 125(7)"specified investment business"(a), (b)

Ski operators relief (COVID), Reg. 8901.1(2)(b)(ix)(A)(II), *see also* Qualifying tourism or hospitality entity

Skytrain trusts

- anti-avoidance rule, 106, 108(1)"income interest"

Slights

- capital cost allowance, Reg. Sch. II:Cl. 10(d)

Small amounts owing (up to \$2) not payable, 161.4

Small business, investment in, by deferred income plans, Reg. 4900(6), Part LI

Small business bond [repealed], 15.2

Small business corporation

- attribution rules inapplicable, 74.4(2)(c)
- business investment loss on share or debt of, 39(1)(c)
- defined, 248(1)
- disposition to child, 10-year reserve, 40(1.1)(c)
- qualified, share of
- • capital gains deduction, 110.6(2.1)
- • defined, 110.6(1)
- transfer to child, grandchild or other relative, *see* Intergenerational transfer

Small business deduction, 125

- associated corporations, 125(3)–(5)
- "business limit", 125(2)
- • special rules for, 125(5)
- corporation deemed member of partnership, 125(6.1)
- credit union, 137(3), (4)
- definitions, 125(7)
- large corporation, restricted, 125(5.1)(a)
- multiple access, provisions preventing, 125(6)–(6.3)
- partnership, *see* Partnership
- passive income, reduces SBD, 125(5.1)(b)
- rules for business limit, 125(5)
- two taxation years ending in year, 125(5)

Small business deduction rate

- defined, 125(1.1)

Small business development bond [repealed], 15.1

Small business investment capital gain rollover, 44.1

Small business investment corporation

- defined, Reg. 5101(1)

Small business investment corporation (*cont'd*)

- exemption from tax, 149(1)(o.3)
- qualifies as RRSP or RRIF investment, Reg. 4900(6)(a)

Small business investment limited partnership

- defined, Reg. 4901(2), 5102
- eligible for RRSP or RRIF investment, Reg. 4900(6)(b)

Small business investment tax credit

- calculation of, 127(9)“qualified small-business property” [repealed], 127(9)“specified percentage”(i)
- not refundable, 127.1(2)“refundable investment tax credit”(d)(i)

Small business investment trust

- defined, Reg. 4901(2), 5103
- eligible for RRSP or RRIF investment, Reg. 4900(6)(c)
- information return where interest claimed to be qualified investment, Reg. 221

Small business property, Reg. Part LI

Small business security

- defined, Reg. 4901(2), 5100(2)

Small-CCPC

- defined, 157(1.2)–(1.4)
- instalment obligation, 157(1.1), (1.5)

Small employer

- quarterly remittance of source deductions, Reg. 108(1.12)

Small manufacturers’ rule, Reg. 5201

Small modular nuclear reactor

- defined, for clean technology investment tax credit, 127.45(1)

Small nuclear energy property

- defined, for clean technology ITC, 127.45(1)
- rule on acquiring leasehold interest in, 127.45(1.1)

Social assistance payment

- deduction from taxable income, 110(1)(f)(iii)
- foster child, for, exempt, 81(1)(h)
- inclusion in income, 56(1)(r), (u)
- information return, Reg. 233
- supplementing employment income, 56(1)(r)
- eligible for child care deduction, 63(3)“earned income”(b)

Social benefits repayment, 180.2

Social club

- dues not deductible, 18(1)(l)
- exemption for, 149(1)(l), 149(2)
- deemed a trust, 149(5)

Social insurance number, *see also* Business Number

- application for, 221(1)(d.1), Reg. 3800
- failure to provide, penalty, 162(5)(b), 162(6)
- information return requiring
 - reasonable effort to obtain, 237(2)(a)
- RESP contributions, 146.1(2)(g.3)
- registration of RRIF under, 146.3(1)“registered retirement income fund”
- requirement to provide, 221(1)(d.1), 237(1), (1.1)
 - attendant care receipts, 64(a)A(iii), 118.2(2)(b.1)(iv), 118.2(2)(c)(iii)
 - child care receipts, 63(1)
 - farm support payment slips, for, Reg. 236
 - partnership information return, Reg. 229(1)(b)
 - penalty for failure to provide, 162(6)
 - tax shelter investor, 237.1(7)(a)
- use or communication of prohibited, 237(2)(b)
 - offence of, fine or imprisonment, 239(2.3)

Social Sciences and Humanities Research Council

- payments to, as R&D expenditures, 37(1)(a)(ii)(E), 37(7)“approved”
- research grants, taxable, 56(1)(o)

Social security

- benefits, Canada-U.S. Tax Treaty:Art. XVIII:5
- legislation

- pension plan under, excluded from RCA, Reg. 6802(g)
- social security taxes
 - paid to U.S., Canada-U.S. Tax Treaty:Art. XXIV:2(a)(ii)

Social Security Tribunal

- costs of appeal to
 - deductible, 60(o)(ii)
- reimbursement of, taxable, 56(1)(l)(ii)

Société internationale de télécommunications aéronautiques

- employment income of non-Canadians, deduction for, 110(1)(f)(iv)

Societies

- exemption for, 149(1)(l), 149(2)
- deemed a trust, 149(5)

Soft costs

- construction, 18(3.1)–(3.7), 20(29)

Software, *see also* Computer software tax shelter property [repealed]

- air navigation, withholding tax exemption on lease of, 212(1)(d)(xi)(D)
- capital cost allowance
 - application software, Reg. Sch. II:Cl. 12(o)
 - “computer software” defined, Reg. 1104(2)
 - limitation where tax shelter, Reg. 1100(20.1)
 - system software, Reg. Sch. II:Cl. 10(f), Sch. II:Cl. 29, Sch. II:Cl. 40
 - defined, Reg. 1104(2)
 - separate class, Reg. 1101(5p)
- development by financial institution, no R&D credits, 248(1)“scientific research and experimental development”
- non-resident withholding tax, 212(1)(d)
- royalties paid to U.S. resident, Canada-U.S. Tax Treaty:Art. XII:3(b)
- sales suppression, *see* Zapper software (or hardware)
- tax shelters
 - capital cost allowance limitation, Reg. 1100(20.1)
 - registration requirements, 237.1
 - voice recognition
 - disability supports deduction, 64(a)A(ii)(G)
 - medical expense credit, 118.2(2)(l.42)
- zapper, *see* Zapper software (or hardware)

Sojourning in Canada

- 183 days, deemed resident, 250(1)(a)

Solar heating equipment

- capital cost allowance, Reg. Sch. II:Cl. 34, Sch. II:Cl. 43.1(d)(i), Sch. II:Cl. 43.2(b)

Solar panels, 9(1)

Soldiers, *see* Canadian Forces and veterans

Sole proprietorship, *see* Proprietorship

Sole-purpose R&D performer

- ITCs allowed for administrative costs, Reg. 2902(a) [closing words, repealed]

Solicitor-client privilege

- defence, 232(2)
- defined, 232(1)
 - for reportable-transaction rules, 237.3(1)
- definitions, 232(1)
- protection from notifiable-transaction rules, 237.4(15)
- protection from reportable-transaction rules, 237.3(17)
- rules governing, 232
- waiver of, 232(14)

Solid biofuel

- defined, Reg. 1104(13)
 - for clean technology credit, 127.45(1), Reg. 1104(13)

Solidarily liable, *see* Liability for tax: joint and several

Solution gas

- CCA application, Reg. Sch. II:Cl. 43.1(c)(i)(B)
- defined, Reg. 1104(13)

Topical Index

Solway case overruled, 244(13.1) [repealed]

Sommerer case overruled, 94(8.1), (8.2)

Son-in-law, as child of the taxpayer, 252(1)(c)

Source

- business or property, income or loss, 9–37
- capital gains and losses, 38–55
- deductions applicable to, 4(2), (3)
- employment income, 5–8
- income from, 4(1)
- other sources of income, 56–59.1
- withholding of tax at, 153(1)
 - non-residents, 215

Source deductions, *see* Withholding

Source individual

- defined, for income-splitting tax, 120.4(1)

Source withholding, *see* Withholding

South Africa, *see also* Foreign government

- stock exchange recognized, 262
- universities, gifts to, Reg. Sch. VIII, s. 19

Spacecraft, telecommunication, *see* Telecommunication
spacecraft

Spain, *see also* Foreign government

- stock exchange recognized, Reg. 3201(1)
- universities, gifts to, Reg. Sch. VIII, s. 13

Sparrow Electric case overruled, 227(4)

Speaking aid, as medical expense, 118.2(2)(i)

Special Access Programme

- drugs, medical expense credit, 118.2(2)(s)
- medical devices, medical expense credit, 118.2(2)(t)

Special foreign tax credit

- allowed for minimum tax purposes, 127.5(a)(ii)
- carryforward to other years, 120.2(3)(c)(i)
- defined, 127.54(2)

Special-purpose building, defined, Reg. 2903

Special purpose loss corporation

- defined, for interest deduction restrictions, 18.2(1)

Special refundable tax

- under Part IID of former Act, ITAR 67

Special work site, employment at, 6(6)

Specific provisions

- defined, Reg. 8006

Specified active business

- defined
- for labour-sponsored venture capital corporations, 204.8(1)

Specified active member

- defined, Reg. 8306(4)(b)

Specified adjustment factor

- defined, FAPI rules, Reg. 5902(2)(b)

Specified affiliate

- for stock buyback tax
- acquisition of equity, may trigger tax, 183.3(5)
- defined, 183.3(1)

Specified amount

- defined
- re disposition of foreign resource properties, 66.7(13.2)
- re disposition of resource properties, 66.7(12.1)
- re flow-through share renunciations, 66(20)
- re indexing to inflation, 117.1(2)
- re loan from foreign affiliate, 90(15)
- re royalty reimbursements, 80.2(1)(a)
- re seizure of property by creditor, 79(1), 79.1(1)

Specified animal

- valuation of, 28(1.2)

Specified arrangement

- for retirement compensation arrangement, defined, 207.5(1)

Specified beneficiary

- re foreign reporting requirements
- defined, 233.2(1)
- re principal residence
- defined, 54“principal residence”(c.1)(ii)
- re retirement compensation arrangement (RCA)
- defined, 207.5(1)
- re thin capitalization
- defined, 18(5)

Specified Canadian entity

- defined, 233.3(1)
- reporting re distribution from foreign trust, 233.6(1)
- reporting re foreign property, 233.3(3)

Specified Canadian risk

- defined
- for FAPI insurance rules, 95(2)(a.3)
- for insurer’s foreign branch, 95(2)(a.3), 138(12)

Specified child care start-up expenditure

- defined, 127(9)

Specified class

- defined
- associated-corporation rules, 256(1.1)
- capital gains strips, 55(1)
- wind-up of corporation, 88(1)(c.8)
- effect on corporations being associated, 256(1), (1.6)
- redemption of, 55(1)“permitted redemption”

Specified cooperative corporation

- defined
- after 2026, Reg. 5000
- before 2027, Reg. 4901(2)

Specified cooperative income (repealed)

- defined, 125(7)
- small business deduction for, 125(7)“specified corporate income”(a)(i)

Specified corporate income

- defined, for small business deduction, 125(7)
- excluded from eligibility for small business deduction, 125(1)(a)(ii.1)

Specified corporation

- defined
- re butterfly reorganization, 55(1)
- re FAPI stub-period election, 91(1.4)(c)
- re gold and silver investments by RRSPs, etc., Reg. 4900(1)(t)(iv)

Specified cost

- debt forgiveness rules
- application of, 79.1(6), (7)
- defined, 80.01(1)
- seizure of property by creditor
- cost of seized property includes, 79.1(6)
- defined, 79.1(1)

Specified counterparty

- defined, for synthetic equity arrangement rules, 112(2.32)(b)(ii)(A)(I)

Specified date

- defined, for rule on dispositions subject to warranty, 42(2)

Specified debt obligation, *see also* Lending asset; Mark-to-market property

- accrued return from, Reg. 9102(1), (3)
- amalgamation of holder, 87(2)(e.3)
- amortization date, Reg. 9200(2)
- cost amount of, 248(1)“cost amount”(d.2)
- credit-related gains and losses, 142.4(7)
- defined, 142.2(1), Reg. 9100, 9200(1)
- disposition of, 142.4, Reg. 9200–9204
- no capital gain, 39(1)(a)(ii.2)
- no capital loss, 39(1)(b)(ii)

Specified debt obligation (*cont'd*)

- payment received after disposition, 142.4(11)
- early repayment of, 142.4(10)
- foreign exchange adjustment, Reg. 9104
- income inclusion and deduction prescribed, 142.3(1)
- mark-to-market property, 142.5(3)
- partial disposition of, 142.4(9)
- payment received after disposition, 142.4(11)
- prescribed obligations, Reg. 9202
- primary currency of, defined, Reg. 9100
- rollover of, 85(1.1)(g.1)
- superficial loss rule not applicable, 142.6(7)
- transfer of insurance business by non-resident holder, 138(11.5)(k.1)
- wind-up of holder into parent, 88(1)(a.3)

Specified debtor

- defined, re loan from foreign affiliate, 90(15)

Specified deposit

- defined, 95(2.5)
- excluded from FAPI, 95(2)(a.3)

Specified development phase (of oil sands project)

- defined, Reg. 1104(2)

Specified disability savings plan

- plan becoming, 146.4(1.1)
- plan ceasing to be, 146.4(1.2), (1.3)
- withdrawals permitted, 146.4(1)“specified year”(a), 146.4(4)(n)(i)

Specified disabled person

- defined, for Home Buyers' Plan, 146.01(1)
- loan from RRSP to acquire home for, 146.01(1)“supplemental eligible amount”

Specified discontinuance

Specified distribution

- for registered pension plan
- defined, Reg. 8304.1(8)
- for TFSA
- defined, 207.01(1)
- does not increase unused contribution room, 207.01(1)“unused TFSA contribution room”(b)B(ii)
- does not reduce excess TFSA amount, 207.01(1)“excess TFSA amount”C(b), E(a)

Specified educational program

- defined, 118.6(1), 146.1(1)

Specified electronic money product

- defined, for Common Reporting Standard, 270(1)

Specified eligibility day

- defined, for phased retirement rules, Reg. 8503(16)

Specified employee

- defined, 248(1)
- of partnership, 15(2.7)
- remuneration of
- calculation of prescribed proxy amount for R&D investment tax credit, Reg. 2900(7), (8)
- excluded from R&D expenditure pool, 37(8)
- limitation on SR&ED deduction, 37(9.1)

Specified energy property

- defined, Reg. 1100(25), (27)–(29)
- limitation on capital cost allowance, Reg. 1100(24)
- separate class, Reg. 1101(5m)

Specified entity

- defined, for hybrid mismatch arrangement rules, 18.4(1), 18.4(17)

Specified event

- defined, re stock option deduction, 110(1.6)

Specified expense (re flow-through shares)

- defined, 66(12.6), (12.601)

Specified fair market value method

- defined, for clean technology manufacturing ITC, 127.49(1)

Specified farming or fishing income

- allowed for small business deduction, 125(7)“specified corporate income”(a)(i)
- defined, 125(7)

Specified fixed interest

- defined, for FAPI rules, 95(1)

Specified foreign exploration and development expense

- country-by-country allocation, 66(4.1), (4.2)
- successor corporation, 66.7(2.1), (2.2)
- defined, 66(15)

Specified foreign property

- defined, 233.3(1)
- over \$100,000, reporting requirement, 233.3(1)“reporting entity”

Specified future tax consequence

- defined, 248(1)
- ignored for balance-due day of corporation, 248(1)“balance-due day”(d)(i)(C)
- ignored for instalment threshold
- corporation, 157(2.1)(a), 161(4.1)(a)
- farmers and fishermen, 161(4)(a)
- individuals, 156.1(1.1), (1.2), 161(4.01)(a)
- ignored for investment tax credit of small corporation, 127(10.2)A
- ignored for penalties, 162(11)
- ignored for refundable investment tax credit, 127.1(2)“qualifying corporation”

Specified gain

- defined, 93(2.02), (2.12), (2.22), (2.32)

Specified gift [repealed]

- registered charity, of
- defined, 149.1(1)
- excluded from charitable expenditures and qualified gifts, 149.1(1.1)

Specified greenhouse gas

- defined, for clean hydrogen tax credit, 127.48(1)

Specified hedging transaction

- deemed to be dividend rental arrangement, 248(1)“dividend rental arrangement”(b.1)
- intercorporate dividend deduction denied, 112(2.3)
- securities dealer allowed full deduction, 260(6.2)
- defined, 248(1)

Specified holding corporation

- defined, Reg. 5100(1)

Specified individual

- for income-splitting tax
- defined, 120.4(1), 248(1)
- tax on, 120.4(2)
- for LSVCCs
- defined, 204.8(1)
- ownership and transfer of labour-sponsored venture capital corporation shares, 204.81(1)(c)(v)–(vii)
- for pension regulations
- defined, Reg. 8515(4)

Specified insurance benefit

- defined, for insurance demutualization, 139.1(1)

Specified insurance company

- defined, for crypto-asset reporting, 296(1)

Specified interest amount

- defined, for shareholder loans, 80.4(7)

Specified interest expense

- defined, for alternative interest-deduction restrictions, 18.21(1), (4)

Topical Index

Specified interest income

- defined, for alternative interest-deduction restrictions, 18.21(1), (4)

Specified investment business, *see also* Investment business

- defined, 125(7), 248(1)
- excluded from active business income, 125(7)“active business carried on by a corporation”
- included in base for dividend refund, 129(4)“income” or “loss”(a)
- included in property income, 129(4)“aggregate investment income”(b)

Specified investment flow-through

- distributions tax on income trusts and partnerships, *see* SIFT trust; SIFT partnership

Specified investment flow-through partnership, *see* SIFT partnership

Specified investment flow-through trust, *see* SIFT trust

Specified jurisdiction

- defined, 93.3(1)(b)

Specified leasing property

- acquired in the year, Reg. 1100(2)C:F(b)(iii)
- addition or alteration to, Reg. 1100(1.19)
- amount deductible in respect of, Reg. 1100(1.1)
- defined, Reg. 1100(1.11)
- separate class, Reg. 1101(5n)

Specified licensee

- defined, for non-resident withholding tax back-to-back rules, 212(3.8)

Specified loan

- defined, Reg. 8006

Specified maximum amount

- defined, for RDSP, 146.4(1)

Specified member (of partnership), *see also* Limited partner

- anti-avoidance rule
 - re alternative minimum tax, 127.52(2.1)
 - re negative ACB triggering gain, 40(3.131)
- CNIL of, 110.6(1)“investment expense”, “investment income”
- deemed capital gain on negative adjusted cost base, 40(3.1)(a)
- defined, 248(1), (28)
- FAPI rules, 95(1)“investment business”
- investment tax credit of, 127(8)(b)
- minimum tax, 127.52(1)(c.1)
- R&D losses of, no deduction, 96(1)(g)
- real property of (capital gains exemption), 110.6(1)“non-qualifying real property”
- where interest in partnership loaned or transferred, 96(1.8)

Specified mineral processing activity

- defined, for CTM investment tax credit, 127.49(1)

Specified minimum tax regime

- defined, for hybrid mismatch arrangement rules, 18.4(1)

Specified Minister

- defined, for RDSPs, 146.4(1)

Specified multi-employer plan, *see also* Registered pension plan

- defined, Reg. 8510(2), (3)

Specified mutual fund trust

- defined, for synthetic equity arrangement rules, 248(1)

Specified natural gas energy system

- defined, for clean electricity credit, 127.491(1)

Specified non-member

- defined, for alternative interest-deduction restrictions, 18.21(1), (6)

Specified non-qualified investment income (of registered plan)

- CRA may notify that distribution required within 90 days, 207.06(4)
- benefit attributable to SNQII is advantage if not distributed after notice, 207.01(1)“advantage”(b)(iv)

- defined, 207.01(1)

Specified non-resident beneficiary

- defined, for thin capitalization rules, 18(5)

Specified non-resident shareholder

- defined, 18(5)
- loans by, thin capitalization rules, 18(4)–(6)

Specified obligation (re debt forgiveness rules)

- defined, 80.01(6)
- parking of, deemed settled, 80.01(7), (8)

Specified oil sands property

- defined, Reg. 1104(2)

Specified oil sands mine development expense

- defined, 66.1(6)
- excluded from EOSMDE, 66.1(6)“eligible oil sands mine development expense”A
- included in CEE, 66.1(6)“Canadian exploration expense”(g.2)(i)

Specified oil sands mine development project, *see also*

Specified oil sands mine development expense

- completion of defined, 66.1(6)“completion”
- defined, 66.1(6)

Specified owner

- defined, for artificial foreign tax credit generator rules, 91(4.2), Reg. 5907(1.04)

Specified participating interest

- defined, 248(1)

Specified participating percentage

- defined, for interest deduction restrictions, 18.2(1)

Specified partnership business limit

- assignment of, 125(8)
- defined, for small business deduction, 125(7)

Specified partnership income

- defined, 125(6), (6.2), 125(7)“specified partnership income”
- small business deduction for, 125(1)(a)(ii)

Specified partnership loss

- defined, 125(7)
- reduces small business deduction, 125(1)(a)(iv)

Specified party

- defined, for non-resident trust rules, 94(1)

Specified pension plan

- defined, 248(1), Reg. 7800
- treated as RRSP for certain purposes, 146(21)–(21.3)

Specified percentage

- COVID-19 Canada Emergency Wage Subsidy
 - defined, 125.7(1)
- Canadian oil and gas exploration expense, re, Reg. 1206(1)
- carbon capture, utilization and storage (CCUS) credit
 - applied to create tax credit, 127.44(4), (5)
 - defined, 127.44(1)
- clean electricity tax credit
 - credit based on, 127.491(1)“clean electricity investment tax credit”(a)
 - defined, 127.491(1)
- clean hydrogen tax credit
 - credit based on, 127.48(1)“clean hydrogen tax credit”(a)
 - defined, 127.48(1)
- clean technology investment tax credit
 - defined, 127.45(1)
- clean technology manufacturing ITC
 - credit based on, 127.49(1)“CTM investment tax credit”(a)
 - defined, 127.49(1)
- corporation, in respect of partnership
 - defined, 34.2(1)
- credit for northern residents
 - application in calculation of credit, 110.7(1)(a), (b)(ii)
 - defined, 110.7(2)
- EV supply chain investment tax credit

Topical Index

Specified percentage (*cont'd*)

- defined, 127.492(1)
- impaired debts reserve
- defined, 20(2.4)
- investment tax credit, 127(9)
- application in calculation of credit, 127(9)“investment tax credit”(a), (a.3), (e.1)
- defined, 127(9)“specified percentage”
- long-haul truck driver meals
- allowed for consumption by driver, 67.1(1.1)
- defined, 67.1(5)
- manufacturing and processing credit — resource income
- application in calculation of credit, Reg. 5203(3)(d)
- defined, Reg. 5202
- trust distribution
- defined, 107(2)(b.1)

Specified period

- defined, for insurance demutualization, holding corporation, 141(4)

Specified person

- defined
- for attribution rules, 74.5(8)
- for dividend deductibility on guaranteed share, 112(2.22)(b)
- for First-Time Home Buyer's Credit, 118.05(1)
- for flow-through shares, Reg. 6202.1(5)
- for prescribed security for non-resident withholding tax, Reg. 6208(3)
- for prescribed share for capital gains exemption, Reg. 6205(5)
- for prescribed shares under stock option rules, Reg. 6204(3)
- for source withholdings, 227(5.1)
- for stock option limit rules, 110(0.1)
- for wind-up of corporation, 88(1)(c.2)

Specified person or partnership

- defined, 95(1)

Specified personal corporation, defined, ITAR 57(11)

Specified place

- defined, for long-haul trucker rules, 67.1(5)

Specified plan

- defined, 146.1(1)

Specified portion

- defined, for retroactive spreading of lump-sum payments, 110.2(1)

Specified predecessor corporation

- defined, 95(1)

Specified predecessor, defined, 59(3.4)

Specified pre-regime loss

- defined, for EIFEL rules, 18.2(1)

Specified property

- adjustment to adjusted cost base, 53(2)(g.1), 53(4)–(6)
- debt forgiveness rules
- defined, 54
- gain on disposition of, 80.03
- option in respect of, when exercised, 49(3.01)
- FAPI of banks
- defined, 95(2.32)
- excluded from FAPI rule, 95(2.31)
- labour requirements for ITCs
- defined, 127.46(1)
- resource allowance
- defined, Reg. 1206(1)
- wind-up of corporation
- defined, 88(1)(c.4)
- whether subject to bump in cost based on wind-up, 88(1)(c.3)(i), (v)

Specified proportion

- for thin capitalization rules, defined, 18(5)

- of partner, defined, 248(1)

Specified provision

- defined, for attribute trading restrictions on change in control, 256.1(1)
- defined, for FAPI partnership rule where shares owned by partnership, 93.1(1.1)

Specified publicly offered debt obligation

- defined, 212(23)

Specified purchaser

- defined, for FAPI rules, 95(1)

Specified purpose

- defined
- for Australian trust rules, 93.3(4)
- for Canadian exploration expenses, 66.1(6)

Specified RDSP payment

- defined, for rollover to RDSP on death, 60.02(1)

Specified reserve adjustment

- defined, 20(30)
- impaired debt reserve calculation, 20(1)(i)(ii)(D)(II)N

Specified retirement arrangement

- defined, Reg. 8308.3(1)
- PSPA of, Reg. 8308.3(4)
- information return, Reg. 8402(3)
- pension credit under, Reg. 8308.3(2), (3)

Specified right

- defined
- for back-to-back shareholder loan rules, 15(2.192)
- for non-resident withholding tax back-to-back rules, 212(3.8)
- for thin capitalization rules, 18(5)
- for trust loss trading rules, 251.2(1)
- for 1972 transitional rules for goodwill, ITAR 21(3)

Specified royalty

- defined, Reg. 1206(1)

Specified royalty arrangement

- defined, for non-resident withholding tax back-to-back rules, 212(3.8), (3.94)

Specified sampling

- defined, 127(9)
- eligible for flow-through mining credits, 127(9)“flow-through critical mineral mining expenditure”(b)(ii), 127(9)“flow-through mining expenditure”(b)(ii)

Specified section 93 election

- defined, 92(1.3)
- effect of, 92(1.2), (1.4)

Specified securities

- defined, for stock option grants deduction, 110(1.31)

Specified securities lending arrangement

- defined, 260(1)

Specified share

- defined
- for non-resident trust rules, 94(1)
- for non-resident withholding tax back-to-back rules, 212(3.8)

Specified shareholder

- defined, 18(5), 18(5.1), 55(3.2)(a), 88(1)(c.2)(iii), 248(1)
- extension of definition to trusts and partnerships, *see* Specified unitholder
- interest on debt relating to the acquisition of land, 18(3)“interest on debt relating to the acquisition of land”(b)
- non-resident, loans by, thin capitalization rules, 18(4)
- soft costs relating to construction, 18(3.1)(b), 18(3.2)(b)

Specified small business corporation

- defined, for RRSP etc. qualified investments, Reg. 4901(2) [before 2027], 5000 [after 2026]

Specified subsidiary corporation

- acquisition of share by, 88(1)(c.4)(i)

Specified subsidiary corporation (*cont'd*)

- defined, 88(1)(c.5)

Specified synthetic equity arrangement, *see also* Synthetic equity arrangement

- defined, 248(1)

Specified tax credit

- defined, for labour requirements for ITCs, 127.46(1)

Specified taxation year

- defined, 95(2)(j.1), 95(2)(k), Reg. 5907(2.9)

Specified taxpayer

- defined, for look-through rule for certain trusts, 259(5)

Specified temporary access road

- defined, Reg. 1104(2)

Specified tenant

- defined, 125.7(1)“public health restriction”(e)

Specified time

- defined
- • for new employers remitting quarterly, Reg. 108(1.41)
- • for non-resident trust rules, 94(1)

Specified transaction or event

- defined, 211(1)

Specified trust

- defined
- • for Australian and Indian trusts, 93.3(1)
- • for prescribed annuity contracts, Reg. 304(1)(c)(iii)(A)

Specified unitholder

- defined, 248(1)

Specified value

- defined, for stock option deferral rules, 7(11)

Specified waste material

- defined, Reg. 1104(13)
- • for clean technology credit, 127.45(1), Reg. 1104(13)

Specified wholly-owned corporation

- defined, 55(1)

Specified year

- defined
- • for employee life and health trust carryforward, 111(7.5)
- • for registered disability savings plan, 146.4(1)
- • for registered pension plan maximum lifetime retirement benefits, Reg. 8504(1)(a)

Speech impairment

- Bliss symbol board for, disability supports deduction, 64(a)A(ii)(N)
- certification of
- • for disability credit, 118.3(1)(a.2)(ii)
- sign language interpretation services for, *see* Sign language: interpretation service

Speech-language pathologist

- certification of speech impairment
- • for disability credit, 118.3(1)(a.2)(ii)
- defined, 118.4(2)

Speech recognition software, *see* Voice recognition software

Speech synthesizer for mute person

- disability supports deduction, 64(a)A(ii)(E)
- medical expense credit, Reg. 5700(p)

Speech therapy

- medical expense credit, 118.2(2)(1.3), (1.9)

Spent pulping liquor

- cogeneration system using, Reg. Sch. II:Cl. 43.1(c)(i)(A)
- defined, Reg. 1104(13)
- • for clean technology credit, 127.45(1), Reg. 1104(13)

Sperm

- cost of, medical expense credit, 118.2(2)(v)

Spinal brace, as medical expense, 118.2(2)(i)

Spinoff, *see* Foreign spin-off

Spire Freezers case overruled, 96(8)

Split income, 120.4

- attribution rules do not apply, 56(5), 74.4(2)(g), 74.5(13)
- deduction from regular income, 20(1)(ww)
- defined, 120.4(1), 248(1)
- tax on children, 120.4(2)
- • minimum tax carryover not allowed, 120.2(1), 120.2(1)(b)(i)
- • parent jointly liable with child, 160(1.2)

Split-pension amount

- deduction to pensioner, 60(c)
- defined, 60.03(1)
- included in pension transferee's income, 56(1)(a.2)
- joint liability for tax, 160(1.3)

Split-receipting

- charitable gifts or political contributions, 248(30)–(33)

Splitting, sharing or apportionment

- adoption expense credit, 118.01(3)
- charitable donation super credit for first-time donors, 118.1(3.2)
- charitable donations, 118.1(1)“total charitable gifts”(c)(i)(A)
- child tax credit, where custody divided, 118(5.1)
- digital news subscription credit, 118.02(3)
- disability credit, 118.3(3)
- equivalent-to-spouse credit, where custody divided, 118(5.1)
- first-time home buyer's credit, 118.05(4)
- home accessibility tax credit, 118.04(1)(5)
- income, *see* Income splitting
- medical expenses, 118.2(1)B
- pension income, 60.03

Sport centres or sport clubs relief (COVID), Reg. 8901.1(2)(b)(ix)(A)(I), (V), *see also* Qualifying tourism or hospitality entity

Sports event, *see also* Amateur athlete trust; Athlete

- ineligible for Canadian film/video credit, Reg. 1106(1)“excluded production”(b)(iv)
- ineligible for film/video production services credit, Reg. 9300(2)(d)

Sports participation credit, *see* Children's Fitness Credit (pre-2017)

Sports program

- youth boarding allowance non-taxable, 6(1)(b)(v.1)

Spousal bridging benefits

- for registered pension plan, Reg. 8503(2)(1.1)

Spousal education upgrade benefit

- paid to Canadian Forces member or veteran, exempt, 81(1)(d.1)(vii)(G)

Spousal equivalent credit, 118(1)B(b)

Spousal or common-law partner plan

- defined, 146(1)

Spousal support, *see* Support payments (spousal or child)

Spousal trust, *see also* Trust (or estate): spouse

- pre-1972
- • deemed disposition by, 104(4)(a.1)
- defined, 108(1)

Spouse, *see also* Common-law partner

- alimony, *see* Support payments (spousal or child)
- common-law deemed spouse, *see* Common-law partner
- death
- • claim under provincial family law deemed to be transfer on death, 248(23.1)
- • rollover of property, 70(6)
- deemed benefits under plans, 146(8.91)
- defined, 252(3), (4)
- • re prescribed annuity contracts, Reg. 304(5)
- dividends received by, election re, 82(3)
- divorce, *see* Divorce and separation
- former

Topical Index

Spouse (*cont'd*)

- defined, 252(3)
- transfer of property to, 73(1)
- income from property transferred to
 - joint liability for tax, 160(1)–(3)
 - income splitting through RRSP transfers, 146(8.3), 146.3(5.1)–(5.5)
 - joint and several liability for tax, 160
 - living apart
 - commutation of RRSP, 146(8.3)
 - property transferred
 - liability for tax on income or gain from, 160(4)
 - transfer to, 74.5(3)
 - loans to, 74.1(1)
 - for value, 74.5
 - gain or loss, 74.2
 - repayment of, 74.1(3)
 - maintenance, *see* Support payments (spousal or child)
 - marriage breakdown, *see* Divorce and separation
 - notch provision, 117(7), 118.2(1)D
 - pension payments to widow(er) of contributor, 57(5)
 - principal residence transferred to, 40(4)
 - private health services plan premiums, medical expenses, 118.2(2)(q)
 - property acquired from deceased taxpayer, 70(6)
 - property in trust for, deemed disposition by trust, 104(4)(a)
 - deemed proceeds and cost, 104(5)
 - property transferred between
 - valuation rules, 73
 - where transferee non-resident, Part XIII tax not exigible, 212(12)
 - registered retirement savings plan for
 - amount of premiums deductible, 146(5.1)
 - meaning, 146(1)“spousal or common-law partner plan”
 - premiums not subject to income attribution rules, 74.5(12)
 - transfers to
 - income splitting via, 146(8.3), 146.3(5.1)–(5.5)
 - marriage breakdown, on, 146(16), 146.3(5.1), 147.3(5)
 - reserves allowed to, for year of taxpayer's death, 72(2)
 - rollover of property
 - death, on, 70(6)
 - generally, 70(6)
 - *inter vivos*, 73(1)
 - reserves for year of death, 72(2)
 - separation, *see* Divorce and separation
 - support of
 - when living together, 118(1)B(a)
 - when separated or divorced, *see* Support payments (spousal or child)
 - surviving
 - as RRIF annuitant, 146.3(1)“annuitant”(b)
 - death benefit paid to, 248(1)“death benefit”
 - transfer of business to, 24(2)
 - transfer of property to, 74.1(1)
 - for fair market value, 74.5
 - gain or loss, 74.2, 74.5
 - RRSP on marriage breakdown, 146(16)(b)
 - repayment of, 74.1(3)
 - special rules, 160(4)
 - valuation rules, 73
 - trust for, *see* Trust (or estate): spouse
 - unused credits transferred to, 118.8

Sprinkler system installer

- apprenticeship job creation credit, 127(9)“investment tax credit”

St. Lawrence Seaway Authority, subject to tax, 27(2), Reg. 7100

Stabilization account, *see* Net income stabilization account

Stable equipment

- capital cost allowance for, Reg. Sch. II:Cl. 10(c)

Stairs, power-operated climbing chair for, medical expense, Reg. 5700(f)

Stakeholder

- defined, for insurance demutualization, 139.1(1)

Standard amount

- defined, for northern residents' deduction, 110.7(6)

Standby charge

- automobile, 6(1)(e)
- car salesperson/lessor, reasonable amount, 6(2.1)
- operating costs, optional one-half, 6(1)(k)A(iv)
- partner or employee of partner, 12(1)(y)
- reasonable amount, 6(2)
- shareholder, 15(5)
- available money, for
 - non-resident tax, 214(15)

Standing therapy

- device for, medical expense credit, Reg. 5700(z.3)

Stapled security (re SIFT)

- anti-avoidance rule, 12.6
- defined, 18.3(1)
- limitation on deduction, 18.3(3)
- temporary unstapling, 12.6

Start-up date

- defined, for clean electricity credit, 127.491(1)

Start-up period

- defined, for LSVCCs, 204.8(1)

State

- defined, Canada-U.S. Tax Treaty:Art. III:1(i)

Stated capital, *see* Paid-up capital

Stated percentage

- defined, 59(3.4)
- for resource allowance, Reg. 1206(1)
- variation of, 59(3.5)

Statistics, *see* Communication of information: statistical purposes

Status Indian, *see* Indian

Statute-barred debt, deemed settled, 80.01(9)

- subsequent payment of debt, 80.01(10)

Statute-barred reassessments, 152(3.1), (4)

Statutory exemptions, 81(1)(a)

Stay of appeal during action to prosecute, 239(4)

Steam

- deemed to be goods for M&P credit, 125.1(5)
- generating equipment, capital cost allowance, Reg. Sch. II:Cl. 34
- processing of, investment tax credit, 127(9)“qualified property”(c.1)
- production of, manufacturing and processing credit, 125.1(2)

Steamfitter/pipefitter

- apprenticeship job creation credit, 127(9)“investment tax credit”

Stepchild, dependent, 118(6)(a)

Stock, capital, *see* Capital stock; Share

Stock buyback tax, 183.3, 183.4

- rate of tax, 183.3(2)
- return required, 183.4

Stock dividend, *see* Dividend: stock

Stock exchange

- designated, *see* Designated stock exchange
- prescribed, grandfathered from before Dec. 14/07, Reg. 3200, 3201
- recognized, *see* Recognized stock exchange

Stock index participation trust

- qualified for deferred income plans, Reg. 4900(1)(n.1)

Topical Index

Stock option

- benefit from, 7(1)
- addition to adjusted cost base of share, 53(1)(j)
- Canadian-controlled private corporation (CCPC), 7(1.1)
- election where shares have dropped in value since exercise, 180.01 [repealed]
- emigration from Canada, no income inclusion, 7(1.6)
- offsetting 1/2 deduction, 110(1)(d), (d.1)
- withholding of tax at source, 153(1.01)
- cancellation of rights, deemed disposition, 7(1.7)
- cash-out, 7(1)(b.1), (d.1)
- death of employee, 7(1)(e), 164(6.1)
- deduction to employer, 110(1)(e)
- deferral, 7(8)–(16)
- information return, Reg. 200(5)
- donation of shares to charity, 110(1)(d.01)
- election by employer to forgo deduction for cash payment, 110(1.1), (1.2)
- no deduction to employer, 18(1)(m)
- emigration of employee, 7(1.6), 128.1(4)(d.1)
- employees, to, 7, 110(1)(d), (d.1)
- excluded from deemed disposition
 - on becoming non-resident, 128.1(10)“excluded right or interest”(c)
 - on becoming resident, 128.1(1)(b)(v)
- look-through rules, 7(2)
- non-qualified security, 110(1.31), (1.4), (1.41)
- excluded from deduction to employee, 110(1)(d)
- notification to employee, 110(1.9)
- prescribed shares, Reg. 6204
- reduction in exercise price, 110(1.7), (1.8)
- repricing of, 110(1.7), (1.8)
- return of employee shares by trustee, 8(12)
- rights ceasing to be exercisable, deemed disposition, 7(1.7)
- stock split or consolidation, effect of, 110(1.5)
- United States interaction, Canada-U.S. Tax Treaty:Fifth Protocol (2007), Annex B, para. 6
- whether counted as SR&ED expenditure, 143.3(2)
- whether deductible to issuer, 143.3(2)

Stock purchase loan

- employee, to, 15(2.4)(c)

Stock rights

- issued to shareholder, 15(1)(c)

Stock savings plan, prescribed

- shares of
 - capital loss from disposition of, 40(2)(i)
 - prescribed assistance, deduction from cost base, 53(2)(k)(i)(C)

Stock split

- effect on stock option, rules, 110(1.5)

Stone quarry

- defined, Reg. 1104(8)

Stop International Tax Evasion Program, *see* Informant payments (for leads on international tax evasion)

Stop-loss rules

- amalgamation, 87(2)(a), 87(2.1)
- change in control of corporation, 111(4)–(5.2)
- disposition by corporation of interest in trust, 107(1)(c)
- disposition by partner of interest in trust, 107(1)(d)
- disposition by partner of share on which dividends paid, 112(3.1)
- disposition of commercial obligation in exchange for another, 40(2)(e.2)
- disposition of debt owing by related person, 40(2)(e.1)
- disposition of partnership interest, 100(4)
- disposition of property
 - at less than FMV, 69(11)
 - to affiliated person, 40(3.3), (3.4)

- to controller, 40(3.3), (3.4)
- disposition of share
 - held as inventory, 112(4)–(4.3)
 - in prescribed venture capital corporation or LSVCC, 40(2)(i)
 - of controlled corporation, 40(2)(h)
 - of corporation to itself, 40(3.6)
 - of foreign affiliate, 93(2)–(4)
 - on which dividend paid, 112(3)
 - received on reorganization, 112(7)
- dividend received by non-resident individual, 40(3.7)
- credit where tax paid, 119
- exchanged shares, 112(7)
- foreign bank, on wind-up of affiliate, 142.7(13)
- losses following change of control of corporation, 111(4)–(5.2)
- mark-to-market property, 112(5.5), (5.6)
- non-resident individual, 40(3.7)
- post-emigration losses, 128.1(8)(f)
- pregnant losses, *see* Pregnant loss
- property transferred to trust, 107.4(3)(b)(ii)
- reverse takeover, 256(7)(c)–(c.2)
- shares held by financial institution, 112(5.2)
- wind-up of corporation, 88(1.1)

Stopping business, *see* Ceasing to carry on business; Winding-up

Storage area, capital cost allowance, Reg. Sch. II:Cl. 1(g)

- for mine, Reg. Sch. II:Cl. 10(l)

Storage cost, underground

- capital cost allowance, Reg. Sch. II:Cl. 10(f.1), Sch. II:Cl. 41

Straddle transactions, 18(17)–(23)

- conditions for rules to apply, 18(18)
- deduction denied until offsetting position closed out, 18(19)
- different year-ends of taxpayer and connected person, effect of, 18(23)

Streamed income

- determination of, 66.7(2.3)(b)(ii)

Stretch credit

- for first-time charitable donor, 118.1(3.1), (3.2)

Strike pay

- not taxed (no legislative reference), *Fries* case [1990] 2 C.T.C. 439 (SCC)

Stripped bond

- cost of coupon excluded from income when sold, 12(9.1)
- interest taxable to holder, 12(1)(c)
- annual accrual, 12(4), (9)
- non-resident withholding tax on, 212(1)(b)(i)(B)

Stripping, *see* Capital gains stripping; Interest coupon stripping; Surplus stripping

Structured arrangement

- defined, for hybrid mismatch arrangement rules, 18.4(1)

Structured settlement

- insurer's reserve for, Reg. 1400(3)E
- taxation of, 56(1)(d), IT-365R2 para. 5

Structures *G.B. Ltée* case overruled, 67.1(2)(c.1)

Stub-period end time

- defined, for FAPI, 91(1.2)(a), Reg. 5907(8.1)

Stub period FAPI, 91(1.1)–(1.5)

- “stub period” defined, Reg. 5907(8.1)

Student

- commuting to U.S.
- tuition fees, credit, 118.5(1)(c)
- deemed resident, credit for tuition fees, 118.5(2)
- disabled
 - eligible for RESP withdrawals, 146.1(2)(g.1)(i)(B)
 - waiver of RESP age requirements, 146.1(2.2)
- loan, *see* Student loan
- moving expenses, 62(2)
- part-year resident, credit for tuition fees, 118.91

Student (*cont'd*)

- taxpayer supporting, 118.9
- tuition fees
 - ancillary fees, 118.5(3)
 - in Canada, credit, 118.5(1)(a)
 - outside Canada, credit, 118.5(1)(b)
- U.S. resident, Canada-U.S. Tax Treaty:Art. XX
- unused credits, transfers of, 118.8, 118.9

Student loan

- forgiven, to doctor or nurse practising in remote region, no tax, Reg. 7300(c)
- interest paid on, tax credit, 118.62

Stursberg case confirmed, 40(3.13)

Subcontractors

- construction, information return, Reg. 238

Subdivision of property, *see* Partition of property

Subject corporation

- for associated corporations simultaneous-control rule, defined, 256(6.1)(b)
- for computation of contributed surplus, defined, 84(11)
- for foreign affiliate dumping rules
 - defined, 212.3(1)
 - investment in, defined, 212.3(10)
- for non-arm's length sale of shares by non-resident corporation, defined, 212.1(1)
- for non-arm's length sale of shares by resident corporation, defined, 84.1(1)
- for Part IV refundable tax on intercorporate dividends
 - defined, 186(3)
 - tax on dividend received from, 186(1)(b)
- for private foundation penalty on holding corporate shares, defined, 188.1(3.3)(c)

Subject entity

- defined, for SIFT trust and partnership distributions, 122.1(1)

Subject subsidiary corporation

- defined, for foreign affiliate dumping rules, 212.3(16)(a)

Subleases, *see* Leasing properties

Subordinate

- defined, for third-party penalty, 163.2(1)

Subordinate affiliate

- defined, for FAPI surplus rules, Reg. 5905(7.2)(c)

Subscriber

- defined, for RESPs, 146.1(1)

Subscriber's gross cumulative excess

- defined, for RESPs, 204.9(1)

Subscriber's share of the excess amount

- defined, for RESPs, 204.9(1)

Subsidiary, *see also* Parent (corporation)

- controlled corporation
 - defined, 248(1)“subsidiary wholly-owned corporation”
 - non-resident, *see also* Foreign affiliate
 - loan to, 17(3), 247(7)
 - cost of shares of, 52(7)
- defined, 88(1), Reg. 8605(4)
 - for trust loss trading rules, 251.2(1)
- foreign, *see* Foreign affiliate; Controlled foreign affiliate
- 90% or more owned, winding-up of
 - net capital losses, 88(1.2), (1.3)
 - non-capital losses, 88(1.1)
- parent corporation continuation of, 88(1.5)
- qualified expenditure, 88(1.4)
- rules, 88(1)
- wholly-owned corporation, *see also* Control of corporation
 - amalgamation, on, 87(1.2), (1.4)
 - defined, 248(1)

Subsidiary trust

- deemed settlement on SIFT trust wind-up, 80.01(5.1)

Subsidy

- housing, provided by employer, 6(23)

Substantial contribution of capital to partnership

- meaning of, 40(3.16)

Substantial increase in indebtedness

- meaning of, re partnership interest, 40(3.16)

Substantial interest

- defined, for Part VI.1 tax, 191(2), (3)

Substantially all

- meaning of, 66.6

Substantive CCPC

- capital dividend account addition, 89(1)“capital dividend account”(h)
- defined, 248(1), 248(43)
- eligible portion of taxable capital gains for dividend refund, 129(4)“eligible portion”
- full rate taxable income of, 123.4(1)“full rate taxable income”(b)
- GRIP inclusion, 89(1)“general rate income pool”E(b)
- LRIP inclusion, 89(1)“low rate income pool”D(a)
- NERDTH of, 129(4)“non-eligible refundable dividend tax on hand”(a)
- refundable tax payable by, 123.3
- relevant tax factor of, 95(1)“relevant tax factor”(b)

Substantive debt

- defined, for stock buyback tax, 183.3(1)

Substantive gift

- selling property and donating proceeds, anti-avoidance rule, 248(39)

Substitute payment arrangement

- defined, for hybrid mismatch arrangement rules, 18.4(14)
- effect of, 18.4(15)

Substitute payment mismatch

- defined, 18.4(15)(a)

Substitute's salary paid by employee

- deduction, 8(1)(i)(ii)
 - certificate of employer, 8(10)

Substituted property

- defined, 248(5)
 - for matchable expenditure rules, 18.1(8)(b)
 - for superficial loss definition, 54“superficial loss”(a)
 - for wind-up of corporation, 88(1)(c.3)

Substitution (Quebec)

- deemed to be trust, 248(3)

Subway, capital cost allowance, Reg. Sch. II:Cl. 1(j)

Succession duties

- applicable to certain property, deduction for, 60(m.1)
- interest on, deductible, 60(d)

Successor beneficiary

- defined, for non-resident trust rules, 94(1)

Successor corporation

- Canadian resource property acquired from predecessor, 66.7(9)
- cumulative Canadian development expense, deduction for, 66.7(4)
- cumulative Canadian oil and gas property expense, deduction for, 66.7(5)
- defined
 - for foreign affiliate share-for-share exchange, 85.1(4.2)
 - for foreign resource property rules, 59(3.4)
- mining exploration depletion, Reg. 1203(3)
- resource and processing allowances, Reg. 1202(3)
- resource expenses, rules re, 66.7
- application of, 66.6
- exclusions from, 66.7(6)
- resource property acquired from predecessor, 66.1(10)
- resource property acquired from tax-exempt person, 66.6(1), (2)

Topical Index

Successor corporation (*cont'd*)

- second
- resource and processing allowances, Reg. 1202(3)

Successor member

- defined, for pooled registered pension plan, 147.5(1)

Successor pool (re debt forgiveness rules)

- defined, 80(1)
- use of to limit reductions of resource expenditures, 80(8)(a)

Successor position

- defined, for straddle-transaction rules, 18(17)

Sulphur, *see also* Canadian field processing

- production of, Reg. 1206(1)“resource activity”(a)
- transporting, transmitting or processing, Reg. 1204(3)(a), 1206(1)“resource activity”(j)(i)(A)

Sunday, *see* Holiday

Super-allowance benefit amount

- addition to investment tax credit, 127(10.1)(b)
- no direct ITC, 127(9)“investment tax credit”(a.1)
- defined, 127(9)

Super credit

- for first-time charitable donor, 118.1(3.1), (3.2)

Superannuation benefits, *see also* Pension

- defined, 248(1)
- estate receiving, 104(27)
- succession duties on, deduction for, 60(m.1)
- transferred to another plan, deductible, 60(j)
- unpaid, 78(4)

Superficial loss, *see also* Pregnant loss

- added to adjusted cost base of property, 53(1)(f)
- capital loss deemed nil, 40(2)(g)(i)
- capital property, 40(3.3)–(3.5), 54“superficial loss”
- defined, for capital gains purposes, 54
- financial institution, of, 18(13)–(15)
- no application to specified debt obligations or mark-to-market property, 142.6(7)
- inventory held as adventure in nature of trade, 18(14)–(16)

Superior court

- defined, *Interpretation Act* 35(1)

Supplemental eligible amount

- defined, for Home Buyers' Plan, 146.01(1)

Supplemental employee retirement plan, 248(1)“salary deferral arrangement”

Supplemental Pension Plans Act, see Quebec: Supplemental Pension Plans Act

Supplementary depletion base

- capital cost of bituminous sands equipment added to
- proceeds of later disposition, 59(3.3)(c)
- capital cost of enhanced recovery equipment added to
- proceeds of later disposition, 59(3.3)(d)
- defined, Reg. 1212(3)

Supplementary unemployment benefit plans, 145

- amounts received under, income, 56(1)(g)
- benefits
- withholding tax, 153(1)(e)
- defined, 145(1)
- election to file return, 217
- employer's contribution
- limitation on deductibility, 18(1)(i)
- not includable in employee's income, 6(1)(a)(i)
- payments to non-resident, 212(1)(k)

Supplies

- deemed to be inventory, 10(5)
- paid for and used by employee, 8(1)(i)(iii)
- certificate of employer, 8(10)
- valuation of, 10(4)

Support amount, *see also* Child support amount

- defined, 56.1(4), 60.1(4)
- payments before agreement or court order, 56.1(3), 60.1(3)
- whether deductible, 60(b), 60.1
- whether taxable, 56(1)(b), 56.1

Support payments (farm)

- information slips required, Reg. 234–236

Support payments (spousal or child)

- “allowance” defined, 56(12)
- child support, agreement or order after April 1997
- non-deductible, 60(b), 56.1(4)“commencement day”
- non-taxable, 56(1)(b), 56.1(4)“commencement day”
- deductible when paid, 60(b), (c)
- enforcement of, *see Family Orders and Agreements Enforcement Assistance Act*
- income when received, 56(1)(b), (c)
- medical/educational payments, 56.1(2), 60.1(2)
- mortgage payments, 56.1(2), 60.1(2)
- no dependant credit for spouse or child when paid, 118(5)
- paid to non-resident, 212(1)(f), 217
- paid to third parties for benefit of spouse or children, 56.1, 60.1
- paid to U.S. resident, Canada-U.S. Tax Treaty:Art. XVIII:6
- reimbursement of, taxable, 56(1)(c.2)
- repayment of, deductible, 60(c.2)
- retroactive deductibility/taxability, 56.1(3), 60.1(3)
- taxable, 56(1)(b), (c)

Support worker, *see* Personal support worker

Supporting person

- for child care expenses, defined, 63(3)
- liability for excess child tax credit refunded, 160.1(2)
- unused education credits transferred to, 118.9

Suppression election

- for foreign affiliate liquidation and dissolution, 88(3.3)–(3.4)

Supreme Theatres case overruled, 125(7)“active business carried on by a corporation”

Surcharge, *see* Surtax

Surface construction

- capital cost, 13(7.5)(b), Reg. 1102(14.3)

Surplus

- budget, *see* Budget surplus
- contributed
- computation of, on transfer of insurance business, 138(11.9)
- converted into paid-up capital, no dividend deemed, 84(1)(c.1)–(c.3)
- defined (re pension plan), Reg. 8500(1), (1.1)
- distribution of, by foreign affiliate, Reg. 5901
- exempt, *see* Exempt surplus (of foreign affiliate)
- funds derived, *see* Surplus funds derived from operations
- hybrid, *see* Hybrid surplus (of foreign affiliate)
- pre-acquisition, *see* Pre-acquisition surplus (of foreign affiliate)
- stripping, *see* Surplus stripping
- taxable, *see* Taxable surplus (of foreign affiliate)

Surplus entitlement percentage

- defined, 95(1), Reg. 5905(13)
- reduction in, deemed year-end and FAPI, 91(1.1)–(1.5)

Surplus funds derived from operations

- defined, 138(12)

Surplus stripping

- conversion of dividend to exempt capital gain, 110.6(8)
- non-resident former resident who will return to Canada, 128.1(6)(b), 128.1(7)(e)
- publicly-traded corporation, by, 183.1
- sale of shares by individual, 84.1
- sale of shares by non-resident, 212.1, 212.2

Surrender

- of property to creditor, *see also* Seizure: property

Topical Index

Surrender (*cont'd*)

- defined, 79(2)
- does not constitute payment, 79(6)
- proceeds of disposition to debtor, 79(3)
- subsequent payment by debtor, 79(4)
- of share, partnership interest or trust interest
- deemed capital gain, 80.03(2)
- defined, 80.03(3)

Surrogacy expenses

- medical expense credit, 118.2(2.21)

Surrogate parent entity

- defined, for country-by-country reporting, 233.8(1)

Surrogatum principle, 9(1)

Surtax, *see also* Additional tax

- banks and life insurers, 123.6
- corporation, 123.2 [repealed]
- credit against Part I.3 tax, 181.1(4)–(7)
- credit against Part VI tax, 190.1(3)–(6)
- health promotion, 182, 183
- individual, 180.1 [repealed]
- credit where emigration stop-loss rule applied, 180.1(1.4)
- foreign tax credit, 180.1(1.1)
- investment tax credit, 180.1(1.2)
- tobacco manufacturers, 182, 183

Survey, quadrennial, reserve for, 12(1)(h), 20(1)(o), Reg. 3600

Surveying costs

- cost base of property, addition to, 53(1)(n)

Surveyor

- defined, for surveys under *Canada Shipping Act*, Reg. 3600(2)

Survivance case overruled, 256(9)

Surviving spouse

- as RRIF annuitant, 146.3(1)“annuitant”(b)
- death benefit paid to, 248(1)“death benefit”
- tobacco manufacturers, 182, 183

Survivor

- defined
- for FHSA, 146.6(1)
- for TFSA, 146.2(1)
- payment, *see* Survivor payment
- qualifying (PRPP), *see* Qualifying survivor
- subject to FHSA overcontributions tax, 207.022

Survivor payment

- defined, 207.01(1)“exempt contribution”(b)

Survivor's amount

- defined, for FHSA, 146.6(15)

Suspended dividend, 129(1.3)–(1.33)

- defined, 129(1.32)
- dividend refund postponed, 129(1.3)–(1.33)

Suspended losses, *see* Suspension of losses

Suspension of charity receipting privilege, 188.2

- objection to suspension, 165(1), 189(8)
- Tax Court application for postponement of suspension, 188.2(4)

Suspension of losses

- capital losses, 40(3.3)–(3.5)
- depreciable property, 13(21.2)
- inventory held as adventure in nature of trade, 18(14)–(16)
- share or debt owned by financial institution, 18(13), (15)
- terminal losses, 13(21.2)

Svenska Cellulosa/Essity spinoff, Reg. 5600(k)

Swap agreement

- deemed to be eligible derivative subject to mark-to-market election, 10.1(4)
- excluded from inventory writedown, 10(15), 18(1)(x)
- straddle transaction restrictions, 18(17)“position”(a)(vi), 18(9)

Swap transaction (for RRSP, RRIF, TFSA, RESP or RDSP)

- benefit attributable to, constitutes advantage, 207.01(1)“advantage”(b)(iii)
- defined, 207.01(1)

Sweden, *see also* Foreign government

- stock exchange recognized, Reg. 3201(w)

Swine

- basic herd maintained since 1971, deduction, 29

Switch fund, *see* Mutual fund corporation: switch fund

Switzerland, *see also* Foreign government

- stock exchange recognized, Reg. 3201(m)
- universities, gifts to, Reg. Sch. VIII, s. 6

Sylvite

- extraction of, 248(1)“mineral resource”(d)(ii)

Synagogue, *see also* Charity

- rabbi employed by, *see* Clergy

Syndicate

- interest in
- expenses of selling, 20(1)(e)

Synthetic disposition arrangement

- deemed disposition and reacquisition of property, 80.6
- defined, 248(1)
- effect on dividend stop-loss rules, 112(8), (9)
- effect on foreign tax credit, 126(4.5), (4.6)

Synthetic disposition period

- defined, 248(1)

Synthetic equity arrangement

- constitutes dividend rental arrangement, 248(1)“dividend rental arrangement”(c)
- defined, 248(1)
- no deduction for intercorporate dividend, 112(2.3)

Synthetic equity arrangement chain

- defined, 248(1)
- effect of, 112(2.32)(d)

Synthetic equity arrangement party

- defined, 112(2.32)(a)

Synthetic long position

- defined, 248(1)“synthetic equity arrangement”(b)(i)(A)

Synthetic short position

- defined, 248(1)“synthetic equity arrangement”(b)(i)

Synthetic speech system etc.

- enabling blind person to use computer
- disability supports deduction, 64(a)(ii)(C)
- medical expense credit, Reg. 5700(o)

Syria, *see also* Foreign government

- Canadian Forces personnel and police serving in, no tax on income, 110(1)(f), Reg. 7500(e) [repealed]

System plan

- defined, for clean electricity credit, 127.491(1)

Systemic failure

- defined, for country-by-country reporting, 233.8(1)

Systems software, *see also* Software

- defined, Reg. 1104(2)

T

T1 returns, 150(1)(b), (d)

T2 returns, 150(1)(a)

T3 returns, 150(1)(c)

T4 information return

- filing deadline (Feb. 28), Reg. 205(1)
- requirement for, Reg. 200(1)

T4 slips, Reg. 200(1), (3)

- sending to employees by email, Reg. 209(3), (5)

T4A slips, Reg. 200(2), 201

T5 slips, Reg. 201

Topical Index

T661 SR&ED claim, 37(11)

T778 child care expenses claim, 63(1)

T1044: NPO information return, 149(12)

T1134 foreign affiliate reporting, 233.4(4)

T1135 foreign property reporting, 233.3(3)

T2200 declaration of conditions of employment, 8(10)

T3010 charity information return, 149.1(14)

T5013 partnership information return, Reg. 229(1)

T5018 contract reporting, Reg. 238

TCC, *see* Tax Court of Canada; Taxable Canadian corporation

TCP, *see* Taxable Canadian property

TCP gains balance

- defined
- for mutual fund corporation, 131(6)
- for mutual fund trust, 132(4)

TCP gains distribution

- mutual fund corporation
- deemed to be dividend to non-resident shareholder, 131(5.1), (5.2)
- defined, 131(6)
- mutual fund trust
- deemed to be dividend to non-resident shareholder, 132(5.1), (5.2)
- defined, 132(4)

TD1-IN: status Indian's employment income, 81(1)(a)

TDD device, *see* Teletypewriter

TFSA, *see* Tax-Free Savings Account

TFSA dollar limit

- defined, 207.01(1)
- contributions over, 207.01(1)“excess TFSA amount”D(a)

TIEA, *see* Tax information exchange agreement

TIN (Taxpayer Identification Number)

- for Common Reporting Standard
- defined, 270(1)
- penalty for failure to provide to financial institution, 281(3)
- requirement to obtain and provide to financial institution, 281(1)
- for crypto-asset reporting
- defined, 296(1)
- for digital platform operator reporting rules
- defined, 282(1)
- must be kept confidential, 293(2)
- reportable seller must provide to reporting platform operator, 293(1)
- penalty for failure to provide, 293(3)

TLOPA, *see* Time Limits and Other Periods Act (COVID-19)

TOSI (Tax On Split Income), *see* Income-splitting tax

TPAR, *see* Total pension adjustment reversal

TPS, *see* Taxable preferred share

TRRP, *see* Top-up revenue reduction percentage

TSX, *see* Toronto Stock Exchange

TTY device, *see* Teletypewriter

T-Bill, *see* Treasury bill

“Tainted” spouse trust, *see also* Pre-1972 spousal trust

- relieving rule, 70(7)

Takeover, *see also* Control of corporation: change of

- reverse, 256(7)(c)–(c.2)

Talk show

- ineligible for Canadian film/video credit, Reg. 1106(1)“excluded production”(b)(ii)
- ineligible for film/video production services credit, Reg. 9300(2)(b)

Talking textbooks

- disability supports deduction, 64(a)(ii)(I)
- medical expense credit, Reg. 5700(w)

Tank, oil or water storage

- capital cost allowance, Reg. Sch. II:Cl. 6, 8, 29, 40

Tantalum, *see* Critical mineral

Tapestry

- hand-woven, whether CCA allowed, Reg. 1102(1)(e)

Tar sands, defined, 248(1), *see also* Oil sands

Tar sands ore

- defined, Reg. 1104(2), 1206(1)
- processing of, Reg. 1104(5)(a)(iii), 1104(5)(c)(iii), 1104(6)(a)(iii), 1104(9)(f)(iii), 1204(1)(b)(ii)(C), 1204(1)(b)(iii)(C), 1204(1)(b)(iv)(C), 5201(c.3)
- excluded from M&P credit, 125.1(3)“manufacturing or processing”(f)(iii)
- investment tax credit, 127(9)“qualified property”(c)(vi)(C)

Tawich case overruled, 149.1(1)“qualified donee”(a)(iii), 149(1)(d.5)

Tax

- abatement, *see* Tax abatement
- addition to, for income not earned in a province, 120(1)
- additional
- on non-Canadian corporations carrying on business in Canada, 219
- agreement, *see* Tax treaty
- application of payments under collection agreement, 228
- assets used as security by DPSP trust, on, 198
- attempt by partners to reduce or postpone, 103
- avoidance, *see* Anti-avoidance rules
- branch, 219
- “business-income tax” defined, 126(7)
- carved-out income, on, 209
- collection of, *see* Collection of tax
- computation of, 117(5.2), Reg. Part I, *see also* Computation of tax
- convention, *see* Tax treaty
- corporate distributions, on, 183.1
- indirect payments, 183.1(5)
- limitation, 183.1(6)
- stock dividends repurchased for excessive amount, 183.1(3)
- subsec. 110.6(8) not applicable, 183.1(7)
- corporations, 123–125.1
- court, *see* Tax Court of Canada
- credits, *see* Tax credits
- debt to Her Majesty, 222(2)
- deduction at source
 - amount of, deemed received by payee, 153(3)
 - required of payer, 153
 - tables, Reg. Sch. I
- deduction from, *see* Tax credits
- deduction of, Reg. Part I
- deductions in computing, *see* Deductions in computing tax
- deferred income plans, on, *see also* Deferred income plans
- deferred profit sharing plans, on, 198–204
- tax on non-qualified investments and assets used as security, 198
- estimate to be made, 151
- evasion, *see* Tax evasion, penalty for
- excessive capital dividend or capital gains dividend elections, on, 184
- failure to remit amounts withheld, 227(9)
 - salary or wages, from, 227(9.5)
- failure to withhold, 227(8)
 - assessment for, 227(10)
 - salary or wages, from, 227(8.5)
- foreign, *see* Foreign taxes
- forfeiture under deferred profit sharing plan, 201
- imposed, *see* Liability for tax
- income from Canada of non-residents, on, 212–218
- income from property transferred at non-arm's length, on, 160(1)–(3)

Topical Index

Tax (*cont'd*)

- individuals
 - surtax, 180.1
- interest on unpaid amount, 161(1)
- investment income of life insurers, on, 211–211.5
- large corporations, *see* Large corporations tax (Part I.3)
- liability for, *see* Liability for tax
- logging
 - deduction for, 127(1), Reg. Part VII
 - defined, 127(2)
- manufacturing and processing deduction, 125.1
- mining, deduction, 20(1)(v), Reg. 3900
- “non-business-income tax” defined, 126(7)
- non-deductible, 18(1)(t)
- non-qualified investments of deferred profit sharing plan, on, 198, 199
- non-residents, *see* Non-resident tax
- otherwise payable
 - defined, 120(4)“tax otherwise payable under this Part”, 126(7)“tax for the year otherwise payable under this Part”
- over-contributions to deferred income plans, on, 204.1–204.3
- overpayment, defined, 164(7)
- Part I.2, deduction for, 60(w)
- Part II, 182(1)
- Part II.1, 183.1
- Part II.2, 183.3–183.4
- Part IV
 - reduction in, re Part IV.1 tax payable, 186(1.1)
- Part IV.1, 187.2, 187.3
 - reduction in Part IV tax re, 186(1.1)
- Part VI.1, 191–191.4
- Part VI.2, 191.5–191.6
- Part XII.3
 - deductible from income of life insurer, 138(3)(g)
- payable, *see also* Liability for tax
 - amount deemed to be, 20(1)(l)
 - corporations, 123
 - non-resident, on branch profits, 219
 - defined, 117(1), 248(2)
 - inter vivos trust, by, 122
- payment of, *see* Payment of tax
- property disposed of by public authorities, re, 207.3, 207.4
- property held by trusts governed by deferred income plans, re, 207.1, 207.2
- rates of, *see* Rates of tax
- recovery by deduction or set-off, 224.1
- refund of overpayment, *see also* Refund
- refundable, *see* Refundable Part IV tax
- registered charities, 188, 189
- registered investments, re, 204.4–204.7 [before 2027]
- registered securities dealers, re securities lending arrangement payments to non-residents, 212(19)
- return, *see* Returns
- revoked plans, on, 198
- security for, 220(4)–(4.4)
- shelter, *see* Tax shelter
- small business deduction, 125
- surtax
 - individual (before 2001), 180.1
 - corporation (before 2008), 123.2
- taxable dividend received by private corporation, 186
- tobacco manufacturers, 182, 183
- tobacco manufacturing income, 182
- treaty, *see* Tax treaty
- unpaid, interest on, 227(9.3)
- withheld at source
 - deemed to discharge debt, 227(13)
 - failure to remit, 227(9)
 - held in trust, 227(4), (4.1)

- not part of estate, 227(5)
- withholding of, *see* Withholding

Tax abatement

- corporations, 124
- individuals, Reg. 6401
 - prescribed dates, Reg. 6401
- province providing schooling allowance, 120(2)
- manufacturing and processing, 125.1
- not available to Crown corporations, 124(3)
- small business, 125

Tax accounts

- transfer of instalments between, 221.2

Tax advisor

- penalty for misrepresentation by, 163.2

Tax agreement, *see* Tax treaty

Tax anniversary date

- defined, Reg. 310

Tax attribute

- defined, for tax-debt avoidance penalty, 160.01(1)

Tax attribute transaction

- defined, 160.01(1)

Tax avoidance, *see* Anti-avoidance rules

Tax avoidance motive, *see also* Anti-avoidance rules

Tax avoidance policy

- defined (life insurance policy), Reg. 310
- deemed not to be exempt policy, Reg. 306(1)

Tax basis

- defined, 142.4(1), Reg. 9100, 9200(1)
- variation in, for certain insurers, 138(13)
- used as cost amount for specified debt obligation, 248(1)“cost amount”(d.2)

Tax benefit

- defined
 - for notifiable transactions, 237.3(1)
 - for reportable transactions, 237.3(1)
 - for tax-debt avoidance penalty, 160.01(1), 163.2(1)
 - general anti-avoidance rule (GAAR), 245(1)
 - transfer pricing, until 2026, 247(1)

Tax consequences, defined, 245(1)

Tax convention, *see* Tax treaty

Tax Court of Canada, *see also* Appeal

- appeal from, to Federal Court of Appeal, *see* Federal Court of Appeal
- appeal to, 169
 - application to all taxpayers with common issue, 174
 - general procedure, 175
 - informal procedure, 170
 - only on grounds raised in objection, 169(2.1)
 - prohibited where right waived by taxpayer, 169(2.2)
 - settlement of appeal, 169(3)
 - time not counted, 174(5)
 - valuation of ecological property, 169(1.1)
- application for extension of time
 - for appeal, 167
 - for notice of objection, 166.2
- disposal of appeal, 171(1)
- on specific issue, 171(2)–(4)
- reference to
 - common questions, 174
- tax shelter appeal, common question, 174
- where no reasonable grounds for appeal, 179.1

Tax credits, *see also* Deductions in computing tax

- adoption expenses, 118.01
- aged 65 and over, 118(2)
- apportionment of, *see* Splitting, sharing or apportionment
- basic minimum, 127.531

Topical Index

Tax credits (*cont'd*)

- basic personal, 118(1)B(c)
- CPP contributions, 118.7
- Canada employment, 118(10)
- caregiver (infirm dependant)
 - • additional amount, 118(1)B(a)(ii)C(A), 118(1)B(b)(iv)D(A), 118(1)B(b.1), 118(1)B(c.1)E(a)
 - • base amount
 - • • after 2016, 118(1)B(d)
 - • • before 2017, 118(1)B(c.1)
- charitable donations, 118.1
- child (pre-2015), 118(1)B(b.1)
- children's arts (pre-2017), 118.031
- children's fitness, 118.03 [before 2015], 122.8 [2015–16]
- dependants, 118(1)B(b), (c), (d)
 - • support payments, effects of, 118(5)
- digital news subscriptions, 118.02
- disability, 118.3
- disability home buyer, 118.05
- employment, 118(10)
- employment insurance premiums, 118.7
- equivalent-to-married status, 118(1)B(b)
- family caregiver, *see* caregiver (above)
- first-time home buyer, 118.05
- First Nations tax paid, 120(2.2)
- fitness, 118.03 [before 2015], 122.8 [2015–16]
- foreign taxes, 126
- fraudulently obtained, offence, 239(1.1)
- GST/HST, 122.5
- gifts, 118.1
- home accessibility (senior or disabled person), 118.041
- individual, 118
- in-home care of relative
 - • after 2016, no specific credit, *see* caregiver (above)
 - • before 2017, 118(1)B(c.1)
- investment, 127(5)–(36), 127.1, *see also* Investment tax credit
- labour-sponsored funds, 127.4
- lump-sum averaging, 120.31
- manufacturing and processing, 125.1
- married status, 118(1)B(a)
- medical expenses
 - • non-refundable credit, 118.2
 - • refundable credit, 122.51
- mental or physical impairment, expenses related to, 118.2(2)(b), (c)
- non-resident individual, 118.94
- online newspapers, 118.02
- ordering of, 118.92
- overseas employment (pre-2016), 122.3
- part-year resident, 118.91
- pension income, 118(3)
- personal, 118(1)
 - • limitations, 118(4)
 - • not available to trust, 122(1.1)
- political contributions, 127(3)–(4.2)
- public transit pass, 118.02 [pre-2018]
- research and development, *see* Investment tax credit
- school supplies, 122.9
- scientific research, *see* Investment tax credit
- separate returns, in, 118.93
- share-purchase, 127.2
- single status, 118(1)B(c)
- small business, 125
- splitting of, *see* Splitting, sharing or apportionment
- spousal, 118(1)B(a)
- teacher school supplies, 122.9
- textbook, 118.6(2.1)
- training credit, 122.91(1)

- tuition credit, 118.5
- • carryforward of unused portion, 118.61
- • transfer of unused portion, 118.8, 118.9
- unused
 - • carryforward, 118.61
 - • transfer to spouse, 118.8
 - • transfer to supporting person, 118.9
- volunteer firefighter, 118.06

Tax debt

- action to commence, 10-year limitation period, 222(3)–(10)
- collection of, *see* Collection of tax
- defined, 222(1)
- recoverable by the Crown, 222(2)

Tax debtor

- transfer of property, by, transferee liable, 160

Tax deferral, *see also* Rollover

- agreement authorized by tax treaty, deemed valid, 115.1

Tax deferred cooperative share

- defined, for agricultural cooperatives, 135.1(1)

Tax-deferred patronage dividends, 135.1

Tax equity

- defined, ITAR 26(12)

Tax evasion, penalty for, 163, 238, 239

Tax-exempt income

- defined, for foreign tax credit, 126(7)

Tax-exempt person, *see* Exempt person

Tax factor

- relevant, defined, 95(1)

Tax for year otherwise payable under Part I

- defined, 126(7)

Tax-Free Savings Account, 146.2, 207.01–207.07

- administration fees, non-deductible, 18(1)(u)
- annuity from, not taxable, 56(1)(d)(iii)
- attribution rules do not apply, 74.5(12)(c)
- carrying on business, tax on, 146.2(6)
- • liability of holder and trustee, 146.2(6.1)
- death of holder, 12(1)(z.5), 146.2(9), 207.01(3)
- defined, 248(1)“TFSA”
- depositary, 146.2(1)“qualifying arrangement”(b)(iii)
- designation of charity as beneficiary, 118.1(5.2)(b)
- disposition of property to, capital loss nil, 40(2)(g)(iv)(A)
- dollar limit, 207.01(1)“TFSA dollar limit”
 - • contributions over, 207.01(1)“excess TFSA amount”D(a)
 - • tax on, 207.02
- election for proportional holdings in trust property, 259(1)
- emigration of holder, no deemed disposition, 128.1(10)“excluded right or interest”(a)(iii.2)
- excluded from annual interest accrual rules, 12(11)“investment contract”(d.1)
- excluded from various trust rules, 108(1)“trust”(a)
- exempt from tax, 146.2(6), (7), 149(1)(u.2)
- exemption-end time, defined, 146.2(9)(a)
- income from, not taxable, 146.2(6), (7)
- information return, Reg. 223
- interest on money borrowed to contribute to, not deductible, 18(11)(j)
- investment counselling fees, non-deductible, 18(1)(u)
- money borrowed to contribute to, no deduction, 18(11)(j)
- no tax on, 146.2(6), 149(1)(u.2)
- plan fees paid by owner, not an advantage conferred on plan, 207.01(1)“advantage”(b)(i)
- prohibited investments, *see* Prohibited investment
- qualified investments, 207.01(1)“qualified investment”
- Quebec, in, deemed to be trust, 248(3)(c)
- regulations, 146.2(13)
- reversionary trust rules do not apply, 75(3)(a)
- services in respect of, non-deductible, 18(1)(u)

Topical Index

Tax-Free Savings Account (*cont'd*)

- T3 trust return not required, Reg. 204(3)(f)
- tax on excess contributions, 207.02
- transfer to another TFSA
 - not a disposition, 248(1)“disposition”(f)(vi)
 - not counted as overcontribution, 207.01(1)“qualifying transfer”
 - permitted, 146.2(2)(e)
- used as security for loan, 146.2(4)

Tax-free surplus balance (of a foreign affiliate)

- amended bump designation, 88(1.8), (1.9)
- defined, Reg. 5905(5.5)
- where 93.4 election made, 93.4(6)

Tax-free zone

- pre-1972 capital gains, ITAR 26(3)

Tax imposed, *see* Liability for tax

Tax-indifferent

- defined, for EIFEL rules, 18.2(1)

Tax-indifferent investor

- defined, 248(1)
- whether carries risk in dividend rental arrangement, 112(2.32)

Tax informant program, *see* Informant payments (for leads on international tax evasion)

Tax information exchange agreement, *see also* Tax treaty

- creates “designated treaty country”, Reg. 5907(11)
- demand for information relating to, 231.2(1)
- disclosure of taxpayer information for purposes of, 241(4)(e)(xii)
- dividends from country, deemed to be out of exempt surplus, Reg. 5907(1)“exempt earnings”(d), 5907(11)
- list of countries, 95(1)“non-qualifying country”
- not present, income deemed FAPI, 95(1)“non-qualifying business”, “non-qualifying country”

Tax matters partner

- to file objections to determination of partnership income, 165(1.15)

Tax on split income, *see* Income-splitting tax

Tax otherwise payable

- defined, 120(4)

Tax-paid amount

- defined, 146(1)
- excluded from RRIF income
 - generally, 146.3(5)(c)
 - on death, 146.3(6.2)A(b), (c)
- excluded from RRSP income
 - generally, 146(1)“benefit”(c.1)
 - on death, 146(8.9)A(b), (c)

Tax paid balance

- defined, for agricultural cooperatives, 135.1(1)

Tax-paid earnings

- defined, for thin capitalization rules, 18(5)

Tax payable, *see also* Tax: payable

- defined, 248(2)
- determination of, by Minister, 152(1.11), (1.12)
- determined without reference to minimum tax, 117(1)

Tax preparer

- defined, 150.1(2.2)
- required to file electronically, 150.1(2.3), (2.4)
 - penalty (filing fee) for non-compliance, 162(7.3)

Tax protestors, 2(1), 248(1)“person”

Tax rebate discounting, 220(6)

Tax return, *see* Returns

Tax shelter

- appeal of assessment, binding on all taxpayers in same shelter, 174
- art, *see* Art flips

- business does not entitle individual to June 15 filing deadline, 150(1)(d)(ii)(A)
- Canadian film credit not available, 125.4(4)
- charitable donations, 237.1(1)“gifting arrangement”
- collection of half of tax in dispute, 164(1.1)(d)(ii)(B), 225.1(7)
- computer equipment, *see* Computer tax shelter property
- computer software, *see* Computer tax shelter property
- cost of, 143.2
- deduction disallowed
 - where identification number not provided, 237.1(6)
 - where penalty unpaid, 237.1(6.1)
- defined, 237.1(1)
- film, *see* Motion picture film
- fiscal period, election for non-calendar year prohibited, 249.1(5)
- identification number
 - application for, by promoter, 237.1(2)
 - display of, required, 237.1(5)
 - issuance of, by Minister, 237.1(3)
 - penalty for false information in application, 237.1(7.4)
 - penalty for selling shelter before number issues, 237.1(7.4)
 - prerequisite for deduction, 237.1(6)
 - prerequisite of sale etc., 237.1(4)
 - provision of, to buyers, 237.1(5)
- information outside Canada, 143.2(13), (14)
- information return
 - promoter must file, 237.1(7)–(7.5)
 - extended reassessment deadline if not filed, 152(4)(b.1)
 - tax shelter number to be included, 237.1(5)(c)
- investment, 143.2
 - defined, 143.2(1)“tax shelter investment”
 - matchable expenditure, 18.1(13)
 - reassessment, no limitation period, 143.2(15)
- matchable expenditure rules, 18.1
- minimum tax on deductions, 127.52(1)(c.3)
- Minister’s powers of investigation, 237.1(8)
- MURB, *see* Multiple unit residential buildings
- mutual fund limited partnership, 18.1
- prescribed benefit, Reg. 3100
- promoter
 - application for identification number, 237.1(2)
 - defined, 237.1(1)
 - information return, 237.1(7)
 - provision of identification number to buyers, 237.1(5)
- sales prohibited without identification number, 237.1(4)
- software, *see* Computer tax shelter property
- yacht, *see* Yacht

Tax shelter investment, *see* Tax shelter: investment

Tax sparing, pre-1976 investment, Reg. 5907(10)

Tax transfer payments to provinces, 154, Reg. 3300

Tax treatment

- defined, for mandatory disclosure rules, 237.3(1), 237.4(1), 237.5(1)

Tax treaty, *see also* Tax information exchange agreement

- amounts exempt under, deduction for, 110(1)(f)(i)
- anti-treaty shopping rule, Canada-U.S. Tax Treaty:Art. XXIX-A
- Canada-U.K., *see* Table of Contents
- Canada-U.S., *see* Table of Contents
- competent authority agreement deemed valid, 115.1
- country with, foreign affiliate in, Reg. 5907(11)–(11.2)
- credit for departing resident to country with which Canada has, 126(2.21)
- deduction from income, 110(1)(f)(i)
- deemed resident in Canada due to family member, 250(1)(g)
- defined, 248(1)
- designated treaty country (FAPI rules), Reg. 5907(11), (11.1)

Topical Index

Tax treaty (*cont'd*)

- disclosure of information as permitted by, 241(4)(e)(xii)
- dividend limitation in
 - applies for branch tax, 219.2
 - applies for corporate emigration tax, 219.3
- exempting Canadian person from tax, 250(5)
- gains deemed to arise in Canada, *Income Tax Conventions Interpretation Act* s. 6.3
- income exempt under, 126(7)“tax-exempt income”
- income exempt under, not earned income for RRSP, 146(1)“earned income”(c)
- interpretation of, *Income Tax Conventions Interpretation* (reproduced before the treaties)
- list of, *see* Table of Contents
- listed countries, Reg. 5907(11)–(11.2)
- non-resident under, deemed non-resident of Canada, 250(5)
- partners exempted by, new partner joining partnership, 96(8)
- property exempted under, 108(1)“exempt property”
- requirement to file return to claim exemption, 150(1)(a)(ii)
- tax on disposition of property by non-resident deferred under, 115.1
 - election, time of making, Reg. 7400(2)
 - prescribed provisions, Reg. 7400(1)

Taxable amount

- amount, *see* Taxable capital amount

Taxable benefits, *see* Benefit

Taxable Canadian business

- defined, 95(1)
- application to FAPI rules, 95(2)(j.1), (k), (k.2)

Taxable Canadian corporation

- defined, 89(1)“taxable Canadian corporation”
- prescribed, for Canadian film/video credit, Reg. 1106(2)
- property disposed of to taxpayer
 - cost base, addition to, 53(1)(f.1)

Taxable Canadian life investment income

- defined, 211.1(2)

Taxable Canadian property, *see also* Property

- defined, 248(1)
 - excludes shares of demutualized life insurer or holding corporation, 141(5)
 - exclusions for branch tax purposes, 219(1.1)
 - disposition of, by non-resident, 116
 - purchaser liable for tax, 116(5)
 - taxable, 2(3)(c)
- distributed on foreign affiliate liquidation and dissolution, 88(3.5)
- distribution to non-resident beneficiaries
 - tax on, 107(5)
 - security for tax, 220(4.6)–(4.63)
- excluded from deemed disposition
 - on becoming resident, 128.1(1)(b)(i)
- foreign merger, rollover on, 87(8.4), (8.5)
- includes option, 248(1)“taxable Canadian property”(f)
- mutual fund, of, *see* TCP gains distribution
- prorating for gains before May 1995, 40(9)
- replacement of
 - capital property, 44(5)(c), (d)
 - depreciable property, 13(4.1)(c), (d)
 - rollover of, 85(1)(i), 85.1(1)(a)
 - on foreign merger, 87(8.4), (8.5)
- ship or aircraft used in international traffic, 248(1)“taxable Canadian property”(b)(ii)
- transitional rule re property not covered before April 26/95, ITAR 26(30)

Taxable capital

- for financial institutions tax
 - defined, 190.12
 - employed in Canada, defined, 190.11

- for large corporations tax (pre-2006)
 - defined, 181.2(2), 181.3(2)
 - tax on (pre-2006), 181.1(1)
- employed in Canada, defined, 181.2(1), 181.3(1), 181.4, Reg. 8601

Taxable capital amount

- defined, 66(12.6011)
- limit of \$15 million for pre-2019 flow-through of CDE as CEE, 66(12.601)(a.1)

Taxable capital employed in Canada

- defined
 - for financial institutions tax, 190.11
 - for large corporations tax, 181.2(1), 181.3(1), 181.4
 - for renunciation of pre-2019 CDE as CEE on flow-through shares, 66(12.6011)

Taxable capital gain, *see* Capital gain

Taxable conversion benefit, *see also* Conversion benefit

- defined, for insurance demutualization, 139.1(1)

Taxable deficit (of foreign affiliate)

- defined, Reg. 5907(1)

Taxable dividend

- deemed, *see* Dividend: deemed
- defined, 89(1), 112(6)(a), 129(1.2), 129(7), 133(8), 248(1)
 - for purposes of debt forgiveness, 80.03(1)(b)
 - for purposes of dividend refund, 129(7)
 - for purposes of stop-loss rules, 112(6)(a)
- generally, 89(1), 248(1)
- partnership receiving, 186(6)

Taxable earnings (of foreign affiliate)

- defined, Reg. 5907(1)

Taxable income

- communal organization, election re, 143(2), (3)
- computation of, 110–114
 - deductions, *see* Deductions in computing taxable income
 - individual
 - order of application, 111.1(1)
 - resident for part of year, 114, 114.1
- deductions in computing, *see* Deductions in computing taxable income; Tax credits
- defined, 2(2)
- determination of, by Minister, 152(1.11), (1.12)
- earned in a province by a corporation, Reg. Part IV
- earned in Canada, *see* Taxable income earned in Canada
- earned in the year in a province, 124(4)
- life insurer, 138(7)
- non-resident, earned by in Canada, 115
- non-resident person, 115

Taxable income earned in Canada, 115

- defined, 115(1), 248(1)
- determination of, by Minister, 152(1.11), (1.12)
- foreign resource pool expenses, 115(4.1)

Taxable interest expense

- defined, 218.2(2)

Taxable life insurance policy

- defined, 211(1)

Taxable loss (of foreign affiliate)

- defined, Reg. 5907(1)

Taxable net gain

- from listed personal property, defined, 41(1), 248(1)

Taxable non-portfolio earnings

- defined, 197(1)
- reduced by Part IX.1 tax payable by SIFT partnership, 96(1.11)(b)

Taxable obligation

- defined, 240(1)

Taxable preferred share

- defined, 248(1)

Topical Index

Taxable preferred share (*cont'd*)

- dividends excepted from tax, 187.1
- tax on corporation paying dividends on, 191–191.4
- agreement to transfer tax liability to related corporation, 191.3
 - assessment by Minister, 191.3(3), (5)
 - payment by transferor corporation, 191.3(6)
 - where of no effect, 191.3(4)
- amalgamation, 87(2)(rr)
- associated corporations, 191.1(3)
- failure to file agreement, 191.1(5)
- total dividend allowance, 191.1(4)
- dividend allowance, 191.1(2)
- short years, in, 191.1(6)
- total, for associated corporations, 191.1(4)
- excluded dividend, defined, 191(1)
- financial intermediary corporation, defined, 191(1)
- information return, 191.4(1)
- private holding corporation, defined, 191(1)
- substantial interest, 191(2), (3)
- tax payable, 191.1(1)
 - election, 191.2
- tax on dividends received by corporation, 187.2
- information return, 187.5
- partnerships, 187.4

Taxable RFI share

- amalgamation, effect of, 87(4.2)
- defined, 248(1)
- tax on dividend, 187.3(1)

Taxable SIFT distributions

- defined, Reg. 414(1), (2)

Taxable SIFT trust distributions

- defined, 122(3)
- excluded in determining province of residence of trust, Reg. 2608
- tax on, 122(1)(b)B

Taxable supplier

- defined, 127(9)

Taxable surplus

- election to come before hybrid surplus, Reg. 5901(1.1)
- portion of dividend deemed paid out of, Reg. 5900(1)(a)

Taxable surplus (of foreign affiliate)

- adjustment where gain deemed due to negative adjusted cost base, 93(1)(b)(ii)
- deduction for dividend paid out of, 113(1)(b), (c), Reg. 5900(1)(b)
- defined, 113(1)(b)(ii), Reg. 5907(1)

Taxation year, *see also* Fiscal period

- becoming or ceasing to be CCPC, deemed year-end, 249(3.1)
- becoming or ceasing to be exempt, deemed year-end, 149(10)
- becoming or ceasing to be financial institution, deemed year-end, 142.6(1)
- ceasing to carry on business, 25(1)
- change of control, deemed year-end, 249(4)
- company formed by amalgamation, of, 87(2)(a)
- corporation, of
 - longer than 365 days, 249(3)
- deemed “fiscal period”, 14(4) [before 2017]
- defined, 11(2), 142.6(1), 149(10), 149.1(1), 249, Reg. 1104(2), 1802(5), 3700
- of mutual fund following rollover, 132.2(3)(b), 132.2(3)(l)(ii)
- employees profit sharing plan trust, 144(11)
- first, of mortgage investment corporation, 130.1(8)
- fiscal period of business, and, 11(2)
- foreign affiliate, of, 95(1)“taxation year”
- individual, of, 11(2), Reg. 1104(2)
- less than 12 months, *see* Short taxation year

- mutual fund trust, election for December 15, 132.11
- non-resident, of, 250.1(a)
- partnership, of, 96(1)(b)
- reference to, 249(2), (3)
- registered Canadian amateur athletic association, of, 149.1(1)“taxation year”
- registered charity, of, 149.1(1)“taxation year”
- short, *see* Short taxation year

Taxed capital gains (of investment corporation, mutual fund corporation or mutual fund trust)

- defined, 130(3)(b), 131(7), 132(5)

Taxicabs, Reg. Sch. II:Cl. 16

Taxing country

- defined
- for FAPI, Reg. 5910(4)
- for foreign tax credit, 126(7)

Taxpayer

- absconding, 226
- bankrupt, 128
- becoming Canadian resident, ITAR 26(10)
- ceasing to be resident, *see* Non-resident: becoming
- death of, *see* Death of taxpayer
- defaulting, 226
- defined, 248(1)
 - for interest deduction restrictions, 18.2(1)
 - includes partnership for certain purposes, 18.1(1), 56.4(1), 96(2.01), 125.6(2.2), 143.2(1), 143.3(1), 143.4(1)“taxpayer”
- investigation, under
- rights of, at inquiry, 231.4(6)
- leaving Canada, demand for amounts owing, 226
- not limited to person liable for tax, 248(1)

Taxpayer Identification Number, *see* TIN (Taxpayer Identification Number)

Taxpayer information

- defined, 241(10)
- provision of
 - authorized, 241(4)
 - prohibition against, 241(1)

Taxpayer relief

- late elections, 220(3.2)–(3.7)
- reassessments after normal reassessment period, 152(4.2), 164(1.5)
- waiver of penalty and interest, 220(3.1)

Teacher

- contribution to teachers’ exchange fund, 8(1)(d)
- exemption for travel expenses, 81(3.1)(a)(ii)
- registered pension plan, contribution to, 147.2(5)
- sabbatical arrangement, Reg. 6801(a)
- exemption for recontributed amount received from plan, 81(1)(s)

Teacher school-supplies credit, 122.9(2)

- prescribed durable goods, Reg. 9600

Teaching supplies

- defined, for teacher school-supplies credit, 122.9(1)

Technical guide

- Natural Resources, *see* Department of Natural Resources

Teck-Bullmoose case overruled, 13(7.5)

Telecom NZ-Chorus Ltd. spinoff, Reg. 5600(f)

Telecommunication spacecraft

- capital cost allowance, Reg. Sch. II:Cl. 10(f.2), Sch. II:Cl. 30(a)
- separate classes, Reg. 1101(5a)

Telecommunications

- defined, *Interpretation Act* s. 35(1)

Tele globe Canada, subject to tax, 27(2), Reg. 7100

Telegraph system

- defined, Reg. 1104(2)

Telephone and telegraph equipment

- capital cost allowance, Reg. Sch. II:Cl. 3, Sch. II:Cl. 17

Telephone and telegraph systems

- capital cost allowance, Reg. Sch. II:Cl. 17
- defined, Reg. 1104(2)

Telephone cable

- capital cost allowance, Reg. Sch. II:Cl. 42(b)

Telephone ringing indicator

- disability supports deduction, 64(a)(ii)(B)
- medical expense credit, Reg. 5700(k)

Teletypewriter

- disability supports deduction, 64(a)(ii)(B)
- medical expense credit, Reg. 5700(k)

Television commercial message

- capital cost allowance, Reg. Sch. II:Cl. 12(m)
- defined, Reg. 1104(2)

Television decoder (to visually display vocal portion of signal)

- medical expense, Reg. 5700(q)

Television set-top box

- capital cost allowance, Reg. Sch. II:Cl. 30(b)

Tellurium, *see* Critical mineral

Temporary access road, *see* Specified temporary access road

Temporary relocation deduction

- defined, for labour mobility deduction, 8(14)(f)

Temporary wage subsidy (COVID-19), 153(1.02)–(1.04)

Temporary work location

- defined, for labour mobility deduction, 8(14)(b)

Ten-eight policy, *see* 10/8 policy [at end of Index]

Ten-year gift (to charity), *see* Enduring property [repealed]

Tenant inducements

- taxable as income, 12(1)(x)

Term insurance

- defined, Reg. 2700(1)

Term preferred share

- defined, 248(1)
- dividends on
 - deemed, 84(4.2), 258(2)
 - received by specified financial institution, 112(2.1)
 - deemed interest on, 258(3)(a)
- reduction of paid-up capital, deemed dividend, 84(4.2)
- share-for-share exchange, 87(4.1)

Terminal loss

- deduction for, 20(16)
- after ceasing to carry on business, 20(16.3)
- limitation re passenger vehicles, 20(16.1)(a)
- limitation re franchise or licence exchanged, 20(16.1)(b)
- limitation where property acquired by affiliated person, 13(21.2)(e)(i)

Terminating corporation

- class A shares can be issued to, for LSVCC, 204.81(1)(c)(ii)(A)
- defined, for labour-sponsored venture capital corporations, 204.8(1)

Termination of business, *see* Ceasing to carry on business

Termination payment, *see* Retiring allowance

Territorial sea

- defined, *Interpretation Act* 35(1)

Territory

- defined, *Interpretation Act* 35(1)

Terrorism, *see* Charities Registration (Security Information) Act

Tertiary recovery equipment, Reg. 1206(1)

Test wind turbine

- allowed as CRCE, Reg. 1219(1)(g)
- defined, Reg. 1219(3)

Testamentary trust, *see* Trust (or estate): testamentary

Texas partnership

- losses disallowed, 96(8)

Textbook tax credit, 118.6(2.1)

Textbooks, talking, *see* Talking textbooks

Theatres relief (COVID), Reg. 8901.1(2)(b)(iv), (xiv), *see also* Qualifying tourism or hospitality entity

Theme parks relief (COVID), Reg. 8901.1(2)(b)(viii), *see also* Qualifying tourism or hospitality entity

Therapy

- medical expense credit
 - general, 118.2(2)(1.9)
 - rehabilitative, for speech or hearing loss, 118.2(2)(1.3)
- non-taxable employment benefit, 6(1)(a)(iv)

Thermal waste

- defined, Reg. 1104(13)

Thin capitalization rules, 18(4)–(8)

- back-to-back loans, 18(6), (6.1)
- deemed dividend for non-resident withholding tax, 214(16), (17)
- income inclusion for corporate partner, 12(1)(l.1)
- interest not deductible, 18(4)–(6)
- trust designation of thin-cap interest paid to non-resident as being payment to beneficiary, 18(5.4)

Things, *see* Property; Rights or things

Third party

- defined, for amateur athlete trusts, 143.1(1)
- demand, *see* Third party demand
- payment, *see* Scientific research and experimental development: third party payment
- penalty for misrepresentation by, 163.2

Third party demand

- information, for, 231.2(1)
- payment, for, *see* Garnishment for taxes unpaid

Third project period

- defined, for CCUS credit, 211.92(1)

Third recovery taxation year

- defined, for CCUS credit, 211.92(1)

Tidal energy, electricity generation equipment

- capital cost allowance, Reg. Sch. II:Cl. 43.1(d)(xiv), Sch. II:Cl. 43.2

Tiers of partnerships

- look-through rules, 15(2.14)(b), 18.4(18), 66.8(3)(b), 91(4.4), 93.1(3), 96(2.01), 102(2), 126(4.13), 149.1(11), 163(2.8), 233(3), 233.1(5), 233.3(2), 233.4(3), 247(6), Reg. 1100(12)(b)(ii), 1100(16)(b)(ii), 1100(25)(b)(iv)(B), 1100(26)(b)(ii)
- at-risk rules, 96(2.01), 96(2.1)(f)
- capital gains deduction, 110.6(14)(d.1)
- foreign affiliate determination, 93.1(3), Reg. 5908(9)
- Large Corporations Tax, 181.2(3)(g)A(b)(i), 181.2(5)
- Part VI.1 tax, 191(6)
- partnership rules generally, 96(2.01), 102(2)

Tile drainage, deduction, 30

Tilesetter

- apprenticeship job creation credit, 127(9)“investment tax credit”

Timber limits

- capital cost allowance, Reg. 1100(1)(e), Reg. Sch. VI
 - separate classes, Reg. 1101(3)
- disposition of by non-resident, 216(5)
- equipment for use in, capital cost allowance, Reg. Sch. II:Cl. 10(n), Sch. II:Cl. 15

Timber resource property

- capital cost allowance, Reg. Sch. II:Cl. 33
- constitutes taxable Canadian property for certain purposes, 248(1)“taxable Canadian property”(n)(ii)
- defined, 13(21)

Timber resource property (*cont'd*)

- disposition of
 - by non-resident, 216(5)
 - no capital gain, 39(1)(a)(v)
 - proceeds of disposition, 20(5.1)
- in corporation, share is taxable Canadian property, 248(1)“taxable Canadian property”(e)(i)(C), (ii)(C)
- in partnership, constitutes taxable Canadian property, 248(1)“taxable Canadian property”(g)(iii)
- non-arm's length transfer, exclusion from rule, 13(7)(e)
- undepreciated capital cost, 13(21)“undepreciated capital cost”G

Timber royalty

- paid to non-resident, 212(1)(e)
- alternative re, 216

Time

- deadlines and time limits for taxpayers, *see* Deadlines
- expiring to recover a debt, *see* Statute-barred debt, deemed settled
- extension of, *see* Extension of time
- non-resident, *see* Non-resident time
- reassessment, for, *see* Reassessment

Time Limits and Other Periods Act (COVID-19), 152(3.1)

Tin, *see* Critical mineral

Tips, *see also* Informant payments (for leads on international tax evasion)

- source withholding, Reg. 100(1)“remuneration”(a.1)
- taxable as employment income, 5(1)

Titanium, *see* Critical mineral

Title insurance

- defined, for insurers' policy reserves, Reg. 1408(1)

Titles in legislation

- relevance of, *Interpretation Act* s. 14

Tobacco manufacturers' surtax, 182, 183

Toilet

- mechanical aid for getting on and off, medical expense, Reg. 5700(g)

Tool and die maker

- apprenticeship job creation credit, 127(9)“investment tax credit”

Tools

- apprentice mechanics, *see* Apprentice: mechanic
- eligible, *see* Eligible tool
- employed tradesperson, deduction, 8(1)(s)
- portable, for rental
- capital cost allowance, Reg. Sch. II:Cl. 10(b), Sch. II:Cl. 29, Sch. II:Cl. 40
- small, capital cost allowance, Reg. Sch. II:Cl. 12(h)

Top-up disability payment

- defined, 6(17)
- not taxable as employee benefit, 6(18)
- reimbursement to employer, 8(1)(n.1)

Top-up percentage

- defined, for COVID-19 Canada Emergency Wage Subsidy, 125.7(1)

Top-up revenue reduction percentage

- defined, for COVID-19 Canada Emergency Wage Subsidy, 125.7(1)

Top-up tax credit (where tax bracket reduction causes tax increase), 118(11)

Toronto Stock Exchange

- prescribed securities exchange investment, Reg. 9002.2
- prescribed stock exchange, 262

Total assets (of financial institution)

- defined, 181(2), 190(1.1), Reg. 8600

Total base period remuneration

- defined, for Canada Recovery Hiring Program, 125.7(1)

Total CCUS project review period

- defined, for CCUS credit, 127.44(1)

Total charitable gifts

- credit for, 118.1(1)“total gifts”(a), 118.1(3)
- defined, 118.1(1)

Total corporate holdings percentage

- defined, for private foundations, 149.1(1)

Total Crown gifts

- credit for, 118.1(1)“total gifts”(b), 118.1(3)
- defined, 118.1(1)

Total cultural gifts

- credit for, 118.1(1)“total gifts”(c), 118.1(3)
- defined, 118.1(1)

Total current period remuneration

- defined, for Canada Recovery Hiring Program, 125.7(1)

“Total depreciation” defined, 13(21)

Total ecological gifts

- credit for, 118.1(1)“total gifts”(d), 118.1(3)
- defined, 118.1(1)

Total pension adjustment reversal, *see also* Pension adjustment reversal

- defined, 248(1), Reg. 8304.1

Total per location expense

- defined, for air quality improvement credit, 127.43(1)

Total premiums

- defined, Reg. 8600

Total remuneration

- defined, for a taxation year, Reg. 100(1)

Total reserve liabilities (of financial institution)

- defined, 181(2), 190(1.1), Reg. 8600

Total return (from fixed payment obligation)

- defined, Reg. 9100

Total specified indebtedness

- defined, for FAPI of banks, 95(2.43)

Total ventilation expense

- defined, for air quality improvement credit, 127.43(1)

Totally and permanently disabled

- defined, Reg. 8500(1)

Tourism and Hospitality Recovery Program, 125.7(1)“base percentage”(l)(i)(B)(I), (m)(i)(B)(I)

Tourism relief (COVID), *see* Qualifying tourism or hospitality entity

Townsite costs

- capital cost allowance, Reg. 1102(18) [repealed], Reg. Sch. II:Cl. 10(1)
- deemed capital cost, 13(7.5)(a), Reg. 1102(14.2)

Tracked entity

- defined, 95(8)

Tracked interest rules, *see* Foreign investment entity: tracked interests

Tracked policy pool

- defined, 95(2)(a.21)(ii)

Tracked property

- defined, 142.2(1)“tracking property”

Tracked property and activities

- defined, 95(8)(a)

Tracking arrangements

- FAPI rules, 95(8)–(12)

Tracking class

- defined, 95(10)(b)

Tracking interest

- defined, 95(8)

Tracking property

- defined, for mark-to-market rules, 112(6)(c), 142.1(1)
- dividend deduction denied to financial institution, 112(2.02)

Topical Index

Tractor

- capital cost allowance, Reg. Sch. II:Cl. 10(a), Sch. II:Cl. 16(g)

Trade, adventure in, *see* Adventure in the nature of trade

Trade, board of, *see* Board of trade

Trade-in

- allocation of consideration, 13(33)

Trade mark, representation expenses, 13(12), 20(1)(cc), 20(9)

Trade show organizer relief (COVID), Reg.

- 8901.1(2)(b)(xx)(A), *see also* Qualifying tourism or hospitality entity

Trade union, *see* Union

Trader, *see* Dealer (or trader)

Trader or dealer in securities

- defined
- for security transactions, Reg. 230(1)

Tradesman, *see* Tradesperson

Tradesperson

- eligible tool, meaning of, 8(6.1)
- licensing exam fees, tuition credit, 118.5(1)(d)
- tools expense, deduction, 8(1)(s)
- travel to construction job site, deduction, 8(1)(q.1)

Trailers

- capital cost allowance, Reg. Sch. II:Cl. 10(e)
- rail suspension device for, Reg. Sch. II:Cl. 35(b)

Train, *see* Railway

Training amount limit

- defined, 122.91(2)

Training courses

- to care for infirm person, medical expense, 118.2(2)(l.8)

Training credit, *see* Canada Training Credit

Tramway or trolley bus system

- capital cost allowance, Reg. Sch. II:Cl. 4
- defined, Reg. 1104(2)

Transaction

- defined
- for general anti-avoidance rule, 245(1)
- for hybrid mismatch arrangements, 18.4(1)
- for notifiable transactions, 237.4(1), 245(1)
- for reportable transactions, 237.3(1), 245(1)
- for reporting uncertain tax treatment, 237.5(1), 245(1)
- for section 160 avoidance planning, 160.01(1)
- for transfer-pricing rules, 247(1)
- information return re non-resident transactions, 233.1(1)
- reportable, *see* Reportable transaction
- series of, defined, 248(10)
- with non-resident
- extended reassessment period, 152(4)(b)(iii)
- reporting requirement, 233.1

Transfer

- defined, for crypto-asset reporting, 296(1)
- RRIF, from, *see* Registered retirement income fund: transfer from

Transfer of business, *see* Sale: business

Transfer of forgiven amount (debt forgiveness rules), 80.04

Transfer of instalment payments, 221.2

Transfer of losses, *see also* Suspension of losses

- deemed proceeds of disposition, 69(11)

Transfer of property, *see also* Rollover

- affiliated person, to, *see* Affiliated person
- attribution rules, *see* Attribution rules
- child, to
- gain or loss deemed to be transferor's, 75.1
- controlled corporation, to
- capital loss denied, 40(3.3), (3.4)
- corporation, to

- by partnership, 85(2)
- partnership wound up, 85(3)
- by shareholder, 85(1)
- eligible property, 85(1.1)
- to reduce income, 74.4(2)
- outstanding amount, 74.4(3)
- where benefit not granted to designated person, 74.4(4)
- deferred profit sharing plan
- from, 147(19)
- family farm or fishing corporation or partnership, 70(9.2), (9.21)
- *inter vivos*, 73(4), (4.1)
- spouse trust, from, to children, 70(9.3), (9.31)
- farm or fishing property, of, 73(3), (3.1)
- to child, on death, 70(9), (9.01)
- to parents, on death of child, 70(9.6)
- *inter vivos*, to spouse or trust, 73
- prescribed provincial laws, Reg. Part LXV
- minor, to, 74.1(2), 74.5(1), (6)–(11)
- repayment of, 74.1(3)
- partnership, to, 97
- registered disability savings plan, to another RDSP, 146.4(8), (9)
- registered education savings plans, between, 146.1(2)(g.2), (i.2), 146.1(6.1)
- registered pension plan, between benefit provisions, 147.3(14.1)
- registered pension plan, from, 147.3
- registered pension plan to annuity contract, 147.4
- registered retirement savings plan, *see* Registered retirement savings plan: transfer
- retirement compensation arrangement, to second RCA, 207.6(7)
- revoked charity, by, 188(2)
- spouse, to, 74.1(1), 74.5
- death of taxpayer, on, 70(6)
- deemed proceeds of disposition, 73
- gain or loss, 74.2
- repayment of, 74.1(3)
- tax debtor, by, transferee liable, 160
- trust, by
- to another trust, 104(5.8), 248(1)“disposition”(e), (f), 248(25.1)
- trust, to, 74.3, 74.5(9), (10), 75(3)
- death of taxpayer, on, 70(6)
- from another trust, 104(5.8), 248(1)“disposition”(e), (f), 248(25.1)
- income imputed to transferor, 75(2)
- unregistered pension plan, from, 60(j), 147.1(3)(a)

Transfer payments

- tax, to provinces, 154

Transfer price

- defined until 2026, 247(1)

Transfer pricing (re non-residents), 247

- adjustments to be made, 247(2.02)
- advance pricing agreements, Canada-U.S. Tax Treaty:Art. XXVI
- anti-avoidance rules, 247, Canada-U.S. Tax Treaty:Art. IX
- CRA discretion to apply, 247(10)
- capital adjustment, *see* Transfer pricing capital adjustment
- capital setoff adjustment, *see* Transfer pricing capital setoff adjustment
- contemporaneous documentation, 247(4), (4.1)
- deemed dividend to non-resident, 247(12)
- guarantee for subsidiary excluded, 247(7.1)
- guidelines, *see* Transfer Pricing Guidelines (OECD)
- income adjustment, *see* Transfer pricing income adjustment
- income setoff adjustment, *see* Transfer pricing income setoff adjustment

Topical Index

Transfer pricing (re non-residents) (*cont'd*)

- loan to subsidiary excluded, 247(7)
- order of applying rules, 247(2.1)
- penalty, 247(3), (11)
- royalties, Canada-U.S. Tax Treaty:Art. XII:7
- secondary adjustments, 247(12)–(16)

Transfer pricing capital adjustment

- defined, 247(1)
- penalty, 247(3)(a)(i)(B)

Transfer pricing capital setoff adjustment

- defined, 247(1)
- reduces transfer pricing penalty, 247(3)(a)(iii)

Transfer Pricing Guidelines (OECD)

- consistency required with, 247(2.03), (2.04)
- defined, 247(1)

Transfer pricing income adjustment

- defined, 247(1)
- penalty, 247(3)(a)(i)(B)

Transfer pricing income setoff adjustment

- defined, 247(1)
- reduces transfer pricing penalty, 247(3)(a)(iii)

Transfer time

- defined, 132.2(1)“qualifying exchange”

Transferee

- defined, re tax debt avoidance, 160(1), (5), 160.01(1)

Transferee corporation

- defined, 55(1)“distribution”, 55(3.2)(h)

Transferor

- defined, re tax debt avoidance, 160(1), (5), 160.01(1)

Transferor trust

- defined, 107.4(2)

Transferred capacity

- defined, for interest deduction restrictions, 18.2(1), (4), 248(1)

Transferred policies

- defined, Reg. 1403(8)(b)

Transit passes, *see* Public Transit Pass Credit

Transition amount

- accounting rule changes for financial institutions
- defined, 142.51(1)
- specified debt obligation
- application on disposition of specified debt obligation, 142.4(6)(c)C, 142.4(7)
- defined, 142.4(1), Reg. 9201

Transition period

- defined, for SIFT stapled-security rules, 18.3(1)

Transition property

- defined, 142.51(1)

Transition year

- defined, for IFRS transitional rules for insurers, 138(12), 142.51(1)

Transition year computation

- defined, for insurers, Reg. 2400(10)

Transitional assistance under Canada–U.S. auto pact, income, 56(1)(a)(v)

Transitional eligible proceeds

- defined, for rollover to RDSP on death, 60.02(1)

Transitional prohibited investment benefit

- defined, 207.01(1)
- reduced tax on RESP or RDSP benefit, 207.05(5)
- reduced tax on RRSP or RRIF benefit, 207.05(4)

Transitional prohibited property

- adjusted cost base of, 207.01(7)
- defined, 207.01(1)
- exchange of property, 207.01(12), (13)

- marriage or common-law partnership breakdown, 207.01(10), (11)
- prohibited investment, 207.01(8), (9)

Transitional reserve

- for corporate partnership income, 34.2(1)“specified percentage”, 34.2(11)

Transitional rules, *see also* Grandfathering

- 1972 reform, ITAR 7–68
- R.S.C. 1985 (5th Supp.), ITAR 69–79
- stapled securities, 18.3(1)“transition period”, 18.3(3)(a)

Transmission equipment

- capital cost allowance, Reg. Sch. II:Cl. 47
- defined, 248(1), Reg. 1104(13)

Transmission pipeline

- capital cost allowance, Reg. Sch. II:Cl. 49
- pumping or compression equipment, Reg. Sch. II:Cl. 7(j)

Transparent affiliate

- defined, for FAPI, Reg. 5907(1.091)
- treatment of, Reg. 5907(1.092)

Transplants, organ or bone marrow

- medical expense, 118.2(2)(1.1)

Transport employee

- away-from-home expenses, deduction, 8(1)(g)

Transport trailer technician

- apprenticeship job creation credit, 127(9)“investment tax credit”

Transportation, *see also* International shipping

- delivered after the end of the year, reserve, 20(6)
- passengers or property, Canada-U.S. Tax Treaty:Art. VIII:3, 4

Transportation expenses

- allowance for, not income, 6(6)(b)
- as medical expenses, 118.2(2)(g)
- deemed payment of, 118.2(4)

Transportation losses, *see* Fuel

Travel agency relief (COVID), Reg. 8901.1(2)(b)(iii), *see also* Qualifying tourism or hospitality entity

Travelling expenses

- allowance for, when not income, 6(1)(b)
- employee’s, deduction for, 8(1)(h), (h.1)
- certificate of employer, 8(10)
- limitation, 8(4)
- food and entertainment on train, plane or bus, 67.1(4)(a)
- medical expense, as, 118.2(2)(h)
- northern Canada, residents of, 110.7(1)
- part-time employee’s, excluded from income, 81(3.1)
- salesperson’s, deduction for, 8(1)(f)
- certificate of employer, 8(10)
- limitation, 8(4)
- transport employee’s, 8(1)(g)

Treasurer, *see* Officer: corporation, of

Treasury bill

- yield at maturity treated as interest, 16(3)

Treasury Board

- defined, 248(1)

Treaty, *see* Tax treaty

Treaty co-production (re Canadian film/video tax credit)

- defined, Reg. 1106(3)

Treaty-exempt property

- defined, 116(6.1)
- purchaser’s notice on acquisition from non-resident, 116(5.01), (5.02)

Treaty-protected business

- defined, 248(1)
- losses, not usable against Canadian profits, 111(9)

Topical Index

Treaty-protected property

- acquisition from non-resident, purchaser's notice requirement, 116(5.01), (5.02)
- cannot absorb forgiven amount, 80(1) "excluded property"
- defined, 248(1)
- losses, not usable against Canadian gains, 111(9)
- replacement property, 13(4.1)(d), 44(5)(d)

Treaty shopping, Canada-U.S. Tax Treaty: Art. XXIX-A

Trestle

- capital cost allowance, Reg. 1100(1)(zb), Reg. Sch. II: Cl. 3
- separate classes, Reg. 1101(5f)

Triangular amalgamation, 87(9)

Triangular foreign merger, 87(8), (8.1)

Triggering event

- defined, for FAPI stub-period rules, 91(1.3)

Trip cost

- defined, for northern residents' deduction, 110.7(6)

Trolley bus system, Reg. Sch. II: Cl. 4

Truck

- capital cost allowance, Reg. Sch. II: Cl. 10(a), Sch. II: Cl. 16(g)

Truck and transport mechanic

- apprenticeship job creation credit, 127(9) "investment tax credit"

Truck driver

- away-from-home expenses, deduction, 8(1)(g)

Truck mechanic, *see* Apprentice: mechanic

Truck operators

- income from cross-border trucking, Canada-U.S. Tax Treaty: Art. VIII:4
- income of, earned in a province, Reg. 2604
- income of corporation in a province, Reg. 409

Truss, as medical expense, 118.2(2)(i)

Trust (or estate), 104–108

- 21-year deemed disposition rule, 104(4), (5), (5.3)–(5.8)
 - payment of tax in instalments, 159(6.1)
- accumulating income of
 - deduction for amounts included in preferred beneficiary's income, 104(12)
 - defined, 108(1)
 - election to include in preferred beneficiary's income, 104(14), Reg. 2800
- additional units issued in payment, 107(2.11), (2.12)
- agent not included, 104(1)
- allocation of capital and income to different beneficiaries, 104(7.1), (7.2)
- alter ego, *see* Alter ego trust
- amateur athlete, for, *see* Amateur athlete trust
- amount deemed not paid to beneficiary, 104(13.1), (13.2)
- amount payable in taxation year, 104(24)
- annuity contract, interest in, 12.2
- Australia, resident in, deemed to be corporation for certain purposes, 93.3
- balance-due day of, 248(1) "balance-due day" (a)
- bare, *see* Bare trust
- "beneficially interested" in, meaning of, 248(25)
- beneficiary, *see* Beneficiary: trust of
- benefits from, income, 12(1)(m), 105
- business investment loss, deduction from, 39(10)
- capital cost allowance, determination or designation of, 104(16) [repealed]
- capital gains of
 - allocated to beneficiary, 104(21)–(21.3)
 - net taxable, 104(21.3)
- capital interest in
 - acquisition of
 - reduction of loss on property disposed of, 107(6)
 - additions to, 53(1)(d.1)

- adjusted cost base
 - computation of, 53(1)(d.1)
 - deductions from, 53(2)(b.1), 53(2)(h)
- cost amount of, 108(1)
- cost of, 107(1.1)
- defined, 108(1), 248(1)
- disposition of, 107(1)
- disposition of, on distribution by trust, 248(1) "disposition" (d), (h)
- distribution in satisfaction of, 107(2)–(5), ITAR 36
- effect of payment out of trust's income or gains, 43(3)
- fair market value of, 107.4(4)
- partial disposition of, 43
- rollover to another trust, 107.4(3)(j)
- ceasing to act as agent of beneficiary, 248(1) "disposition" (b)(v)
- commercial, *see* personal (*below*); Unit trust
- created by will of taxpayer, meaning of, 248(9.1)
- cumulative Canadian exploration expense
 - reduced by investment tax credit, 127(12.3)
- customer/client compensation, for, exempt, 149(1)(w)
- death benefits, flow-through to beneficiary, 104(28)
- deduction in computing income, 104(6), 108(5)
- deemed disposition of property, 104(4)
 - deemed proceeds and cost, 104(5)
- deferred profit sharing plan, under, 147(7)
- exempt, 149(1)(s)
- defined
 - for non-resident trust rules, 104(1), 248(1)
 - for registered education plans, 146.1(1)
 - for specific trust rules, 108(1)
 - generally, 104(1), 248(1)
 - in Quebec, 248(3)
- definitions, 108
- designated beneficiary, defined, 210(1)
- designated income, tax on, 210–210.3
 - deemed paid by beneficiary, 210.2(3)
- designated income, defined, 210(1)
- designations re partnerships, 210.2(4)
- returns, 210.2(5)
- tax payable, 210.2(1)
- trustee's liability, 210.2(6)
- trusts excepted, 210(2)
- where no designated beneficiaries, 210.3
- designation of foreign income to beneficiaries, 104(22)–(22.4)
- disposition of interest in, 106, 107
- disposition of property to, capital loss nil, 40(2)(g)(iv)
- distribution of property by, in satisfaction of capital interest, 107(2)–(5)
 - before death, anti-avoidance rule, 104(4)(a.2)
 - election not to distribute gains, 107(2.11), (2.12)
 - in settlement of debt, 107(4)
 - no capital loss on beneficiary's capital interest, 43(3)
 - non-resident beneficiary, to, 107(5)
 - instalment obligation not increased, 107(5.1)
 - security to postpone payment of tax, 220(4.6)–(4.63)
- distribution, tax on, *see* SIFT trust
- dividend received by, allocation to beneficiary, 104(19), (20)
- division of property among other trusts, 107.4(2)
- election by, *see* Election(s): trust
- eligible taxable capital gains, defined, 108(1)
- employee, *see* Employee trust
- employee life and health trust, 144.1, *see also* Employee life and health trust
- employees' charity
 - receipts, Reg. 3502
- employees profit sharing plan, under, 144(2)
- exempt, 149(1)(p)
- environmental, *see* Qualifying environmental trust

Topical Index

Trust (or estate) (*cont'd*)

- exclusions for purposes of certain sections, 108(1)“trust”
- financial institution, 142.2(1)“financial institution”(b)
- foreign, *see* non-resident (*below*)
- foreign immigration, *see* Immigration trust
- foreign tax credit for beneficiaries, 104(22)–(22.4)
- foreign tax credit re former resident, 126(2.22)
- Hepatitis C, income of not taxable, 81(1)(g.3)
- immigration, *see* Immigration trust
- income interest in
 - cost of, 106(1.1)
 - deduction for, 106(1)
 - defined, 108(1)
 - disposition of, 106(2)
 - proceeds, 106(3)
 - personal trust, in, 108(1)“income interest”
- “income” of, 108(3)
- income of beneficiaries, 108(5)
- income paid to non-resident, 212(1)(c), 212(11)
- exemption, 212(9), (10)
- income payable to beneficiary, deduction for, 104(6)
- non-resident beneficiary, 104(7)
- income trust, *see* Specified investment flow-through
- India, resident in, deemed to be corporation for certain purposes, 93.3
- Indian Residential Schools settlement, *see* Indian Residential Schools Settlement trust
- information return, Reg. 204
 - early disclosure for public trust, Reg. 204.1
- *inter vivos*
 - deemed creation, re non-profit association, 149(5)
 - defined, 108(1)
 - personal tax credits not available, 122(1.1)
 - tax payable by, 122
- interest in, *see also* “beneficially interested” in (*above*)
 - adjusted cost base
 - additions to, 53(1)(d.1), (d.2), (l)
 - deductions from, 53(2)(b.1), (h), (i), (j), (q)
 - recomputation of, 53(4)–(6)
 - interest income of, 12(3)
 - investment tax credit, designation of, 127(7)
 - joint partner, *see* Joint spousal or common-law partner trust
 - joint spousal, *see* Joint spousal or common-law partner trust
 - life insurance policy, interest in, 12.2
 - loss property held by
 - reduction of loss on disposition by person acquiring capital interest, 107(6)
 - maintenance expenses, 105(2)
 - master, exempt from tax, 149(1)(o.4)
 - mine reclamation, *see* Qualifying environmental trust
 - minor, for, 104(18)
 - transfer of property to, 74.3, 74.5(9), (10)
 - multiple
 - basic exemption re minimum tax, 127.53(2), (3)
 - grouped together as one trust, 104(2)
 - mutual fund, *see* Mutual fund trust
 - non-discretionary, defined, 17(15)
 - non-resident, 94(1)“connected contributor”(a)
 - Canadian beneficiary liable for trust’s tax, 94(3)(d)(i)
 - Canadian contributor liable for trust’s tax, 94(3)(d)(i)
 - capital interest in cost base, deductions from, 53(2)(i)
 - commercial trust exemption, 94(1)“exempt foreign trust”(h)
 - deemed resident in Canada, 94(3)(a); *Income Tax Conventions Interpretation Act* s. 4.3
 - rental income from Canadian property, 216(4.1)
 - distribution from, disclosure, 233.5
 - information return, 233.2, 233.5
 - no deduction for income paid to non-resident or exempt beneficiary, 104(7)
 - reporting requirements, 233.2, 233.5
 - transfer of property to
 - constitutes disposition, 248(1)“disposition”(e)(iii), 248(25.1)
 - disclosure, 233.2
 - trust becoming, withholding tax triggered, 214(3)(f)(i)(C)
 - non-resident beneficiaries, 104(7)
 - non-residents, for
 - payments to, 212(1)(c)
 - non-taxable dividends received by, designation re, 104(20)
 - option to acquire units in, 49(1)(c)
 - payment of duties and taxes, non-disqualification, 108(4)
 - pension benefits, flow-through of, 104(27)
 - pension fund or plan
 - exemption, 149(1)(o)
 - personal, *see* Personal trust
 - personal-use property of, 46(4)
 - pooled fund, *see* Pooled fund trust
 - post-1971 partner, *see* Post-1971 spousal or common-law partner trust
 - preferred beneficiary
 - defined, 108(1)
 - income of, 104(14), (15)
 - prescribed, Reg. 4800.1
 - capital interest in, defined, 108(1)“capital interest”(a)
 - distribution of property to beneficiary, 107(2), (4.1)
 - principal residence
 - disposed of to taxpayer, 40(7)
 - distribution by spouse trust, 107(2.01)
 - property transferred to
 - income imputed to transferor, 75(2)
 - income not imputed to transferor, 75(3)
 - proportional holdings in property of, 259
 - purchase of shares of corporation, for, loan to, 15(2.5)
 - “qualified” defined, 259(3)
 - qualified investments, *see* Qualified investment
 - qualifying disposition, rollover, 107.4
 - qualifying environmental, *see* Qualifying environmental trust
 - reference to trustee, executor etc., 104(1)
 - registered education savings plan, under, 146.1(1)“trust”, 146.1(5)
 - exempt, 149(1)(u)
 - registered retirement income fund, exempt, 149(1)(x)
 - registered retirement savings plan, under, 146(4)
 - exempt, 149(1)(r)
 - registered supplementary unemployment benefit plan, exempt, 149(1)(q)
 - reinsurance, *see* Reinsurance trust
 - related segregated fund, Reg. 6100
 - reporting of beneficiaries, trustees, settlors and protectors starting 2022, Reg. 204.2(1)(a)
 - residence of, deemed, 250(6.1)
 - resource property
 - rules, 104(5.2)
 - retirement compensation arrangement, *see* Retirement compensation arrangement
 - return to be filed, 150(1)(c)
 - right of use or habitation (Quebec) deemed to be, 248(3)
 - rollover of property on transfer to other trust, 107.4
 - rollover to another trust, 248(1)“disposition”(e), (f)
 - scientific research tax credit, 127.3(3)
 - segregated fund, Reg. 6100
 - self, for, *see* Alter ego trust
 - self-benefit, *see* Alter ego trust
 - settlor, defined, 108(1)
 - small business investment, Reg. 5103
 - spouse, for, 70(6)(a), 73(1.01)(c), 104(4)(a), *see also* Joint spousal or common-law partner trust; Post-1971 spousal or common-law partner trust

Topical Index

Trust (or estate) (*cont'd*)

- • deduction from taxable income of, 110.6(12)
- • deemed disposition, 104(4)
- • distribution by, in satisfaction of capital interest, 107(4)
- • double taxation relief, Canada-U.S. Tax Treaty:Art. XXVI:3(g)
- • family farm corporation transferred from, to children, 70(9.3), (9.31)
- • family fishing corporation transferred from, to children, 70(9.3), (9.31)
- • farm or fishing property transferred from, to children, 70(9.1), (9.11)
- • farm property transferred from, to children, 70(9.1)
- • how created, 70(6), 70(7), 73(1.01)
- • indefeasible vesting of property in, 70(6)
- • not disqualified by certain payments, 108(4)
- • principal residence
 - • • disposed of to, 40(4)
 - • • distribution by, 107(2.01)
 - • • exemption, 54“principal residence”(c.1)(iii.1)(A)
 - • • property of, 40(5)
- • property transferred to, *inter vivos*, 73(1)
- • • capital cost, and deemed allowance, 73(2)
- • reserves allowed to, for year of taxpayer's death, 72(2)
- • special rules applicable, 70(7), (8)
- • together with self, *see* Alter ego trust
- • transfer of property to, 74.3, 74.5(9), (10)
- • transfer or distribution to, on death of taxpayer, 70(6)
- • value of property acquired, 70(6), 73
- status of, Reg. Part XLVIII
- substitution (Quebec) deemed to be, 248(3)
- supplementary unemployment benefit plan, under, 145(2)
- tax paid under Part XII.2
 - • credit for, included in beneficiary's income, 104(31)
 - • deduction for, 104(30)
- tax re property held by, 207.1
- taxable dividends received by
 - • designation re, 104(19)
 - • payable to non-resident beneficiary, 82(1)(e)
- taxed as individual, 104(2)
- testamentary, *see* Graduated rate estate
- • defined, 108(1)
- transfers to, for minor or spouse, 74.5(9), (10)
- trustee of, *see* Trustee
- unit, *see* Unit trust
- usufruct (Quebec) deemed to be, 248(3)
- vacation pay, exempt, 149(1)(y)
- voting, Reg. 4800.1(c)
- windup of, deemed resident, 250(6.1)

Trust account number

- defined, 248(1)
- disclosure of, offence, 239(2.3)
- failure to provide, penalty, 162(6)
- information return requiring, reasonable effort required to obtain, 237(2)(a)
- must be provided in return and to person required to report it, 237(1.1)

Trust and loan corporations

- taxable income earned in a province, Reg. 405

Trust company, *see also* Financial institution

- defined, for FAPI purposes, 95(1)

Trust loss trading, 251.2

Trustee, *see also* Legal representative; Trust (or estate)

- change of, whether change in control of corp owned by trust, 256(7)(i)
- deemed to be legal representative, 248(1)“legal representative”
- in bankruptcy, *see* Bankruptcy: trustee in
- information return, Reg. 204

- liable for Part X tax, 198(3)
- liable for Part XII.2 tax, 210.2(6)
- obligations of, 159
- public, disposition of Canadian securities, 39(5)(c)
- reported to CRA, Reg. 204.2(1)(a)
- return required of, 150(3)
- • penalty for failure to file, 162(3)
- school board, expense allowance exempt, 81(3) [before 2019]
- school supplies, 122.9
- shares held by, for employee, 7(2)
- shares purchased by, for employees of corporation, 7(6)
- teacher school supplies, 122.9
- withholding tax, liability for, 227(5), (5.1)(a)

Tuition fees

- adult basic education, *see* Adult basic education
- credit for, 118.5, 122.91
 - • ancillary fees, 118.5(3)
 - • commuter's, 118.5(1)(c)
 - • deemed residents, 118.5(2)
 - • in Canada, 118.5(1)(a)
 - • outside Canada, 118.5(1)(b)
 - • unused
 - • • transfer to spouse, 118.8
 - • • transfer to supporting person, 118.9
- T2202 information return must be issued to student, Reg. 203

Tuition, textbook and education tax credits transferred

- defined, 118.81

Tungsten, *see* Critical mineral

Tunnel, capital cost allowance, Reg. Sch. II:Cl. 1(j)

Turbine, *see* Combustion turbine

Tutoring service

- disability supports deduction, 64(a)A(ii)(H)
- medical expense credit, 118.2(2)(1.91)

Twentieth qualifying period (etc.)

- defined, for CEWS, 125.7(1)“qualifying period”

Twenty-one years

- deemed realization of trust gains, 104(4), (5), (5.3)–(5.8)

Twinning arrangement

- defined, for Canadian film/video credit, Reg. 1106(1)

Two-year rolling start rule

- when property available for use, 13(27)(b), 13(28)(c), 13(29)

Tyco-Pentair spinoff, Reg. 5600(g)

U

UCC, *see* Undepreciated capital cost

UHTA, *see* Underused Housing Tax Act

UI, *see* Unemployment insurance

UN, *see* United Nations and its agencies

UPA, *see* Unclaimed property authority

US, *see* United States

US Steel

- pension underfunding trust, Reg. 6802(i), 8502(b)(v.1)

USD (US Dollars)

- defined, for Common Reporting Standard, 270(1)
- defined, for crypto-asset reporting, 296(1)

Ultimate funder

- defined, for back-to-back shareholder loan rules, 15(2.192), 212(3.8)
- election by, 212(3.22)

Ultimate licensor

- defined, for non-resident withholding tax back-to-back rules, 212(3.94)

Ultimate parent

- defined, for alternative interest-deduction restrictions, 18.21(1), (4)
- entity, *see* Ultimate parent entity

Ultimate parent entity

- defined
- for country-by-country reporting, 233.8(1)
- for investment tax credit, 127(9)

Umbrella trust

- foreign accrual property income (FAPI) rules, 94.2(5)

Unaffiliated publicly traded liability

- defined, for SIFT trust definition, 122.1(1)

Unamortized bond premium

- reserve for, *see* Reserve: unamortized bond premium

Unanticipated Surpluses Act, *see* Budget surplus

Uncertain tax treatment, 237.5

- information return required, 237.5(2)
- filing deadline, 237.5(3)
- penalty for failure to file, 237.5(3)
- reassessment deadline 3 years after filed, 152(4)(b.7)

Unclaimed property authority

- defined, 248(1)
- RPP held by
 - transfer from, to beneficiary, 56(1)(a)(i), 248(1)“superannuation or pension benefit”(b)
 - transfer to, no tax, 56(1)(a)(i)(H)
- RRIF held by
 - arrangement to receive property from RRSP, RRIF or RPP, 146.3(1)“retirement income fund”(b)
 - minimum amount for, 146.3(1.6), (1.7)
 - registration of by CRA, 146.3(2.1)
 - rules while holding unclaimed funds, 146.3(16)
 - transfer from, to beneficiary, 146.3(17)
 - transfer to, no tax, 146.3(5)(e)
 - no source withholding, 153(1)(l)
- RRSP held by
 - arrangement to receive property from RRSP or RPP, 146(1)“retirement savings plan”(c)
 - registration of by CRA, 146(3)(c)
 - rules while holding unclaimed funds, 146(23)
 - transfer from, to beneficiary, 146(24)
 - transfer to, no tax, 146(1)“benefit”(c.2)
 - no source withholding, 153(1)(j)

Uncle, *see also* Niece/nephew

- defined, 252(2)(e)
- dependent, 118(6)(b)
- great-uncle defined, 252(2)(f)

Undepreciated capital cost, *see also* Capital cost; Depreciable property

- defined, 13(21)
- exceeding fair market value at time of transfer, 13(21.2), 20(16)
- reduction on debt forgiveness, 80(5)(b)
- transferred property, 13(5)

Underground piping

- well for installation of, Reg. 1219(1)(f), Sch. II:Cl. 43.1(d), Sch. II:Cl. 43.2(b)

Underlying FABI surplus tax

- defined, 93.4(1)

Underlying foreign tax applicable (of foreign affiliate)

- defined, Reg. 5907(1)

Underlying foreign tax (of foreign affiliate)

- defined, Reg. 5907(1)

Underlying payment (securities lending arrangement)

- defined, for securities lending arrangement, 260(1)
- on qualified security, 260(5), (5.1)
- no deduction, 18(1)(w)

Underlying return

- defined, for hybrid mismatch arrangement rules, 18.4(14)(d)(i)

Underpayment amount

- defined, for corporate interest offset, 161.1(1)

Undertaking future obligations

- deduction for, 20(24)

Underused Housing Tax Act, 18(1)(t)

- compliance required before s. 116 certificate issued, 116(8)
- interest paid under, non-deductible, 18(1)(t)
- reappropriation of income tax payment to amount payable under, 221.2(2)
- returns must be filed for income tax refund to be paid, 164(2.01)

Undivided interest

- in property transferred by tax debtor, fair market value, 160(3.1)

Undue benefit (conferred by charity on any person)

- defined, 188.1(5)
- penalty, 188.1(4)

Undue delay, *see* Delay

Undue hardship

- reduction in security to be posted on emigration, 220(4.7), (4.71)
- reduction in source withholdings, 153(1.1)
- payments to actors, 212(5.3)
- refund instalments, 164(1.51)–(1.53)

Unearned commissions

- reserve for, 32

Unemployment insurance, *see* Employment insurance

Unenforceable debt, *see* Statute-barred debt, deemed settled

Ungulates, grazing, 80.3(1)“breeding animals”

Uniforms, capital cost allowance, Reg. Sch. II:Cl. 12(i)

Unincorporated association or organization, *see* Non-profit organization

Union

- election by, re foreign pension plan, Reg. 6804(3)
- exemption, 149(1)(k)
- information return required, 149.01 [repealed]
- locals and branches deemed to be one employer for pension purposes, 252.1
- membership dues
 - deduction for, 8(1)(i)(iv), (v)
 - where not deductible, 8(5)
- strike pay taxed or exempt? no legislative reference
- venture capital, *see* Labour-sponsored venture capital corporation (LSVCC)

Unit

- mutual fund trust, *see* Mutual fund trust: unit of
- trust, *see* Unit trust

Unit buybacks, *see* Stock buyback tax

Unit trust, *see also* Mutual fund trust

- adjusted cost base of unit, 53(1)(d.2), 53(2)(h), (j)
- annuity contract, interest in, 12.2
- “block of units” defined, Reg. 4803(1)
- defined, 108(2), 248(1)
- excluded from various trust rules, 108(1)“trust”(f)
- expenses of issuing or selling, 20(1)(e)
- issuance of unit, whether deductible to trust, 143.3(4)
- life insurance policy, interest in, 12.2
- non-resident
 - adjusted cost base of unit, 53(2)(j)

United Kingdom, *see also* Foreign government

- currency of, use as functional currency, 261(1)“qualifying currency”(c)
- defined, *Interpretation Act* 35(1)
- stock exchange recognized, Reg. 3201(n)
- Tax Convention, *see* Table of Contents
- universities, gifts to, Reg. Sch. VIII, s. 2
- war pension exempt, 81(1)(e)

United Mexican States, *see* Mexico

Topical Index

United Nations and its agencies

- agency of, excluded from non-resident trust rules, 94(1)“exempt foreign trust”(c)(i)
- donation to, 149.1(1)“qualified donee”(d)
 - by corporation, deduction, 110.1(1)(a)
 - by individual, tax credit, 118.1(1)“total charitable gifts”
- employment income from
- deduction, 110(1)(f)(iii)

United States, *see also* Foreign government; Non-resident

- absorptive merger, 87(8.2)
- artiste or athlete, Canada-U.S. Tax Treaty:Art. XVI
- citizens, reporting obligations to IRS, 233.3(3)
- collection of Canadian tax by IRS, Canada-U.S. Tax Treaty:Art. XXVI A
- commuter to, *see* Commuter to United States
- corporate spin-off, *see* Foreign spin-off
- currency of, use as functional currency, 261(1)“qualifying currency”(a)
- defined, 19(5), *Interpretation Act* s. 35(1)
 - for treaty purposes, Canada-U.S. Tax Treaty:Art. III:1(b)
- dividends, Canada-U.S. Tax Treaty:Art. X
- donations to charities in, Canada-U.S. Tax Treaty:Art. XXI:7; 118.1(9)
- estate taxes, Canada-U.S. Tax Treaty:Art. XXIX-B
- federal taxpayer identifying number, penalty for failure to provide, 162(6)
- franchise payment to resident of, Canada-U.S. Tax Treaty:Art. XII:3(c)
- gambling losses in, Canada-U.S. Tax Treaty:Art. XXII:3
- global intangible low-taxed income (GILTI)
 - application to US citizens in Canada, 128.1(1)
 - effect on hybrid mismatch rules, 18.4(1)“specified minimum tax regime”(a)
- government, employees of, Canada-U.S. Tax Treaty:Art. XIX, XXVIII
- green card holder, Canada-U.S. Tax Treaty:Art. IV:1
- Individual Retirement Account, *see* Foreign retirement arrangement
- interest, Canada-U.S. Tax Treaty:Art. X
- Internal Revenue Service, *see* Internal Revenue Service (U.S.)
- limitation on treaty benefits, Canada-U.S. Tax Treaty:Art. XXIX-A
- limited liability company, *see* Limited liability company
- moving to, Canada-U.S. Tax Treaty:Art. XIII:6
- Nature Conservancy, prescribed donee, Reg. 3504
- newspaper or periodical printed in, 19(1)(b)
- pensions, Canada-U.S. Tax Treaty:Art. XVIII
 - pension credit under tax treaty, Reg. 8308.1(2.1)
- RRSP deferral, Canada-U.S. Tax Treaty:Art. XVIII:7
- *Railroad Retirement Act* Tier 1 benefits, Canada-U.S. Tax Treaty:Art. XVIII:5
- Real Estate Investment Trust, {Canada-U.S. Tax Treaty:Art. X:7(c)}
- Real Estate Mortgage Investment Conduit, Canada-U.S. Tax Treaty:Art. XI:9
- real property interest, Canada-U.S. Tax Treaty:Art. XVIII:3
- Regulated Investment Company, *see* Regulated Investment Company (U.S.)
- royalties paid to resident of, Canada-U.S. Tax Treaty:Art. XII
- S corporation, Canada-U.S. Tax Treaty:Art. XXIX:5
- social security benefits, Canada-U.S. Tax Treaty:Art. XVIII:5
 - grandfathering where received since before 1996, 110(1)(h)
- social security taxes, Canada-U.S. Tax Treaty:Art. XXIV:2(a)(ii)
 - credit against Canadian tax, 122.7
- state income tax, 126(5), (7)
- stock exchanges recognized, Reg. 3201(o)
- stock options, Canada-U.S. Tax Treaty:Fifth Protocol (2007), Annex B, para. 6
- Tax Convention, *see* Table of Contents

- university, gift to, Reg. 3503, Sch. VIII, Canada-U.S. Tax Treaty:Art. XXI:7

United States tax

- defined, Canada-U.S. Tax Treaty:Art. III:1(d)

Unitized oil or gas field in Canada

- Canadian oil and gas property expense, 66(12.5)
- exploration and development expenses, 66(12.2), (12.3)

Universal Child Care Benefit (pre-July 2016), *see also* Canada Child Benefit

- disclosure of information by CRA to administer, 241(4)(d)(vii.4)
- does not affect Canada Child Benefit, 122.6“adjusted income”
- does not affect GST Credit, 122.5(1)“adjusted income”
- does not create OAS clawback, 180.2(1)“adjusted income”
- information return required, Reg. 200(6)
- no attribution if transferred to child, 74.1(2)
- paid for earlier years, averaging of income, 56(8)
- repayment of, deductible, 60(y)
- single parent, designation to include UCCB in child’s income, 56(6.1)
 - effect of designation, 56(6)(c)
- taxable, 56(6)
- text of Act, 56(6)

University

- fees, *see* Tuition fees
- information return for tuition or scholarship, Reg. 203
- outside Canada, prescribed, Reg. 3503, Reg. Sch. VIII
 - donation to, 149.1(1)“qualified donee”(a)(iv)
 - by corporation, deduction, 110.1(1)(a)
 - by individual, tax credit, 118.1(1)“total charitable gifts”
- trust for, exempt from non-resident trust rules, 94(1)“exempt foreign trust”(c)(ii)
- U.S., *see* United States: university

Unlimited liability company, *see* Nova Scotia: unlimited liability company

Unlocated individual, *see also* Unclaimed property authority

- defined, 248(1)
- RRSP transfer in respect of, no tax, 146(1)“benefit”(c.2)
- registered pension plan transfer in respect of, no tax, 56(1)(a)(i)(H)

Unpaid amount

- general rules, 78
- investment tax credit limitation, 127(26), 127.44(12), 127.48(13), 127.49(9), 127.491(14), 127.492(8)
- tax shelter investment, 143.2(1)“limited-recourse amount”, 143.2(6)

Unpaid claims reserve, *see* Insurance corporation: reserve for unpaid claims

Unrealized proceeds of disposition, 40(1)(a)(iii)

Unreasonable amount

- expense, no deduction for, 67
 - paid by non-resident, 247
 - paid to non-resident, 247

Unrecognized loss

- debt forgiveness rules
 - defined, 80(1)
 - use of to limit income inclusion, 80(13)D(a)(i)
- straddle transaction rules
 - defined, 18(17)

Unrecognized profit (straddle transaction rules)

- defined, 18(17)

Unrelated group, defined, 251(4)

Unstapling of securities, anti-avoidance, 12.6

Unused Canadian property mutual fund loss

- defined, 218.3(1)

Unused foreign tax credit, *see* Foreign tax credit: unused

Unused non-deductible PRPP room

- defined, 147.5(1)
- increases unused RRSP deduction room, 146(1)“unused RRSP deduction room”(b)D(iv)

Unused portion of a beneficiary’s exempt capital gains balance

- defined, 144(1)

Unused RRSP deduction room

- defined, 146(1), 248(1)
- effect on excess RRSP contributions, 204.2(1.1)(b)A
- effect on RRSP deduction limit, 146(1)“RRSP deduction limit”A

Unused surtax credit

- defined, 125.3(4), 181.1(7), 190.1(6)
- defined, 181.1(6), 190.1(5)
- reduces Part VI tax, 190.1(6)

Unused TFSA contribution room

- defined, 207.01(1)
- contributions over, 207.01(1)“excess TFSA amount”

Unused tuition, textbook and education tax credits

- defined, 118.61(1)

Upgrading development phase (of oil sands project)

- defined, Reg. 1104(2)

Upper-tier affiliate

- defined, 95(1)“participating percentage”(b)(i)(B), Reg. 5905(13)(a)(ii)

Upstream deposit (of eligible Canadian bank)

- credit to offset Part XIII withholding tax on, 125.21
- defined, for FAPI of banks, 90(15), 95(2.43)
- excluded from upstream loan income inclusion, 90(8)(d)
- treatment of, for upstream loan rules, 90(8.1)

Upstream loans

- foreign currency adjustment set-off on repayment until 2016, 39(2.1), 95(2)(g.04)
- transitional setoff election, 39(2.3)
- from foreign affiliate, included in income, 90(6)–(15)
- continuity on reorganizations, 90(6.1), (6.11)

Uranium, see Critical mineral

Use, right of (Quebec)

- deemed to be trust, 248(3)

Use of property, see Production or use

Usufruct (Quebec)

- deemed to be trust, 248(3)
- defined
- *Quebec Civil Code*, art. 1120–1171

Utensils, see Kitchen utensils

Utilities

- service connection, deduction, 20(1)(ee)

Utility business, see Canadian regulated energy utility business (for EIFEL)

V

V-day, see Valuation day

VPLA benefits

- allowed for pooled registered pension plan, 147.5(5)(a)
- allowed for registered pension plan, Reg. 8506(1)(e.2)

VPLA fund

- benefits form part of MPP of pension plan, 147.1(1)“money purchase provision”(b)(ii)
- defined, Reg. 8506(13)
- variable payment life annuity from, Reg. 8506(1)(e.2)

Vacant land

- limitation on deductions, 18(2)–(3.7)

Vacation pay trust

- exemption, 149(1)(y)

Validity of Income Tax Act, 2(1)

Valuation activity

- defined, for third-party penalty, 163.2(1)

Valuation costs

- added to cost base of property, 53(1)(n)

Valuation day

- defined, ITAR 24
- fair market value on, election by individual to use, Reg. 4700
- property held since before
 - capital property, ITAR 26(3)
 - depreciable property, ITAR 20(1)
- publicly-traded shares and securities on, Reg. Sch. VII

Valuation of inventory, see Inventory: valuation of

Value, see also Fair market value

- defined, for insurers regulations, Reg. 2400(1)

Value-added tax, see Goods and services tax (GST)

Van

- deemed not to be automobile, 248(1)“automobile”(e)
- wheelchair access, medical expense credit, 118.2(2)(1.7)

Vancouver

- international banking centre until 2013, 33.1(3)
- 2010 Olympics, *see* Olympic Winter Games 2010

Vancouver Stock Exchange, see also TSX

- prescribed stock exchange, 262

Vanadium, see Critical mineral

Variable benefits

- pooled registered pension plan, 147.5(5)(a)
- registered pension plan, Reg. 8506(1)(e.1)
- non-payment of minimum amount, Reg. 8506(4)–(6)

Variable payment life annuity

- allowed as pooled registered pension plan benefit, 147.5(5)(a)
- allowed as registered pension plan benefit, Reg. 8506(1)(e.2)
- defined, Reg. 8506(1)(e.2)
- VPLA fund, Reg. 8506(13)

Variation of trust, effect of, 108(6)

Vatican City, see also Foreign government

- universities, gifts to, Reg. Sch. VIII, s. 7

Vats, capital cost allowance, Reg. Sch. II:Cl. 8

Veekans Poultry case overruled, 67.6

Vehicle, see also Automobile; Motor vehicle; Passenger vehicle

- cost over \$100,000, *see* Luxury Items Tax
- device to permit person with mobility impairment to drive
- medical expense, Reg. 5700(n)
- mechanic, *see* Apprentice: mechanic

Vehicle charging station

- capital cost allowance, Reg. Sch. II:Cl. 43.1(d)(xvii)

Vehicle modifications benefit

- paid to Canadian Forces member or veteran, exempt, 81(1)(d.1)(vii)(C)

Ventilation expense, see Air quality improvement credit

Venture capital corporation, prescribed, see also Labour-sponsored venture capital corporation (LSVCC)

- assistance, Reg. Part LXVII
- defined, Reg. 6700
- disposition of shares of
 - capital loss, 40(2)(i)
- exempt from Part IV tax, 186.2
- in definition of Canadian-controlled private corporation, 125(7)
- labour-sponsored, defined, Reg. 6701
- may control private corporation, 89(1)“private corporation”
- prescribed assistance, Reg. 6702
- shares of
 - prescribed assistance, deduction from cost base, 53(2)(k)(i)(C)

Verification, see Audit

Topical Index

Vertical amalgamation

- carryback of losses, 87(2.11)
 - deemed cost of capital properties, 87(11)(b)
 - deemed proceeds from subsidiary's shares, 87(11)(a)
- Vertical (short-form) amalgamation**, *see also* Amalgamation
- carryback of losses, 87(2.11)

Vessel

- capital cost allowance, Reg. 1100(1)(v), Reg. Sch. II:Cl. 7
- • separate classes, Reg. 1101(2)–(2b)
- • • exclusion where structured financing facility, Reg. 1101(2c), Sch. II:Cl. 41(b)
- certified
- • capital cost allowance, Reg. 1100(1)(v)
- conversion cost deemed separate class, 13(14), (17)
- defined, 13(21)
- deposit under *Canadian Vessel Construction Assistance Act*
- • disposition of, 13(19), (20)
- disposition of, election, 13(16)
- fishing, additional capital cost allowance, Reg. 1100(1)(i)
- quadrennial survey, reserve for, 20(1)(o), Reg. 3600
- reassessment in certain cases, 13(18)
- transfer of, under, *Canadian Vessel Construction Assistance Act*
- • recapture of depreciation, 13(13)

“Vested indefeasibly”

- meaning of, 248(9.2)

Vesting year

- defined, for stock option limit rules, 110(0.1)

Veterans' benefits, exempt, 81(1)(d.2)

Veterans Health Care Regulations

- payments exempt, 81(1)(d.1)(v)

Veterans' pensions, *see also* Canadian Forces and veterans

- exempt, 81(1)(d), (d.1), (e)

Veterans Well-Being Act

- certain payments exempt, 81(1)(d.1), (d.2)
- certain payments taxable, 6(1)(f.1)
- disclosure of taxpayer information for administration of, 241(4)(d)(viii)
- income replacement benefit, whether taxable, 56(1)(a)(viii)
- • source withholding, 153(1)(d.1), Reg. 100(1)“remuneration”(r)
- retirement income security benefits under
- • eligible for pension income credit, 118(3)(b)(ii)
- • eligible for pension income splitting, 60.03(1)“eligible pension income”(c)

Veterinarian, *see* Professional practice

VIA Rail, *see also* Railway

- subject to tax, 27(2), Reg. 7100

Vibratory signalling device for the hearing-impaired

- medical expense credit, Reg. 5700(q.1)

Victims of crime

- compensation payments exempt, 81(1)(q), Reg. 6501

Video game arcade relief (COVID), Reg.

- 8901.1(2)(b)(ix)(A)(IV), (b)(xv), *see also* Qualifying tourism or hospitality entity

Video games

- capital cost allowance, Reg. Sch. II:Cl. 16(f)

Video laser-disk, *see* Digital video disk (DVD)

Video tapes

- film or video production services credit, 125.5

Visa Inc.

- prescribed payment card corporation share, Reg. 9002.1(a)(iii)

Viscosity

- hydrocarbons, determination of, Reg. 1107

Visitor to Canada

- 183 days, deemed resident, 250(1)(a)

Visual signalling device for the hearing-impaired

- medical expense credit, Reg. 5700(q.1)

Vitamin B12, as medical expense, 118.2(2)(k)

Voice recognition software

- disability supports deduction, 64(a)A(ii)(G)
- medical expense credit, 118.2(2)(l.42)

Volunteer

- emergency worker
- • exemption from employment income, 81(4)
- firefighter, *see* Firefighter: volunteer
- search and rescue, *see* Search-and-rescue volunteer

Volunteer business exemption

- charities, 149.1(1)“related business”

Volunteer firefighter, *see* Firefighter

Voting trust, Reg. 4800.1(c)

W

WADA, *see* World Anti-Doping Agency

WC, *see* Worker cooperative

WCB payment, *see* Workers' compensation payment

WITB, *see* Working Income Tax Benefit

WSIB payment, *see* Workers' compensation payment

Wage Earner Protection Act

- benefit under
- • treated as employment income
- • • for Canada Employment Credit, 118(10)B(b)
- • • for Canada Workers Benefit, 122.7(1)“working income”(b)
- • • for moving expenses, 62(1)(c)(i)
- • • for RRSP earned income, 146(1)“earned income”(b)
- • • for refundable medical expense supplement, 122.51(1)“eligible individual”(c)(iii)
- • taxable, 56(1)(r)(v)
- • • to non-resident as income earned in Canada, 115(1)(a)(iii.21)

Wage measure

- defined, 147.1(1)
- used in calculating “average wage”, 147.1(1)

Wage subsidy, *see* Canada Emergency Wage Subsidy (CEWS)

Wagering losses, Canada-U.S. Tax Treaty:Art. XXII:3

Wages, *see* Salary

Wagon, capital cost allowance, Reg. Sch. II:Cl. 10(d)

Waiver

- penalty or interest, of, by Minister, 220(3.1)
- pension plan conditions, by Minister, 147.1(18)(a), (k)
- RESP age requirements, where beneficiary disabled, 146.1(2.2)
- reassessment period, of, by taxpayer, 152(4)(a)(ii), 152(4)(c), 152(4.1), (5)
- requirement to file form or document, of, by Minister, 220(2.1)
- retention of document or thing seized, by Minister, 231.3(6)
- right to appeal. binding, 169(2.2)
- right to object, binding, 165(1.2), 169(2.2)
- solicitor-client privilege, of, by client, 232(14)
- tax on excess EPSP amount, 207.8(3)
- tax on FHSA, RDSP, RESP, RRIF, RRSP or TFSA acquiring prohibited or non-qualified investment or extending advantage, 207.06(2)
- tax on overcontribution to deferred income plan, by Minister, 204.1(4)
- tax on overcontribution to FHSA, 207.06(3)
- tax on overcontribution to RESP, 204.91(2)
- tax on overcontribution to TFSA, 207.06(1)

Walking aids

- medical expense, Reg. 5700(i)

Wallster case overruled, 66(12.73)

War savings certificate, income exempt, 81(1)(b)

War service

- pension payments for, exempt, 81(1)(d), (e)

War Veterans Allowance Act

- pension under, exempt, 81(1)(d)

Warehousing of flow-through expenses, 66(19)**Warnock case overruled**, 118.2(2.21)**Warrant**, *see* Option; Search warrant**Warranty**

- amount receivable for, on sale of property, 42
- disposition of property subject to, 42
- outlays, pursuant to
 - on amalgamation, 87(2)(n)
- reserve for, not allowed, 20(7)

Waste biomass electricity generation equipment

- defined, for clean technology credit, 127.45(1)

Waste biomass heat generation equipment

- defined, for clean technology credit, 127.45(1)

Water

- distribution of, by municipal corporation, exemption, 149(1.2)

Water distributing equipment

- capital cost allowance, Reg. Sch. II:Cl. 1(o), Sch. II:Cl. 2(e)

Water purifier

- medical expense credit for, Reg. 5700(c.1)

Water system for mine

- capital cost allowance, Reg. Sch. II:Cl. 10(l)

Wave or tidal energy, electricity generation equipment

- capital cost allowance, Reg. Sch. II:Cl. 43.1(d)(xiv), Sch. II:Cl. 43.2

Weak currency debt

- defined, 20.3(1)
- limit on interest deduction, 20.3(2)

Wearing apparel for rental

- capital cost allowance, Reg. Sch. II:Cl. 12(k)

Webb case (1974) overruled, 64.1**Wedding planning or hosting relief (COVID)**, Reg.

- 8901.1(2)(b)(xx)(B), *see also* Qualifying tourism or hospitality entity

Weighted Canadian liabilities

- defined, insurers, Reg. 2400(1)

Weighted total liabilities

- defined, insurers, Reg. 2400(1)

Wel Holdings case overruled, 244(13.1) [repealed]**Welder**

- apprenticeship job creation credit, 127(9)“investment tax credit”

Welfare, *see* Social assistance payment**Well**

- for installation of underground piping, Reg. 1219(1)(f), Sch. II:Cl. 43.1(d), Sch. II:Cl. 43.2(b)

Western Grain Stabilization Act

- fees paid, deductible, 20(1)(ff)
- payment received under, income, 12(1)(p)

Wharf, capital cost allowance, Reg. Sch. II:Cl. 3, Sch. II:Cl. 6

- for mine, Reg. Sch. II:Cl. 10(l)

Wheelchair

- medical expense, 118.2(2)(i)
- power-operated lift for, Reg. 5700(m)
- ramp for
 - deduction, 20(1)(qq)
 - medical expense credit, 118.2(2)(1.2)
- van for use with, medical expense credit, 118.2(2)(1.7)

Whistleblower payments, *see* Stop International Tax Evasion Program**Whole dividend (of foreign affiliate)**

- defined, Reg. 5907(1)

Wholly-owned corporation, *see also* Subsidiary: wholly-owned corporation

- defined, for corporate rollover rules, 85(1.3)

Wife, *see* Spouse**Wig, medical expense**, Reg. 5700(a)**Wild (1245989 Alberta) case overruled**, 152(1.11), 245(1)“tax benefit”(c)**Will**

- gifts by deemed made in year of death, 118.1(5) [before 2016], 118.1(5.1) [after 2016]
- publicly traded securities, reduced capital gain, 38(a.1)(ii)
- transfer, release or surrender under, 248(8)
- trust created by, 248(9.1)

Wind energy conversion system

- Canadian renewable and conservation expense, Reg. 1219(4)
- capital cost allowance, Reg. Sch. II:Cl. 34

Wind farm project

- test wind turbine at, *see* Test wind turbine

Wind turbine, *see* Test wind turbine**Winding-up**, *see also* Amalgamation (for specific consequences); Ceasing to carry on business

- acquisition of control because of death, 88(1)(d.3)
- appropriation of property on, 69(5), 84(2)
- assets acquired from foreign affiliate on, 80.1(6)
- bump, 88(1)(c), (d)
 - bump denial rule, 88(1)(c)(vi)
- Canadian corporation, rules, 88(1), (2)
- corporation beneficiary under life insurance policy, 89(2)
- debt, settlement of, 80.01(4), (5)
- debt forgiveness reserve disallowed, 61.4(c)
- distribution on, 84(2), (6)
- farming inventory, 88(1.6)
- financial institution
 - continuing corporation for mark-to-market rules, 88(1)(h)
 - deemed disposition of mark-to-market property, 88(1)(i)
 - into parent financial institution, 88(1)(a.3)
- following debt forgiveness, deemed capital gain, 80.03(3)(a)(i)
- foreign affiliate, 88(3), 95(2)(e)
- functional currency rules, 261(16)
- leasing properties, 16.1(4)
- net capital losses of subsidiary, 88(1.2)
- 90% or more owned subsidiary, of, 88(1)
 - limited partnership losses, 88(1.1)
 - net capital losses, 88(1.2)
 - non-capital losses, 88(1.1)
- parent corporation continuation of, 88(1.5)
- non-capital losses, treatment by parent, 111(5.4)
- parent incorporated after subsidiary's year-end
 - computation of income and tax payable, 88(1.3)
- partnership, *see* Partnership: ceasing to exist
- period (of revoked charity), *see* Winding-up period
- pre-1972 capital surplus on hand, 88(2.1)–(2.3)
- refundable dividend tax on hand, 87(2)(aa), 88(1)(e.2)
- resource expenses, 66.7(6)
- specified debt obligation, treatment of, 88(1)(a.3), Reg. 9204(2)
- subsidiary, of
 - non-capital losses, treatment by parent, 111(5.4)
 - where an insurance corporation, 88(1)(g)
- trust, of
 - deemed resident throughout year, 250(6.1)

Winding-up period

- revoked charity, defined, 188(1.2)

Windmill, capital cost allowance, Reg. Sch. II:Cl. 3**Windup**, *see* Winding-up**Winnipeg Stock Exchange**, *see also* TSX

- prescribed stock exchange, 262

Topical Index

Wipf case overruled, 143

Withholding, 153(1), 212, 227, *see also* Remittance of taxes withheld

- actors, non-resident, 212(5.1)–(5.3)
- agreement not to withhold, void, 227(12)
- amount of, deemed received by payee, 153(3)
- amounts deemed held in trust, 227(4), (4.1)
- amounts in trust not part of estate, 227(5)
- amounts not remitted, liability to pay, 227(9.4)
- annuity payment or commutation, 153(1)(f)
- assessment for, 227(10), (10.1)
- definitions, 227(10.8)
- binding on federal and provincial governments, 227(11)
- commissions, 153(1)(g)
- death benefit, 153(1)(d)
- deferred profit sharing plan payment, 153(1)(h)
- directors liable for, 227.1
- dividends received by broker/dealer, 153(4), (5)
- election for, 153(1)(n), 153(1.1)
- to increase, 153(1.2), Reg. 109
- employee outside Canada, exemption, Reg. 104(2)
- employees, 153(1)(a)
- employment earnings supplement, 153(1)(s)
- employment insurance benefit, 153(1)(d.1), Reg. 100(1)“remuneration”(g)
- exemptions
 - credits on TD1 exceeding tax, Reg. 104(1)
 - employee outside Canada, Reg. 104(2)
 - Home Buyers’ Plan, Reg. 104(3)–(4)
 - Lifelong Learning Plan, Reg. 104.1
- failure to remit amounts withheld, penalty, 227(9)
- interest payable, 227(9.2)
- salary or wages, from, 227(9.5)
- failure to withhold, 215(6), 227(8)–(10)
- interest on amounts, 227(8.3)
- retirement compensation arrangement, 227(8.2)
- fees and commissions, 153(1)(g)
- government assistance program, prescribed benefit, 153(1)(m)
- Home Buyers’ Plan, exemption, Reg. 104(3)–(4)
- income-averaging annuity contract payment, 153(1)(k)
- income from employee life and health trust, 153(1)(s), Reg. 100(1)“remuneration”(h.1)
- non-resident, 212(1)(w)
- information return, Reg. 210
- interest on amounts not deducted or withheld, 227(8.3)
- interference with remittances, 227(5.2)–(5.4) (1995 draft, abandoned)
- labour-sponsored funds share disposition, 211.8(2)
- labour-sponsored funds tax credit, 211.7(2)
- large employers, must remit through financial institution, 153(1), Reg. 110
- exception, 153(1.4)
- liability to pay amount not deducted or withheld, 227(8.4)
- Lifelong Learning Plan, exemption, Reg. 104.1
- no action against withholder, 227(1)
- non-periodic payments, Reg. 103
- non-residents, *see also* Non-resident tax
 - actors, 212(5.1)–(5.3)
 - employees, 153(1)(a)(ii), 153(6), (7)
 - fees for services, Reg. 105
 - insurers, Reg. 800–805.1
 - interest, dividend and other passive income, 212
 - payments through an agent, 215
 - mutual fund distributions, 218.3
 - not required, where, Reg. 104, 104.1
 - Old Age Security benefits, 180.2(3), (4)
 - partnership, 212(13.1), 227(15)
 - patronage dividends, from, 135(3)
 - payroll, 153(1)(a), Reg. 100–111

- reductions for certain amounts withheld by employer, Reg. 100(3)
- penalty, 227(8)
- pension benefit, 153(1)(b)
- reduction of, Reg. 809
- refund of, 227(6), (7)
- registered disability savings plan, 153(1)(i)
- registered education savings plan, 153(1)(t), Reg. 103(6)(g), 103(8)
- registered retirement income fund payment, 153(1)(l), Reg. 103(4), 103(6)(d.1)
- registered retirement savings plan payment, 153(1)(j)
- regulations, Reg. Part I
- remittance deadlines, source deductions, Reg. 108
- remittances to Receiver General, 153(1), Reg. 108
- retirement compensation arrangement contribution, 153(1)(p)
- retirement compensation arrangement distribution, 153(1)(q)
- retirement compensation arrangement purchase price, 153(1)(r)
- retiring allowance, 153(1)(c)
- return required of employee, 227(2)
- salary, 153(1)(a)
- severance pay, 153(1)(c)
- stock option benefits, 153(1.01)
- superannuation benefit, 153(1)(b)
- supplementary unemployment plan benefit, 153(1)(e)
- termination pay, 153(1)(c)
- trustee etc., liability for, 227(5), (5.1)
- unclaimed dividends etc., 153(4), (5)
- undue hardship, 153(1.1)
- unemployment insurance benefit, 153(1)(d.1), Reg. 100(1)“remuneration”(g)
- wages, 153(1)(a)

Within a time, computation of, *Interpretation Act* 27(5)

Witness

- rights of at inquiry, 231.4(5)

Wood waste

- defined, Reg. 1104(13)
- included in eligible waste fuel, Reg. 1104(13)“eligible waste fuel”

Woodlot

- intergenerational rollover, 70(9)(a), 70(9.3)(c), 73(3)(c)
- prescribed forest management plan, Reg. 7400

Woods assets, capital cost allowance, Reg. 1100(1)(f), Reg. Sch. IV

Work camp, *see* Construction work camp

Work in progress of professional business

- deemed to be inventory, 10(5)(a)
- election to exclude from income until 2017, 34
- transitional rule 2017–2020, 10(14.1)
- valuation of, 10(4)(a)

Work space in home

- limitation on deductibility
 - from business income, 18(12)
 - from employment income, 8(13)

Worker Adjustment Programs, *see* Older Worker Adjustment Program for; Plant Workers Adjustment Program

Worker cooperative

- defined, 248(1)
- transfer of shares to (qualifying cooperative conversion)
- capital gains deduction, 110.62
- gain spread over 10 years, 40(1.4)

Workers’ compensation payment

- deduction in computing taxable income, 110(1)(f)(ii)
- disclosure of taxpayer information by CRA, 241(4)(n)
- inclusion in income, 56(1)(v)
- information return, Reg. 232

Working Income Tax Benefit, *see* Canada Workers Benefit (former Working Income Tax Benefit)

Topical Index

Working Ventures Fund, *see* Labour-sponsored funds tax credit

Workplace Safety and Insurance Board, *see* Workers' compensation payment

World Anti-Doping Agency

- employment income from, deduction for, 110(1)(f)(iii), Reg. 8900(2)

Writing

- defined, *Interpretation Act* 35(1)

Wrongful dismissal award, *see* Retiring allowance

X, Y, Z

X-rays

- cost of, as medical expense, 118.2(2)(o)

YAMPE, *see* Year's Additional Maximum Pensionable Earnings

YMPE, *see* Year's Maximum Pensionable Earnings

Yacht

- expense of, not deductible, 18(1)(l)(i)
- limitation on CCA claim where rented out, Reg. 1100(15)–(20)

Year, *see* Calendar year; Taxation year

Year-end

- deemed
 - charity, on notice of revocation, 188(1)
 - foreign affiliate, 91(1.2)
 - where control of corporation changes, 249(4)
 - where corporation becomes or ceases to be CCPC, 249(3.1)
 - where corporation becomes or ceases to be exempt, 149(10)
 - where corporation becomes or ceases to be financial institution, 142.6(1)
- transactions straddling, to defer income, *see* Straddle transactions

Year's Additional Maximum Pensionable Earnings

- defined, Reg. 8500(1)

Year's Maximum Pensionable Earnings

- base for SR&ED proxy amount re salaries, Reg. 2900(7)
- defined, Reg. 8500(1)

Yearly eligible remuneration

- defined, for personal support worker credit, 122.93(1)

Young child supplement, 122.61(1.2)

Yukon Territory, *see also* Northern Canada

- additional \$0.04 reasonable kilometrage allowance, Reg. 7306(c)
- tax rates, *see* introductory pages

ZEPV, *see* Zero-emission passenger vehicle

ZETM, *see* Zero-emission technology manufacturing

ZETM cost of capital

- defined, Reg. 5202, 5204

ZETM cost of labour

- defined, Reg. 5202, 5204

ZEV, *see* Zero-emission vehicle

Zanatta case overruled, 118.2(2.21)

Zapper software (or hardware)

- use, possession, manufacture or sale of
 - administrative penalty, 163.3
 - criminal offence, 239.1

Zero, minimum amount for formula calculations, 257

Zero-emission passenger vehicle

- capital cost limited to \$55,000, 13(7)(i), Reg. 7307(1.1)
- defined, 248(1)

Zero-emission technology manufacturing

- rate reduction (credit), 125.2, Reg. 5202, 5204

Zero-emission technology manufacturing profits

- credit for, 125.2(2)
- defined, 125.2(1)

Zero-emission vehicle, *see also* Zero-emission passenger vehicle

- capital cost allowance
 - classes, Reg. Sch. II:Cl. 54, 55, 56
 - increased in year of acquisition, Reg. 1100(1)(a)(xli), (xlii), 1100(2)A(e)(i), (f)(i)
 - whether cost limited to \$55,000, 13(7)(i), Reg. 7307(1.1)
- defined, 248(1), Reg. 1102(26)
- off-road vehicle, Reg. Sch. II:Cl. 56

Zinc, *see* Critical mineral

Zone

- economic, *see* Exclusive economic zone
- prescribed, *see* Northern Canada
- tax-free, ITAR 26(3)

Zoos relief (COVID), Reg. 8901.1(2)(b)(v), *see also* Qualifying tourism or hospitality entity

Numbered

10/8 policy

- defined, 248(1)
- no deduction for interest on money borrowed to acquire, 20(2.01)
- no deduction for premiums paid, 20(1)(e.2)(ii)
- no increase in CDA for death benefit, 89(1)“capital dividend account”(d)(iv)

1942 Conventions

- defined, Canada-U.S. Tax Treaty:Art. III:1(j)

1948 Income Tax Act, The, defined, ITAR 12

1971 receivables, ITAR 23(5)“1971 receivables”

2012 FATF recommendations (Financial Action Task Force)

- defined, for Common Reporting Standard, 270(1)

2023 business number

- for carbon tax refund to small business, defined, 127.421(1)

65302 British Columbia Ltd. case overruled, 67.6

1245989 Alberta (Wild) case overruled, 152(1.11), 245(1)“tax benefit”(c)

3792391 Canada case overruled (for individuals), 215(1.2), (1.3)