

RETAIL SALES TAX

RECORD KEEPING AND RETENTION REQUIREMENTS

This bulletin outlines the kinds of Retail Sales Tax records that a business is required to maintain. It also explains when certain records may be destroyed without authorization and the requirements to make records available in Manitoba for audit purposes.

What records do I retain?

- Businesses are required to keep books of account, records and documents that clearly show all the particulars of:
 - Inventory of goods as counted from time to time;
 - Purchases of goods for resale;
 - Purchases of services for resale;
 - Sales of goods and services;
 - Goods purchased or taken from stock for personal or business use, or supplied to employees; including fixed assets, goods used for promotional distribution, goods manufactured for own use, etc.;
 - Services purchased and utilized for personal or business use, or supplied to employees;
 - Discounts and refunds;
 - Amount of retail sales tax (RST) collected;
 - Amount of RST self-assessed on purchases acquired for own use from a vendor that did not collect tax (e.g. fixed assets purchased from an out of province supplier that was not registered to collect Manitoba sales tax);
 - Remittance of tax including the commission taken;
 - Bad debts written-off (or recovered) and the applicable tax adjustments;
 - Documentation to substantiate allowance of a tax exemption conditional on use (e.g. for resale, farm use, sales to Status Indians).

May records be kept electronically?

- The Taxation Division recognizes books and records to be:
 - The traditional records and books of account (including supporting source documents) produced and retained in paper format, and
 - Records and books produced and retained in an electronically readable format that can be related back to the supporting source documents and which are supported by a system capable of producing accessible and readable copy.

Note: Revisions to contents of previous Bulletin (May 2000) have been identified by shading ()

Must these records be available for audit in Manitoba?

- Each person who is (or is required to be) a holder of an RST number, or has a place of business in Manitoba and is carrying on business in the province, shall keep and maintain in Manitoba such books of account, records and documents as indicated above, and shall make these records available for audit in Manitoba.
- Where these records are not maintained in Manitoba, the business is required to pay for the out of province travel expenses incurred by the Taxation Division auditor for purposes of auditing the records at the place where they are kept.
- The department may also in some cases order a business to make the records available for audit within Manitoba.

Can I destroy old records?

- The books of account, records and documents of a person carrying on business in Manitoba must be retained for audit purposes. However, the business may destroy certain old records and documents, without having to obtain permission from the Taxation Division, providing that all of the following conditions are met.
 - Books of account, records and documents of the current fiscal year plus the immediately preceding six years must not to be destroyed.
 - Books of account, records and documents must not to be destroyed for any year in respect of which there are tax amounts outstanding or in dispute, or where written notice has been given from the Taxation Division requesting that those books of account, records and documents be retained.

Please Note: General ledgers are to be retained indefinitely and not destroyed.

FURTHER INFORMATION

This bulletin is intended to serve as a guideline and is not all-inclusive. For the specific wording of the law, please refer to the Act and Regulation stated below. Further information may be obtained from:

Winnipeg Office

Manitoba Finance
Taxation Division
101 - 401 York Avenue
Winnipeg, Manitoba R3C 0P8
Telephone (204) 945-5603
Manitoba Toll Free 1-800-782-0318
Fax (204) 948-2087
E-mail: MBTax@gov.mb.ca
Web Site: www.gov.mb.ca/finance/taxation

Westman Regional Office

Manitoba Finance
Taxation Division
349, 340 - 9th Street
Brandon, Manitoba R7A 6C2
Telephone (204) 726-6153
Manitoba Toll Free 1-800-275-9290
Fax (204) 726-6763

**Principal References
in Legislation:**

The Tax Administration and Miscellaneous Taxes Act (C.C.S.M. c. T2)