

**June 5, 2002**

**Notice of Change**

GST/HST Memorandum 19.5, *Land and Associated Real Property*

Paragraphs 16 to 19 of GST/HST Memorandum 19.5, *Land and Associated Real Property* speak of an election that could be available if an individual or personal trust has bought taxable real property and subsequently sells it back to the vendor. The parties to the resale transaction may jointly elect, in limited circumstances, to have tax apply to the sale to the vendor. At the time of the Memorandum's publication, the required form was not available. It is now available.

Consequently, paragraph 19 is changed to read as follows:

19. The parties to the resale transaction must make the election jointly using form GST 22, *Real Property — Election to Make Certain Sales Taxable*. The registrant buying back the real property is responsible for filing the election with the tax return in which the registrant is required to report the tax payable on the supply.<sup>3</sup>

Footnote<sup>3</sup> is also updated to read as follows:

Footnote<sup>3</sup>

If you need additional information on how to file this election, contact your nearest tax services office.