

1995

T2 Corporation
Income Tax
Guide

What's new for 1995?

Legislation

This guide includes tax changes that have been announced, but were not law at the time of printing. Once they become law, they will be effective as of the dates indicated below.

The following are highlights of some of the proposed changes that will affect corporations:

Business fiscal periods

Changes will affect professional corporations that are members of partnerships and that carry on business in Canada with fiscal periods beginning after 1994. These corporations must now end their fiscal periods on December 31, unless they would have otherwise ended on an earlier date. Such corporations will have to file two T2 returns in 1995. See item 19.

Canadian film or video production tax credit refund

A fully refundable tax credit is available to qualified corporations that produce and own eligible films or video tapes. The tax credit will be equal to the lesser of:

- 25% of qualified salaries and wages expended after 1994 in respect of the production; and
- 12% of the production costs.

For more information on this credit, see item 112.

Interest on unpaid taxes

Effective July 1, 1995, the rate charged on certain payments, including overdue income tax payments and insufficient income tax instalment payments, will be increased by two percentage points. For more information, see the *Corporation Instalment Guide*.

Charitable donations

The 20% limitation will not apply to donations of land the Minister of the Environment certifies as important to preserving Canada's environmental heritage, as long as the corporation donates it after February 27, 1995, to Canadian municipalities and registered charities that the Minister designates. This proposal will also apply to gifts of covenants, servitudes, and easements made for certified land. See item 56.

Corporate surtax

For taxation years that end after February 27, 1995, the corporate surtax will increase to 4% from 3% of the basic federal corporate income tax. This increase will be prorated for taxation years that straddle February 27, 1995. See item 71.

Part IV tax

The Part IV tax rate will increase to 33 1/3% from 25% for taxable dividends the corporation receives after June 1995. This postpones last year's budget proposal to change the rate of the Part IV tax as of January 1, 1995. See item 81.

Tax on investment income

For taxation years that end after June 1995, there will be an additional tax of 6 2/3% on investment income of Canadian-controlled private corporations. See item 70.

Dividend refund

The dividend refund will increase to 1/3 from 1/4 of taxable dividends the corporation pays after June 1995, regardless of the rate at which the corporation accumulated the refundable dividend tax on hand. See item 83.

Large corporations tax

For taxation years that end after February 27, 1995, the large corporations tax rate will increase to .225% from .2%. For taxation years that straddle February 27, 1995, the increase will be prorated. See item 85.

Part VI surtax

Financial institutions (other than life insurers) will pay a temporary surtax, for taxation years that end after February 27, 1995, and begin before November 1, 1996. See item 88 for more information. These institutions will have to pay monthly tax instalments after June 1995 to reflect this surtax.

We have summarized and highlighted these changes at the end of any affected items under the heading "Proposed legislation."

Addresses and telephone numbers

Current addresses and phone numbers for your tax services office and tax centre are no longer listed at the back of this guide. You can find the current addresses and phone numbers under "Revenue Canada" in the Government of Canada section of the telephone book.

Please do not use the listings from previous guides as they are not up to date.

Problem Resolution Program

We are continually looking at ways to make it easier for you to file your returns and to resolve any problems you may have.

We deal with the majority of your questions and concerns through our enquiries services. If you have any problems, you should call, write, or visit your Revenue Canada tax services office or tax centre. However, if your problem is not resolved to your satisfaction, you can contact a Problem Resolution Program co-ordinator. You can find the telephone number of the Problem Resolution Program co-ordinator at our tax services offices or tax centres under "Revenue Canada" in the Government of Canada section of the telephone book.

This guide uses plain language to explain the most common income tax situations. If you need help after reading this guide, please contact your Revenue Canada tax services office or tax centre.

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In this guide, we give you basic information on how to complete the 1995 *T2 Corporation Income Tax Return* (the T2 return). Please note that the guide does not replace the *Income Tax Act* and its regulations. When we mention parts, sections, subsections, paragraphs, and subparagraphs, we are referring to the *Income Tax Act*.

In this guide, we also refer to information circulars (ICs) and interpretation bulletins (ITs) that we publish to give you more technical information. All references to ICs and ITs in this guide refer to the latest versions, which are available from the tax services offices and tax centres. If you want to order any of the publications, forms, or the *T2 Corporation Income Tax Guide* for next year, use the order forms at the back of this guide.

1 Who has to file a T2 return?

All corporations, including non-profit organizations, tax-exempt corporations, and inactive corporations, have to file a T2 return for every taxation year, even if there is no tax payable. The only exception to this rule is a corporation that was a registered charity throughout the year.

Every corporation should send complete financial statements and the necessary schedules with the T2 return.

2 Who can use the T2 Short return?

The T2 Short return is a simpler version of the *T2 Corporation Income Tax Return*. There are two categories of corporations that are eligible to use this return.

1. You can use this return if the corporation meets all of the following conditions:
 - it is a Canadian-controlled private corporation;
 - it has either a **nil** net income for income tax purposes this year, or a **loss** this year;
 - it has gross revenue of \$500,000 or less;
 - it has a permanent establishment in only one province or territory (see item 92);
 - it is not claiming any refundable tax credits, other than a refund of instalments it paid; and
 - it did not receive or pay out any taxable dividends.

2. You can also file this return if the corporation is a tax-exempt corporation (such as a non-profit organization) that has a permanent establishment in only one province or territory.

If the corporation does not fit into either of the above categories, you have to file a regular *T2 Corporation Income Tax Return*.

Both the T2 Short and the regular T2 return are available at your tax services office and tax centre.

3 In what format can you file a T2 return?

There are three formats you can use to file a corporation income tax return:

- **T2 returns the Department prints**

You can get these T2 returns from our tax services offices and tax centres. The regular T2 return is eight pages long, and the T2 Short is two pages long. Each return package has two copies of the T2: keep one copy for your files, and send the other one to us.

- **Computer-printed T2 returns**

You print these returns from a computer using an approved software program. If you use computer-printed returns, you have to meet the requirements specified in Information Circular 92-5. The following are some of those requirements:

- A. Make sure we have approved any software program you want to use. Suppliers of these software programs send us a sample of the proposed computer-printed return. If it is approved, we assign a four-digit approval code to the acceptable software program.

Our approval code is only valid for one taxation year. The computer-printed T2 return you file for the 1995 taxation year has to have a 1995 approval code. You will find the approval code either below the Certification area on page 8 of the T2 return (page 2 of the T2 Short), or on line 498 of the keying summary. Make sure this code appears when you print the return.

- B. You also have to file a keying summary with your computer-printed T2 return. This keying summary, which is included in the approved software packages, is a list of all the data fields from which we will key the information into our computers. The keying summary has to include all the keying fields (from 111 to 680, and from 900 to 904) from both the T2 return and the schedules.

- C. The paper quality and print legibility of your computer-printed returns have to meet our standards. Get a printed copy of the approved version of the T2 return from the software supplier, and make sure that your equipment can produce copies of equal quality. The print quality has to be clear and dark enough to read and photocopy easily.

You have to print these returns on paper that is as durable as the forms we print (32M or 40M if you

print on both sides of the paper). We will accept no-carbon-required paper, as long as you send us the copy that does not mark the following page.

If your computer-printed return does not meet the requirements specified in Information Circular 92-5, we will send it back to you and ask you to refile the return, either in an approved format or on our form.

Note

If you use approved software programs, you can also file computer-printed schedules. These schedules give the same information as the ones we print. They are acceptable if:

- we have approved the software program;
- the keying summary shows all the keying fields from Schedules T2038(CORP), T2S-TC, T2S(21), and Forms T2147, T2148, T2149, T2044, T921, or T962;
- each schedule shows the corporation's name, account or business number, and taxation year-end; and
- the paper quality and print legibility meet our requirements.

- **Facsimile T2 returns**

These returns are exact copies of our T2 return. They have to meet our standards of format, legibility, and paper quality. However, you can print them on separate pages, instead of on the back and the front of each sheet.

Reference

IC 92-5 T1, T2, & T3 Custom Returns

4 When do you have to file a T2 return?

Be sure to file a T2 return within six months of the end of each taxation year. The taxation year of a corporation is its fiscal period.

If the corporation owes tax, see item 6 for details on when the tax is due.

When the corporation's taxation year ends on the last day of a month, file the T2 return by the **last** day of the sixth month after the end of the taxation year.

When the last day of the taxation year is not the last day of a month, make sure to file the T2 return by the **same** day of the sixth month after the end of the taxation year.

Examples

Taxation year-end	Filing deadline
March 31.....	September 30
June 30.....	December 31
August 31.....	February 29
September 23.....	March 23
October 2.....	April 2

If you hand-deliver the T2 return to a tax services office or tax centre, we will date-stamp it and consider it filed on that day.

If you either mail the T2 return first-class or use an equivalent delivery service, we consider the date of the postmark on the envelope as the day you filed the return.

When the T2 filing deadline falls on a Saturday, Sunday, or a statutory holiday, we will consider the return as filed on time if you deliver it or if it is postmarked on the first working day after the filing deadline.

Penalties may apply if you file the T2 return late. See item 7 for details.

Note

You must file a return no later than three years after the end of a taxation year in order to receive a tax refund.

**5
Where do you file the T2 return?**

Where you file the T2 return depends on whether or not the corporation is resident in Canada, and where the corporation is located.

Resident corporations

Deliver the T2 return to your local tax services office, or mail it to one of the following tax centres or tax services office:

Corporations served by tax services offices in:

	Tax centre
British Columbia and the Yukon	Tax Centre Surrey BC V3T 5E1
Alberta, Saskatchewan, Manitoba, and the Northwest Territories	Tax Centre Winnipeg MB R3C 3M2
Ottawa, Toronto Centre (formerly Toronto), Toronto East (formerly Scarborough), Toronto West (formerly Mississauga), and Toronto North (formerly North York)	Tax Centre Ottawa ON K1A 1A2
Kingston, Belleville, Peterborough, Hamilton, Kitchener and Waterloo (formerly Kitchener), St. Catharines, London, Windsor, Sudbury, and Thunder Bay	Tax Services Office Sudbury ON P3A 5C1
Montréal, Montérégie-Rive-Sud (formerly Saint-Hubert), Laval and Outaouais	Tax Centre Shawinigan-Sud QC G9N 7S6
Sherbrooke, Québec, Rouyn-Noranda, Chicoutimi, Rimouski, and Trois-Rivières	Tax Centre Jonquière QC G7S 5J1
Nova Scotia, New Brunswick, Prince Edward Island, and Newfoundland and Labrador	Tax Centre St. John's NF A1B 3Z1

Note

Send any correspondence about **Part VII or Part VIII refundable tax** to:

Part VII/Part VIII Tax Group
Tax Centre
Ottawa ON K1A 1A2

Non-resident corporations

The International Tax Services Office in Ottawa assesses and reassesses all T2 returns that non-resident corporations file. If the corporation is non-resident, send the T2 returns and related correspondence to:

The International Tax Services Office
2540 Lancaster Road
Ottawa ON K1A 1A8

A non-resident corporation is subject to Canadian income taxation. This means that the corporation has to file a T2 return, if, at any time in the year or a previous year, the corporation carried on business in Canada or disposed of taxable Canadian property.

The following are some situations when a non-resident corporation has to file a T2 return:

- to report income or payments for services rendered in Canada for which taxes were withheld under Regulation 105;
- to pay tax on taxable income the corporation earns in Canada under section 115;
- to pay Part I tax on the net amount of timber royalty income or rental income from real property as an elective return under section 216;
- as a corporation subject to tax under Part XIV (known as branch tax);
and
- as a travelling corporation (e.g., a musical group) which operates in Canada for a limited period of time in a taxation year.

If you have questions about non-resident T2 returns, call the International Tax Services Office at the following telephone numbers:

In the Ottawa area 954-9681
Long-distance from Canada and
United States..... 1-800-267-5177
Long-distance from outside Canada and
United States (613) 954-9681*

*We accept collect calls.

**6
When do corporations pay income tax?**

Corporations have to pay income tax in monthly instalments. The balance of tax the corporation owes for a taxation year is due within either two or three months of the end of that taxation year, depending on the circumstances of each corporation.

Interest and penalties apply on late payments. To be on time, you have to make instalment payments and other payments on or before the due date either by mailing a

cheque made out to the Receiver General, or by paying directly at a Canadian financial institution.

Keep in mind that we consider the payment to have been made on the day we receive it, and not on the day you mail it.

Note

Sometimes, interest and penalties on late payments can be waived or cancelled. For more information, see the section called "Waiving penalties and interest" in item 7.

Instalment due dates

Instalment payments for Parts I, I.3, VI, and VI.1 tax are due on the last day of every complete month of a corporation's taxation year. The first payment is due one month minus a day from the starting date of the corporation's taxation year. The rest of the payments are due on the same day of each month that follows.

Example

If the taxation year begins on December 16, 1994, and ends on December 15, 1995, the first payment is due January 15, 1995. The other 11 payments are due on the 15th of every month, with the last payment of the taxation year due on December 15, 1995.

A corporation does not have to make instalment payments for a taxation year if the total of Parts I (including corporate surtax), I.3, VI, and VI.1 taxes payable for the year or the preceding taxation year is \$1,000 or less. For more information, see the *Corporation Instalment Guide*, which is available at your tax services office or tax centre.

A new corporation does not have to make instalment payments during its first taxation year, since there is no previous taxation year. When instalment payments are not required, you have to pay the whole amount of tax by the balance due date.

Balance due date

Generally, the balance of tax payable is due two months after the end of the taxation year. However, the tax is due three months after the end of the taxation year if all of the following conditions apply:

- The corporation is a Canadian-controlled private corporation throughout the taxation year.
- The corporation claims the small business deduction for the taxation year, or was allowed the small business deduction in the previous taxation year.
- The corporation's taxable income for the previous taxation year is \$200,000 or less, if the corporation is not associated with any other corporation during the taxation year. This \$200,000 amount is the corporation's business limit for the previous year.

If the corporation is associated with any other corporation during the taxation year, the total of the taxable incomes of all the associated corporations (for taxation years ending in the same calendar year as the corporation's previous taxation year) has to be \$200,000 or less. This amount is the total of all the corporations' business limits for the same taxation years.

Notes

For a taxation year shorter than 51 weeks, prorate the business limit based on the number of days in the taxation year divided by 365. See items 22 and 68 for more information.

For taxation years ending after June 30, 1994, large Canadian-controlled private corporations that have taxable capital employed in Canada of \$15 million or more will have their business limit reduced to nil. For more information, see item 68.

References

Section 157
IC 81-11 *Corporate Instalments*
Guide (T7B) *Corporation Instalment Guide*

7 Penalties

What happens if you file a return late?

If you file the T2 return late, a penalty applies. The penalty is 5% of the unpaid tax that is due on the filing deadline, plus 1% of this unpaid tax for each complete month that the return is late, up to a maximum of 12 months.

The corporation will be charged an even larger penalty if we issued a demand to file the return under subsection 150(2), and if we assessed a late-filing penalty for the corporation in any of the three previous taxation years. The penalty is 10% of the unpaid tax when the return was due, plus 2% of this unpaid tax for each complete month that the return is late, up to a maximum of 20 months.

References

Subsections 162(1) and 162(2)

Large corporations

A penalty applies to large corporations that have gross Part I.3 or Part VI tax payable, or both, and if they do not file a corporation income tax return, a large corporations tax return, or a financial institutions capital tax return as required.

The penalty is 0.25% for each complete month that the return is late, up to a maximum of 40 months. This penalty is calculated on the combined amount that is payable under both the large corporations tax and the financial institutions capital tax, before deducting any surtax credits or Part I tax credits. This penalty applies separately for each late-filed return, in addition to any other penalty.

Reference

Section 235

What happens if you don't report income?

A penalty will be charged if a corporation does not report an amount of income on its return for a taxation year, if it also failed to report income in any of the three previous taxation years. The penalty is 10% of the amount of unreported income in the year that is subject to the penalty.

Reference

Subsection 163(1)

False statements or omissions

A penalty will be charged if a corporation, either knowingly or under circumstances of gross negligence, makes a false statement or omission in a return. The penalty

is either \$100 or 50% of the amount of understated tax, whichever is more.

Reference
Subsection 163(2)

Note

If a corporation is charged a penalty for making a false statement or omission under subsection 163(2), the corporation cannot be charged a penalty on the same amount for failing to report income under subsection 163(1).

Other penalties

A corporation can also be charged penalties for:

- not providing information on an authorized form as required by the *Income Tax Act* and its regulations;
- not filing Form T106, *Corporate Information Return of Non-Arm's-Length Transactions with Non-Resident Persons* (see item 38);
- not filing the T5013 Summary, *Partnership Information Return* (see item 31); or
- late or deficient instalment payments.

Waiving penalties and interest

Sometimes, late-filing penalties or interest charges may be waived in situations where the corporation clearly does not deserve them. The reason for filing late or not paying an amount when it is due may be beyond the taxpayer's control. The types of situations in which a penalty or interest charge may be waived include:

- natural or human-made disasters, such as floods or fires;
- civil disturbances or disruptions in services, such as postal strikes;
- serious illness or accident suffered by the person who is responsible for filing the corporation's return; and
- the corporation receiving the wrong information, either in a letter from us or in one of our publications.

If the corporation is in one of these situations, let us know about the problem and try to file the return and pay any amount of tax owing as soon as possible. If you need an extension for filing a T2 return because of extraordinary circumstances, or if you think there is a valid reason for cancelling a penalty or interest charges, send us a letter explaining why it was impossible for you to file the return or make the payment on time.

References
Subsection 220(3.1)
IC 92-2 *Guidelines for the Cancellation and Waiver of Interest and Penalties*

8 What happens once you have filed the T2 return?

After we receive the T2 return, we send it to Corporation Services of the responsible tax centre for processing. Item 5 lists these tax centres.

When we assess the return, we mail the corporation a *Notice of Assessment* and, if necessary, an explanation of any changes we made to the return.

As soon as you receive the assessment notice, compare it to your copy of the corporation's T2 return. Contact your local tax services office if you need us to clarify or explain any part of the assessment.

How to authorize the release of information to third parties

If you would like us to release details about any T2 return or returns to an independent representative, such as an accountant, you can either send us a signed letter of authorization, or complete Form T1013, *Consent Form*.

- If you choose to write a letter of authorization, specify the person or people authorized to receive the information, and for which taxation years. To cancel an authorization that was previously given, notify us in writing immediately.
- If you choose to use Form T1013, you can get it from your tax services office or tax centre. You can use this form both to give an authorization, or to cancel one that you previously granted.

You have to submit a separate form each time you give or cancel an authorization. With the form, you can ask that this authorization not only apply to previous taxation years, but also to the year after the year for which the form is dated. For example, you can use a consent form dated in 1994 to give authorization up to and including the 1995 taxation year.

9 When can we reassess a T2 return?

Within certain time limits, we can reassess a return or make additional assessments of tax, interest, or penalties. These time limits vary, depending on the type of corporation and the nature of the reassessment.

Normal reassessment period

We can usually reassess a T2 return for a taxation year:

- within **three** years of the date we mailed either the original *Notice of Assessment* or the notification that no tax was payable for the taxation year, if the corporation was a Canadian-controlled private corporation at the end of the year; or
- within **four** years of the date we mailed either the original *Notice of Assessment* or the notification that no tax was payable for the taxation year, if the corporation was **not** a Canadian-controlled private corporation at the end of the year.

Extended reassessment period

The **normal reassessment period** can be extended for an extra three years for any of the following reasons:

- if you want to carry back a loss or credit from a later taxation year;
- when a non-arm's-length transaction between the corporation and a non-resident affects the corporation's tax;
- if the corporation pays an amount or receives a refund of foreign income or profits tax;

- when a reassessment of another taxpayer's tax for any of the above reasons affects the corporation's tax; or
- if a reassessment of another taxation year (it must be a prior taxation year if the reassessment relates to a loss or credit carry-back) for any of the above reasons affects the corporation's tax.

Unlimited reassessment period

We can reassess a T2 return at any time if:

- the corporation has made a misrepresentation because of neglect, carelessness, wilful default, or fraud in either filing the return or supplying information required by the *Income Tax Act*; or
- the corporation filed Form T2029, *Waiver in Respect of the Normal Reassessment Period*, with the tax services office before the normal reassessment period expires.

Note

If you want to revoke a waiver that was previously filed to extend the normal reassessment period for a certain taxation year, file Form T652, *Notice of Revocation of Waiver*, at the tax services office. The revocation will take effect six months after you file Form T652.

References

Subsections 152(3.1), 152(4), and 152(4.1)

How to request a reassessment

Send reassessment requests to the tax centre that serves the corporation. In your request, state the name of the corporation, the account or business number, the taxation year, and any details that apply. Be sure to include any relevant supporting information, such as revised financial statements and schedules.

To request a carry-back of a loss or tax credit to a previous taxation year, file whichever of the following forms apply:

- Form T2A, *Request for Corporation Loss Carry-Back*, to request the carry-back of a loss;
- Form T2038(CORP), *Investment Tax Credit — Corporations*, to request the carry-back of an investment tax credit;
- Form T921, *Calculation of Unused Part VI Tax Credit and Unused Part I Tax Credit*, to request the carry-back of Part I tax credit; and
- Form T962, *Calculation of Unused Part I.3 Tax Credit and Unused Surtax Credit*, to request the carry-back of surtax credit.

These forms are available at your tax services office or tax centre. You can file them with the return on which you report the loss or the earning of the credit, or you can forward them separately to the tax centre that serves the corporation.

Reference

Subsection 152(6)

Form T2A, Request for Corporation Loss Carry-Back

A corporation can carry back non-capital losses, net capital losses, restricted farm losses, and farm losses to any of the three previous taxation years.

Send Form T2A, *Request for Corporation Loss Carry-Back*, with the T2 return for the year the loss is incurred, or

forward it separately to the tax centre that processed the return.

10

How do you make an appeal?

You can make a formal objection if you disagree with the amount of tax, interest, or penalties we have assessed or reassessed. You can make an objection by filing Form T400A, *Objection*, or by sending a letter to the Chief of Appeals at your tax services office or tax centre. In the letter, explain the reasons for the objection, and outline all the relevant facts. You have 90 days from the date of the assessment or reassessment to file the objection or send the letter.

For a large corporation, the notice of objection shall:

- reasonably describe each issue;
- specify the relief you are seeking, expressed as the amount of a change in a balance or a balance of undeducted outlays, expenses, or other amounts of the corporation; and
- provide facts and reasons the corporation relied on for each issue.

Once we receive the objection, an appeals officer at the tax services office or tax centre will impartially review the assessment or reassessment in dispute. The appeals officer will then contact the corporation or its authorized representative to discuss the differences and to try to resolve the dispute.

If the differences in how we interpreted or applied the law are not resolved, the corporation can then appeal the assessment or reassessment to the Tax Court of Canada.

You do not have to pay the disputed amount of tax, interest, or penalty while you are waiting for the outcome of the Department's or the Tax Court of Canada's impartial review, unless the corporation or a related corporation is liable for tax under Part I.3. However, once the objection or appeal is settled, normal interest charges will apply to any tax, interest, or penalties outstanding. Interest charges are calculated from the balance due date.

References

Section 165

IC 80-7 *Objections and Appeals*

A corporation that objects to an assessment will have to pay 50% of the disputed amount if either it or a related corporation was liable for large corporations tax under Part I.3 for the year in dispute. The corporation also has to pay the full amount of taxes not in dispute.

References

Subsection 164(1.1)

Appealing loss determinations

The objection and appeal process does not usually apply to disputed loss amounts, since there is no tax, interest, or penalty involved.

However, if a corporation does not agree with losses that we have assessed and wants to appeal, it has to request a loss determination. We officially determine the amount of the loss and confirm it in writing by issuing Form T67-AM, *Notice of Determination/Redetermination of a Loss*. Once the

corporation has received this form, it can appeal our loss determination.

Keep in mind that we will only make determinations of the following amounts if the corporation requests it:

- a non-capital loss;
- a net capital loss;
- a restricted farm loss;
- a farm loss; or
- a limited partnership loss.

Send any requests for loss determinations to your tax services office or tax centre.

References

Subsections 152(1.1) and 152(1.2)

IT-512 *Determination and Redetermination of Losses*

11

Books and records

You have to keep the corporation's books and records in case we need to verify the income or loss you reported on

the T2 return. Keep books and records, including related accounts and vouchers, for at least six years from the end of the last taxation year to which they relate. If you filed a return late, keep this information for six years from the date you filed the return.

Do not destroy the books and records any earlier unless we give you written permission.

You have to keep books and records until two years after the date the corporation is dissolved. Be sure to keep books and records that relate to an objection or appeal notice until the objection or appeal process is finished, and the time for filing any appeal has expired.

Keep all receipts and documents that you do not have to file with the T2 return in an orderly manner, in case we need to see them to support a claim, or in case we select the return for further review or audit.

References

Subsections 230(4), 230(5), and 230(6)

Regulation 5800

IC 78-10 *Books and Records Retention/Destruction*

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The Identification area

Be sure to accurately complete page 1 of the T2 return, so we can properly identify the corporation and process the return more quickly.

12 Name, account number, and Business Number of corporation

Name of corporation

In this area, enter the full name of the corporation. Do not use abbreviations, and make sure the punctuation is correct.

Has the corporation changed its name since the last return filed?

To answer this question, tick either the *yes* or *no* box. If the answer is *yes*, attach a photocopy of the article of amendment to the return.

Account number

We identify each corporation with an eight-digit corporation account number. You will find the corporation's account number on previous assessment notices, instalment receipts, or remittance forms.

In the space provided, enter the account number. Remember to give the corporation's account number on all correspondence and instalment remittance forms you send to us.

Business Number (BN)

Starting in 1995, all new businesses automatically began receiving a unique business number (BN). This BN replaces the multiple numbers businesses use to deal with government.

The BN includes Revenue Canada's four major business accounts — corporate income tax, import/export, payroll deductions, and the goods and services tax (GST). Other

government accounts and services will be added to the BN system over time.

Between February and April 1995, the BN was implemented in stages by region. Existing businesses received information packages on how to convert to the BN. They can choose the best time to convert, up to the mandatory conversion date of January 1, 1997.

With a BN, businesses can get services on the accounts the BN covers. They can:

- register their businesses in one place;
- open additional accounts;
- make changes to their accounts (e.g., address changes); and,
- enquire about account balances and recent payments.

In most offices, these services are offered through a business window offering one-stop business service.

The BN allows government to increase efficiency, provide more effective, client-oriented service, and reduce the time and effort businesses need to do business with government.

Businesses that want more information on the BN can call 1-800-959-5525.

13 Addresses

Address of head office

Enter the complete head-office address of the corporation, including the street number, street, city, and postal code. If the corporation's head-office address changes, let the responsible tax centre know in writing as soon as possible.

Mailing address

Complete this area if the corporation's mailing address is different from its head-office address. If the corporation's mailing address changes, let the responsible tax centre know in writing as soon as possible.

We usually send all correspondence to the mailing address of the corporation. However, we will direct instalment receipts and remittance forms to the head-office address if you tick the box in the top right-hand corner of the mailing-address area.

Location of books and records

Enter the complete address of the location where the corporation keeps its books and records. We also need the name and telephone number of the person who has access to the records.

14 Is the corporation a resident of Canada?

To answer this question, tick either the *yes* or *no* box. If the corporation is not a resident of Canada, give the country of residence in the space provided. Non-resident corporations have to mail their T2 returns to the International Tax Services Office. See item 5 for details.

15 Is this the first year of filing?

To answer this question, tick either the *yes* or *no* box. If you answer *yes*, the corporation has either just been incorporated or has been recently formed as a result of an amalgamation. Keep in mind that the taxation year of a new corporation cannot be longer than 53 weeks from the date it was incorporated.

Date of incorporation

If the corporation is newly incorporated, enter the date of incorporation. Please submit a copy of the Certificate of Incorporation or the Articles of Incorporation.

Date of amalgamation

If the corporation has recently been formed as a result of an amalgamation, enter the date the amalgamation became effective. This date is the first day of the first taxation year of the newly formed corporation. Please submit a copy of the Certificate of Amalgamation or the Articles of Amalgamation.

16 Is this the final taxation year before amalgamation?

Predecessor corporations filing their last returns have to answer *yes* to this question on their final T2 returns.

When two or more corporations amalgamate, each one of the predecessor corporations has to file a T2 return for the period ending immediately before the effective date of amalgamation. You will find the effective date on the *Certificate of Amalgamation* or the *Articles of Amalgamation*.

We cannot accept returns filed for the period up to the adoptive date of amalgamation, or the date of the shareholders' resolution.

Example

At a meeting of the Board of Directors for N Co. Ltd., the directors passed a resolution to amalgamate with J Co. Inc., effective November 30, 1995 (the taxation year-end for both companies). The directors of J Co. Inc. passed a similar resolution.

The companies received their *Articles of Amalgamation* showing the effective date of amalgamation as January 1, 1996.

Both N Co. Ltd. and J Co. Inc. have to file two returns: one for the taxation year ending November 30, 1995, and one for the taxation year ending December 31, 1995.

The newly amalgamated corporation, N & J Co. Ltd., will file its first return for the taxation year that begins on January 1, 1996.

17 Is this the final return up to dissolution?

To answer this question, tick either the *yes* or *no* box. You have to answer *yes* if you are filing the corporation's final return for a taxation year ending on the date of dissolution.

The responsible representative of the corporation has to obtain a clearance certificate from the tax services office before distributing any of the corporation's property under his or her control. By obtaining the certificate, the responsible representative will avoid being personally liable for the unpaid taxes, interest, and penalties of the corporation. Remember to include the balance sheet with the final T2 return, which shows how the assets were distributed.

Notes

If a corporation wants to be dissolved permanently, it should apply to its applicable incorporating body to have its charter stricken from their records, in addition to filing a final T2 return. Otherwise, we will consider the company to still exist, and it will have to file a T2 return even if there is no tax payable.

If you intend to dissolve the corporation, you should ensure that the corporation has received all applicable refunds from Revenue Canada. Once a corporation is dissolved, any refund reverts to the provincial or federal Crown and cannot be issued to the corporation or its representatives.

References

Subsection 159(2)

IT-368 *Corporate Distributions — Clearance Certificates*

18 To which taxation year does this return apply?

In the boxes provided, enter the first and last days of the taxation year. The corporation's taxation year is its fiscal period. A fiscal period cannot be longer than 53 weeks (371 days). The taxation year of a new corporation cannot be longer than 53 weeks from the date it was either incorporated or formed as a result of an amalgamation.

The first day of this taxation year has to be the day after the last day of the preceding taxation year. Make sure the financial statements you attach to the T2 return match the taxation year of the return.

References

IT-364 *Commencement of Business Operations*
IT-454 *Business Transactions Prior to Incorporation*

Does the taxation year begin and end on the same dates as last year?

To answer this question, tick either the *yes* or *no* box. Generally, unless you have received approval from the Minister of National Revenue to change the fiscal period, the corporation's fiscal period is the same from year to year. To change an established fiscal period, write a letter to your tax services office asking for approval and explaining the reasons for the change.

However, there are some situations in which you do not need the Minister's approval to change the fiscal period. They include the following:

- the corporation has wound-up and you are filing its final return with an abbreviated fiscal period;
- the corporation has to end its taxation year at a certain time because it is emigrating to another country, becoming bankrupt, becoming exempt from tax, or ceasing to be exempt from tax; or
- a person or group of persons acquired control of the corporation under subsection 249(4).

Reference

IT-179 *Change of Fiscal Period*

If *no*, why has the taxation year changed?

If the corporation's taxation year does not begin and end on the same dates as last year, please explain in the space provided why the taxation year has changed.

If the reason is an acquisition of control, when was control acquired?

If the taxation year changed because a person or group of persons acquired control of the corporation, give the date control was acquired in the space provided.

When control is acquired, subsection 249(4) provides that the taxation year of the corporation ends immediately before control is acquired. You do not need ministerial approval for the changed taxation year.

Be sure to file a T2 return for the taxation year that ends immediately before control is acquired. The next taxation year starts at the time control is acquired, and the corporation can choose any taxation year-end within the next 53 weeks.

If control is acquired up to seven days after the end of an established taxation year, generally a corporation can choose to extend the taxation year up to the time control is acquired. In this case, attach a letter to your T2 return that says you are making an election under paragraph 249(4)(c).

Note

The acquisition of control of a corporation is usually considered to occur at the beginning of the day on which the acquisition takes place. However, the particular time of day that the acquisition of control took place will be

recognized if the corporation makes an election under subsection 256(9). To elect under subsection 256(9), include a note with the T2 return for the taxation year ending immediately before control was acquired.

Proposed legislation

A professional corporation that is a member of a partnership will have to have a December 31 year-end for fiscal periods beginning after 1994. See item 19.

19

Type of corporation at the end of the taxation year

Check the box that accurately describes the corporation type at the end of the taxation year. Since the corporation type determines whether or not the corporation is entitled to certain rates and deductions, make sure to check the correct box. See the following for details.

Reference

IT-391 *Status of Corporations*

Box 1 — Canadian-controlled private corporation

Tick this box if the corporation meets **all** of the following requirements at the end of the taxation year:

- it is a private corporation;
- it is a corporation that was resident in Canada and was either incorporated in Canada or resident in Canada from June 18, 1971, to the end of the taxation year;
- it is not controlled directly or indirectly by one or more non-resident persons;
- it is not controlled directly or indirectly by one or more public corporations (other than a prescribed venture capital corporation, as defined in Regulation 6700); and
- it is not controlled directly or indirectly by any combination of persons described in the two preceding conditions.

Proposed legislation

Draft legislation released in April 1995 proposed that, effective after 1995, Canadian-controlled private corporations will not include corporations whose shares are widely held by a number of non-residents or public corporations, and corporations whose shares are listed on a prescribed stock exchange.

References

Subsections 89(1) and 125(7)
IT-458 *Canadian-Controlled Private Corporation*

Box 2 — Other private corporation

Tick this box if the corporation meets **all** of the following requirements at the end of the taxation year:

- it is resident in Canada;
- it is not a public corporation;
- it is not controlled by one or more public corporations (other than a prescribed venture capital corporation, as defined in Regulation 6700);
- it is not controlled by one or more prescribed federal Crown corporations; and

- it is not controlled by any combination of corporations described in the two preceding conditions.

References

Subsection 89(1)
Regulations 6700 and 7100

Box 3 — Public corporation

Tick this box if the corporation is resident in Canada and meets either of the following requirements at the end of the taxation year:

- it has a class of shares listed on a prescribed Canadian stock exchange; or
- it has elected, or the Minister of National Revenue has designated it, to be a public corporation, and the corporation has complied with prescribed conditions under Regulation 4800(1) on the number of its shareholders, the dispersing of the ownership of its shares, the public trading of its shares, and the size of the corporation.

If a public corporation has complied with certain prescribed conditions under Regulation 4800(2), it can elect, or the Minister of National Revenue can designate it, not to be a public corporation.

References

Subsection 89(1)
Regulations 4800(1) and 4800(2)

Box 5 — Corporation controlled by a public corporation

Tick this box if the corporation is a Canadian subsidiary of a public corporation. These types of corporations do not qualify as public corporations for the purpose of determining the type of corporation.

Box 4 — Other corporation

Tick this box if the corporation does not fall within the other categories. Examples of other corporations include credit unions, co-operatives, non-resident-owned investment corporations, and Crown corporations.

Did the type of corporation change during the taxation year?

To answer this question, tick either the *yes* or *no* box. If you answered *yes*, explain on the line provided what the corporation type was before the change. Do not include other types of changes in this section, such as the change from active to inactive status.

A change of corporation type during the year may bring significant tax consequences. For example, certain calculations on the return depend on whether the corporation was a private corporation or a Canadian-controlled private corporation throughout the taxation year, at any time in the taxation year, or at the end of the taxation year.

Example

J. Doe Inc. has been a Canadian-controlled private corporation since it was incorporated in 1970. The company's taxation year ends on December 31, 1995.

On June 1, 1995, J. Doe, the controlling shareholder, moved permanently to Newport, Rhode Island. J. Doe is now considered a non-resident.

Since the company was not a Canadian-controlled private corporation **throughout the taxation year** because it is now controlled by a non-resident, it cannot claim the small business deduction on its 1995 T2 return.

On August 1, 1995, the company became a public corporation. Therefore, the company will only be entitled to a dividend refund on its 1995 T2 return for dividends it paid in the year while it was a private corporation.

The company will have to pay Part IV tax on any taxable dividends it received at the time in the year when it was a private corporation, even though it was a public corporation at the end of its taxation year.

Proposed legislation

Is the corporation a professional corporation that is a member of a partnership?

To answer this question, tick either the *yes* or *no* box. A professional corporation that is a member of a partnership and that carries on business in Canada, with a fiscal period beginning after 1994, will have to have a December 31 year-end, unless it would otherwise have ended on an earlier date. Such a corporation will have to file two T2 returns in 1995.

A professional corporation is a corporation that carries on the professional practice of an accountant, dentist, lawyer, medical doctor, veterinarian, or chiropractor.

20

Is the corporation exempt from tax under paragraph 149(1)(e), (l) or (j)?

To answer this question, please specify in the space provided, under which paragraph your corporation is exempt. If you are using a T2 Short return, tick the box that describes the kind of tax-exempt corporation. These corporations, which include non-profit organizations, do not have to pay any corporate income tax because they are exempted by one of the following paragraphs:

- **Paragraph 149(1)(e)** exempts the following types of organizations, as long as no part of the income of these organizations was payable or otherwise available for the personal benefit of proprietors, members, or shareholders:
 - agricultural organizations;
 - boards of trade; or
 - chambers of commerce.
- **Paragraph 149(1)(l)** exempts a club, society, or association that is not a charity and that is organized and operated solely for:
 - social welfare;
 - civic improvement;
 - pleasure or recreation; or
 - any purpose other than profit.

No part of these organizations' income can be payable to, or otherwise available for the personal benefit of any proprietor, member, or shareholder, unless the proprietor, member, or shareholder was a club, society, or association that promotes amateur athletics in Canada.

You will have to file Form T1044, *Non-Profit Organization (NPO) Information Return*, for taxation years ending after 1992 if the organization meets the definition in paragraph 149(1)(e) or 149(1)(l) and if one of the following conditions apply:

- a) the organization received or was entitled to receive dividends, interest, rentals, or royalties in the taxation year totalling more than \$10,000;
- b) the organization's total assets were more than \$200,000 at the end of the immediately preceding taxation year; or
- c) the organization had to file an NPO return for a preceding fiscal year.

If you have to file an information return for any taxation year, you will have to file a return for all future taxation years. See item 32 for filing instructions.

■ **Paragraph 149(1)(j)** exempts a non-profit corporation for scientific research and experimental development, if it meets all the following conditions:

- The corporation must be constituted exclusively for carrying on or promoting scientific research and experimental development.
- No part of the corporation's income may be payable to or otherwise available for the personal benefit of any proprietor, member, or shareholder.
- The corporation must not have acquired control of any other corporation.
- The corporation must not carry on any business during the period for which exemption is claimed.
- The corporation must in each period for which it claims exemption have expended in Canada an aggregate of amounts that are either:
 - a) expenditures on scientific research and experimental development directly undertaken by it or on its behalf; or
 - b) payments to an association, university, college, or research institution to be used for scientific research and experimental development.

References

Subsection 149(12)

Guide T4117 *Income Tax Guide to the Non-Profit Organization (NPO) Information Return*

IT-496 *Non-Profit Organizations*

IT-409 *Winding-Up of a Non-Profit Organization*

IT-83 *Non-Profit Organizations — Taxation of Income from Property*

21

What is the corporation's major business activity?

In the space provided, describe the major business or professional activity of the corporation. Be sure to include enough detail to both support the type of deductions claimed (e.g., the manufacturing and processing profits deduction) and to allow an exact industrial classification. If the corporation has several major lines of business, describe each of them.

The following are examples of how to describe your corporation's major business activity:

- men's retail clothing store;
- manufacturing of wooden office furniture; or
- single-unit residential building contractor.

If the corporation is involved in trucking, specify if it transports bulk liquids, or if the corporation is owner-operator, leased-operator, or broker-operator working for another trucking company.

Tax-exempt corporations (except those under 149(1)(e) and (l) described in item 20) have to state their organization type and the tax exemption on this line. If your organization is exempted under 149(1)(j), state "research and development" on this line.

If the corporation is inactive, say so on this line. Even if a corporation is inactive, which means it has not operated during the taxation year and has not earned any income, it has to file a T2 return. With the return, we need a balance sheet showing the assets, liabilities, and shareholders' equity at the end of the taxation year.

Has the major business activity changed since the last return was filed?

To answer this question, tick either the *yes* or *no* box.

If the major activity involves the resale of goods, indicate whether it is wholesale or retail.

Tick one of these boxes if the corporation's business involves the resale of goods.

Specify the principal products or services

Break down the business activity you described above into the following categories:

- the principal products mined, manufactured, sold, or constructed; and
- the services provided.

Also, give the approximate percentage of the corporation's total revenue each product or service represents.

Language of correspondence

Please indicate in which official language you would like to receive your correspondence.

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Attachments

On page 2 of the T2 return, we have listed the most common documents you may have to attach to the return. We need both the corporation's complete financial statements and the schedules that apply.

Financial statements

Each corporation should include complete financial statements for the taxation year of the T2 return. These statements include:

- a balance sheet;
- an income statement;

- any notes to the financial statements; and
- the auditor's report, if the financial statements were audited.

If the corporation has been inactive during the taxation year, the return should still include at least a balance sheet showing the corporation's financial position at the end of the taxation year.

Schedules

Complete the questionnaire on page 2 of the T2 return. For every *yes* answer you give, fill out the appropriate schedule and include it with the T2 return.

We have organized the schedules into two categories:

- **information schedules**, including general information schedules and those relating to transactions with non-residents; and
- **calculation schedules**, including schedules used to calculate net income, taxable income, deductions, taxes, and credits.

Since we do not print all of these schedules, we have included a complete list of the schedules we do print at the end of this guide. You can get them from your tax services office or tax centre. For the schedules we do not print, assemble the requested information and label it with the T2S schedule number in the top right-hand corner of each page.

Order of attachments

Staple the T2 return and all the attachments together in the top left-hand corner in the following order:

- the T2 return;
- the keying summary (if it is a computer-printed T2 return);
- Schedule T2S-TC;
- Schedule T2038(CORP);
- Schedule T2S(21);
- Form T921;
- Form T962;
- Form T2044;
- Form T2147, Form T2148, or Form T2149;
- any correspondence;
- official receipts;
- financial statements; and
- other schedules in any order.

Reference
IC 92-5 T1, T2, & T3 Custom Returns

Information schedules

There are two types of information schedules:

- general information schedules; and
- schedules relating to transactions with non-residents.

General information schedules

The following section explains various general information schedules you may have to complete.

22 Form T2013, *Agreement Among Associated Corporations*

You can get this form from your tax services office or tax centre.

For more details about **associated status**, see the section called "When is a corporation associated?" later in this chapter.

Only **Canadian-controlled private corporations** that are associated have to file Form T2013. These corporations use this form to:

- identify the associated corporations;
- allocate the \$200,000 business limit for the small business deduction (see item 68);
- allocate the expenditure limit for the 35% investment tax credit rate on qualifying scientific research and experimental development (SR&ED) expenditures (see item 77);
- provide the previous year's taxable incomes of the associated corporations to determine whether or not the corporation is eligible for:
 - the 35% investment tax credit rate and the 100% refundable investment tax credit rate on qualifying SR&ED expenditures (see item 77);
 - the 40% refundable investment tax credit rate (see item 77); or
 - the one-month extension of the date that the balance of tax is due (see item 6); and
- identify the gross Part I.3 tax from the preceding taxation year for the purpose of calculating the reduction to the business limit (see item 68).

Note

If the corporation's taxation year is shorter than 51 weeks, prorate the business limit and the expenditure limit based on the number of days in the taxation year divided by 365.

Associated corporations with more than one taxation year in a calendar year

Prorating the expenditure limit

Special rules apply to determine the expenditure limit for associated corporations that have more than one taxation year ending in the same calendar year. Prorate the expenditure limit for each taxation year ending in the calendar year based on the number of days in the taxation year divided by 365.

Be sure that the amount you prorate for each of the taxation years is equal to the amount allocated to the corporation for the first taxation year ending in the calendar year.

Reference
Subsection 127(10.6)

Prorating the business limit

Special rules apply to determine the business limit for associated corporations that have more than one taxation year ending in the same calendar year.

For the first taxation year ending in the calendar year, prorate the business limit allocated to the first taxation year ending in the calendar year based on the number of days in the first taxation year divided by 365.

For the second or later taxation years that end in the same calendar year, the business limit is the least of the following amounts:

- the amount allocated to the corporation for the first taxation year; or
- the amount allocated to the corporation for the later taxation year in question.

Prorate the business limit as determined above based on the number of days in the second or later taxation year divided by 365.

Make sure the total of the business limits of all associated corporations for any second or later taxation years that end in the same calendar year is not more than \$200,000.

Example

A Co. and B Co. are associated in 1995.

A Co.'s taxation year runs from January 1, 1995, to June 30, 1995.

The business limit allocated to A Co. for its June 30, 1995, taxation year is \$80,000.

On November 1, 1995, C Co. becomes associated with A Co. and B Co. C Co.'s taxation year ends on December 31, 1995. A Co. and B Co. decide to adopt December 31, 1995, as their year-ends, to match C Co.'s year-end.

The corporations decide to allocate a \$150,000 business limit to C Co. for the December 31, 1995, year-end. Since the total of their business limits cannot be more than \$200,000, the corporations allocate \$25,000 each to A Co. and B Co.

Question

What is A Co.'s business limit for each of the two taxation years ending in the 1995 calendar year?

Answer

Taxation year ending June 30, 1995:

Since the taxation year is shorter than 51 weeks, A Co. prorates the business limit as follows:

$$\$80,000 \times \frac{181 \text{ days}}{365 \text{ days}} = \$39,671$$

Taxation year ending December 31, 1995:

A Co. uses the \$25,000 business limit allocated in this taxation year, since it is less than the \$80,000 business limit allocated in its first taxation year ending in 1995. A Co. prorates it as follows:

$$\$25,000 \times \frac{184 \text{ days}}{365 \text{ days}} = \$12,603$$

Reference

Subsection 125(5)

When is a corporation associated?

Association is based on control. Control can be exerted either **directly or indirectly in any manner**. A person or a group of persons can control a corporation. Keep in mind that, in this context, a **person** can be either an individual or a corporation.

Control includes both *de jure* control and *de facto* control. *De jure* control is the right of control that depends on a person owning enough shares of a corporation to give that person a majority of the voting power. *De facto* control occurs when a corporation is subject to any direct or indirect influence that, if exercised, would result in actual control being exerted.

In general, a corporation is associated with another corporation if it meets **one** of the following five conditions at any time in the taxation year. Remember that **controlled** means directly or indirectly in any manner.

Condition 1

The corporations are associated if one corporation controls the other.

Example

X Co. Limited owns 100% of the voting shares of Y Co. Limited, which in turn owns 51% of the voting shares of Z Co. Inc.

X Co. Limited is associated with Y Co. Limited, since it exerts direct control over it.

X Co. Limited is associated with Z Co. Inc., since it exerts indirect control over it.

Condition 2

The corporations are associated if both corporations are controlled by the same person or group of persons.

Example

Bob owns 40% of the voting shares of ABC Company Ltd., and 30% of the voting shares of XYZ Limited. Ike owns 20% of the voting shares of ABC Company Ltd., and 40% of the voting shares of XYZ Limited.

As a group, Bob and Ike control both companies.

Therefore, ABC Company Ltd. and XYZ Limited are associated.

Condition 3

The corporations are associated if:

- each corporation is controlled by one person;
- that person is related to the person controlling the other corporation; and
- one of those persons owns at least 25% of the issued shares of any class, other than shares of a specified class, of the capital stock of each corporation.

Example

Op Co. owns 100% of the issued share capital of Fin Co. It also owns 25% of the Class A shares (other than shares of a specified class) of Ip Co. Op Co. is related to Ip Co.'s controlling shareholder, Billy. (Op Co. is related to Billy because Billy's brother controls that corporation.)

Therefore, Fin Co. and Ip Co. are associated.

Condition 4

The corporations are associated if:

- one corporation is controlled by one person;
- that person is related to each member of a group of persons that controls the other corporation; and
- that person owns at least 25% of the issued shares of any class, other than shares of a specified class, of the capital stock of the other corporation.

Example

Buddy controls AY Limited. His two daughters control AZ Inc. Buddy also owns 50% of the Class A preferred shares of AZ Inc.

Therefore, AY Limited and AZ Inc. are associated.

Condition 5

The corporations are associated if:

- each corporation is controlled by a related group;
- each of the members of one of the related groups is related to all members of the other related group; and
- one or more persons that are members of both related groups, either alone or together, own at least 25% of the issued shares of any class, other than shares of a specified class, of the capital stock of each corporation.

Example

Anne and her two daughters control One Co. Anne and her two sons control Two Co. Anne owns 33% of the common shares in each corporation.

Therefore, One Co. and Two Co. are associated.

References

Subsections 256(1), 256(1.1), and 256(5.1)

Section 251

IT-64 *Corporations: Association and Control — After 1988*

23

Form T2144, *Election not to be an Associated Corporation*

You can get this form from your tax services office or tax centre.

File Form T2144 if the corporation elects under subsection 256(2) not to be associated with two other corporations for the purposes of the small business deduction.

Two corporations that are not associated with each other will be considered associated under subsection 256(2) if they are associated with the same corporation (the third corporation).

However, for the purposes of the small business deduction, the third corporation can elect not to be associated with either of the other corporations. When a corporation makes this election, its business limit for the small business deduction is considered zero. Form T2144 gives you more details.

Make sure to file with the T2 return of the third corporation one copy of Form T2144 for each corporation to which the election applies.

Reference

Subsection 256(2)

24

Schedule T2S(9), *Related Corporations*

We do not print this schedule.

Related corporations have to include the following information with their T2 returns:

- the names, addresses, and corporation account or business numbers of the related corporations;
- details of any intercompany shareholdings; and
- the type of relationship (e.g., foreign parent, Canadian parent, foreign subsidiary, Canadian subsidiary, or associated corporation).

Please identify this information as Schedule T2S(9) in the top right-hand corner of the page.

Reference

Section 251

25

Schedule T2S(11), *Transactions With Shareholders, Officers, and Employees*

We do not print this schedule.

Give complete details of any transactions with shareholders, officers, or employees that involve:

- assets the corporation sold to or purchased from shareholders, officers, or employees, including those for which an election was made under section 85;
- payments the corporation made to or for the account of shareholders, officers, or employees that were not part of their authorized remuneration or reimbursement of expenses; or
- loans or indebtedness to officers, employees, shareholders, or persons connected with a shareholder that were not repaid by the end of the taxation year.

Please identify this information as Schedule T2S(11) in the top right-hand corner of the page.

Do not include transactions the corporation carried out in the ordinary course of business, or any transactions listed on Form T106. See item 38 for details.

If the corporation is involved in a transfer of property under section 85, make sure to file either Form T2057, *Election on Disposition of Property by a Taxpayer to a Taxable Canadian Corporation*, or Form T2058, *Election on Disposition of Property by a Partnership to a Taxable Canadian Corporation*. File Form T2058 when property is transferred from a partnership. File Form T2057 in all other cases. You can get these forms from your tax services office or tax centre.

26 Schedule T2S(11)(A), Non-Arm's-Length Transactions

We do not print this schedule.

If you make a section 85 election for a transaction between corporations not dealing at arm's length, and if all or substantially all of the assets of a corporation (the transferor) are disposed of to another corporation (the transferee), you have to give the name, address, and account or business number of the transferor.

Identify this information as Schedule T2S(11)(A) in the top right-hand corner of the page.

Generally, we consider that at least 90% meets the test for all or substantially all. You have to value all assets at cost or fair market value.

When this kind of non-arm's-length transaction takes place, the instalment requirements of the transferee corporation have to take into account those of the transferor corporation.

References

Regulation 5301(8)
IC 81-11 *Corporate Instalments*

27 Schedule T2S(14), Miscellaneous Payments to Residents

We do not print this schedule.

Please provide a list of any of the following payments the corporation made to residents of Canada:

- royalties for which the corporation has not filed a T5 slip;
- research and development fees;
- management fees;
- technical assistance fees;* and
- similar payments.

* Technical assistance fees are payments for technical or industrial services related to producing goods or applying processes, formulae, and know-how in the production process.

List only the payments that were more than \$100, and show the names and addresses of each recipient. Identify this information as Schedule T2S(14) in the top right-hand corner of the page.

28 Schedule T2S(15), Deferred Income Plans

We do not print this schedule.

List the amounts the corporation deducted from its income for payments it made to a registered pension plan (RPP), a registered supplementary unemployment benefit plan (RSUBP), a deferred profit-sharing plan (DPSP), or an employee profit-sharing plan (EPSP). This list must show:

- the name of each plan and the amount claimed as a deduction for each;

- the registration number Revenue Canada assigned to an RPP, an RSUBP, or a DPSP; and
- the name and address of the trust governed by an employee profit-sharing plan. If the trust is not resident in Canada, state whether or not the T4PS Supplementary slips, *Statement of Employees Profit Sharing Plan Allocations and Payments*, were filed for the last calendar year and, if so, by whom (the trustee or the employer).

Identify this information as Schedule T2S(15) in the top right-hand corner of the page.

29 Schedule T2S(24), New Corporations, Amalgamated Corporations, or Parent Corporations Winding Up a Subsidiary

We do not print this schedule.

a) New corporations

Make sure to attach all of the following documents to the first T2 return of a new corporation:

- the opening balance sheet;
- copies of all relevant agreements or the full details on shares issued for anything other than cash consideration, if they apply; and
- the closing balance sheet of a proprietorship, partnership, or corporation, if the new corporation acquired the assets or business, or assumed the liabilities of, that proprietorship, partnership, or corporation, if it applies.

Identify each of these documents as Schedule T2S(24) in the top right-hand corner of each page.

b) Amalgamated corporations or parent corporations after winding up a subsidiary

Make sure to include the following information with the first return of a newly amalgamated corporation, or of a parent corporation after winding up a subsidiary:

- the name and the account or business number of each predecessor or subsidiary corporation; and
- an accounting of all deductions and tax credits transferred from each predecessor or subsidiary corporation.

Identify this information as Schedule T2S(24) in the top right-hand corner of the page.

30 Form T5004, Statement of Tax Shelter Loss or Deduction

You can get this form from your tax services office or tax centre.

If the corporation is claiming a loss or deduction from an interest in a tax shelter it purchased after August 31, 1989, file Form T5004 with the T2 return.

Beginning with tax shelters purchased in 1989, the promoter has to prepare Form T5003, *Statement of Tax*

Shelter Information, and send copies to each investor. Attach copy 2 of Form T5003 to the T2 return.

Reference

IC 89-4 *Tax Shelter Reporting*

31

T5013 Supplementary, Statement of Partnership Income

If the corporation is a member of a partnership, attach to the T2 return a list of all the partnership identification numbers assigned to the partnerships of which the corporation is a member.

Partnerships that have more than five members have to issue information slips to each partner for each fiscal period of the partnership. Corporate partners that receive a T5013 Supplementary, *Statement of Partnership Income*, have to file it with the T2 return for the taxation year in which the fiscal period of the partnership ends.

Note

Each partnership has to file a T5013 Summary, *Partnership Information Return*, for each fiscal period. However, some partnerships are exempt from this requirement. For more information, see the *Guide for the Partnership Information Return*, which is available at your tax services office or tax centre.

Proposed legislation

Draft legislation released in July 1995 proposed that, for fiscal periods beginning after 1994, partnerships, with at least one member who is an individual, a professional corporation, or another affected partnership, have to have a December 31 fiscal period-end.

32

Form T1044, Non-Profit Organization (NPO) Information Return

You can get this form from your tax services office or tax centre.

Form T1044 is the annual information return for organizations claiming non-profit status under paragraphs 149(1)(l) or 149(1)(e). Your organization will only file this return if it meets one of the filing requirements explained in item 20.

Your organization has to file the return within six months after its fiscal period-end. For help completing this return, see the publication called *Income Tax Guide to the Non-Profit Organization (NPO) Information Return*.

There are two ways you can choose to send us your NPO return:

- mail it in the envelope enclosed in the NPO guide; or
- attach the NPO return to your T2 return. If you file both returns together, complete all areas in the identification section of the NPO return except for the "Name of organization and address" area. Then complete sections B through G. Do not use the NPO envelope. Deliver both returns to your tax services office or tax centre, or mail them together to the responsible tax centre.

Reference

Subsection 149(1.2)

Schedules relating to transactions with non-residents

The following section explains various schedules you may have to complete to report transactions with non-residents.

33

Schedule T2S(19), Non-Resident Ownership

We do not print this schedule.

If a non-resident shareholder owned a share of any class of the corporation's capital stock at any time during the taxation year, indicate the percentage of voting shares that non-resident shareholders owned. If the percentage varied throughout the year, indicate the highest percentage non-residents owned at any time during that year.

Identify this information as Schedule T2S(19) in the top right-hand corner of the page.

34

Schedule T2S(22), Non-Resident Discretionary Trust

We do not print this schedule.

Indicate the names and mailing addresses of all non-resident discretionary trusts, as well as those of the trustees, if, at any time during the taxation year, one of the following organizations had a beneficial interest in a non-resident discretionary trust (governed by subsection 94(1)):

- the corporation;
- a foreign affiliate the corporation controls; or
- any other corporation or trust that did not deal at arm's length with the corporation.

Identify this information as Schedule T2S(22) in the top right-hand corner of the page.

35

Schedule T2S(25), Investment in Foreign Affiliates

We do not print this schedule.

If the corporation is resident in Canada and holds shares in one or more foreign affiliates, as defined in subsection 95(1), file the following information:

- the names of all its foreign affiliates, showing which ones are **controlled** and which ones are **other foreign affiliates**; and
- the **equity percentage**, as defined in subsection 95(4), for each foreign affiliate.

Identify this information as Schedule T2S(25) in the top right-hand corner of the page.

36

Schedule T2S(29), Payments to Non-Residents

We do not print this schedule.

Corporations that are making certain payments to non-residents have to file the appropriate information return under the *Income Tax Regulations*.

If the corporation **did not** file NR4B, T4-T4A, or T4A-NR returns, we need a list of the types of payments, the dollar amounts, and the addresses of the payees for any of the following amounts the corporation paid or credited to non-residents:

- royalties;
- rents;
- dividends;
- management fees;
- technical assistance fees (see item 27 for details);
- research and development fees;
- interest;
- film payments;
- any payments for regular services; or
- other services.

Identify this information as Schedule T2S(29) in the top right-hand corner of the page.

37 **Schedule T2S(30), Non-Canadian Advertising Expense**

We do not print this schedule.

List any amounts claimed as expenses for advertising:

- in an issue of a non-Canadian newspaper or periodical;
- with a foreign broadcaster.

Identify this information as Schedule T2S(30) in the top right-hand corner of the page.

References
Sections 19 and 19.1

38 **Form T106, Corporate Information Return of Non-Arm's-Length Transactions with Non-Resident Persons**

You can get this form from your tax services office or tax centre.

Form T106 is an annual information return on which you report the activities between Canadian corporate taxpayers and certain non-resident persons under section 233.1.

File the T106 information return if the corporation:

- was either resident in Canada or carried on business in Canada at any time in the taxation year; and
- entered into transactions with non-residents with whom it was not dealing at arm's length at any time in the year.

File a separate T106 information return for each non-resident.

On the T106 return, report all transactions between the corporation and the non-resident, including those transactions concerning:

- tangible property;
- rents;
- royalties and intangible property;
- services; and
- advances, loans, or other accounts receivable or payable to or from a non-resident (beginning and ending balances).

Be sure to either deliver Form T106 to your tax services office or mail it to the responsible tax centre **within six months of the end of the reporting corporation's taxation year**. You can send the T106 information return in the same envelope as the T2 return, but **do not** attach them to each other. If you file Form T106 late, the corporation will be subject to penalties.

References
Sections 233.1 and 251
Subsections 162(7) and 162(10)

Proposed legislation

The February 27, 1995 budget proposed that, for taxation years beginning after 1995, Canadian individuals and corporations who hold or acquire investments outside Canada will have to disclose additional information on their interests in such investments.

The additional information they will have to report will include:

- details of certain transfers to and deposits with foreign corporations, partnerships, trusts, and estates;
- the name of and the equity percentage in each foreign affiliate of a resident individual;
- information about the income a controlled foreign affiliate earns, including an identification of the nature of the income which forms part of foreign accrual property income (FAPI) included in the taxpayer's income in the year, and the disclosure of whether income that would otherwise have been FAPI was considered to be income from an active business because of specific provisions of the Act; and
- an annual information return for a non-resident trust in which money or property was transferred from an individual or a corporation resident in Canada or for which a Canadian resident is a beneficiary. This information return will include the financial statements of the trust as well as information on contributions to and distributions from the trust.

Calculation schedules

You may also have to use various calculation schedules to complete the rest of the T2 return. We have listed all of these schedules on page 2 of the T2 return. You will find details about each of these schedules in the following chapters.

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The “Additional Information” box

Be sure to provide all the information we request in the “Additional Information” box.

The employer’s remittance account number or **business number** on line 6 is the account number you use when remitting employees’ payroll deductions.

The “Taxable Income and Base Amount of Part I Tax” box

Calculating net income — Line 111

There are several schedules you may have to use to calculate the corporation’s net income for income tax purposes. This section explains each of those schedules.

39

Schedule T2S(1), *Net Income for Income Tax Purposes*

We do not print this schedule.

If the corporation’s net income on its income statement is different from its net income for income tax purposes, you have to provide us with calculations to show how you determined the net income you are reporting on line 111. Make sure to identify these calculations as Schedule T2S(1) in the top right-hand corner of the page.

Keep in mind that some expenses deducted on the corporation’s income statement are not allowable for income tax purposes. Also, certain items included in income are not taxable.

To calculate the net income or loss for income tax purposes on Schedule T2S(1):

- add the non-allowable expenses to the amount of net income or loss indicated on the income statement; and
- subtract from this amount the non-taxable items and allowable deductions for tax purposes.

The following are a few of the most common additions and subtractions you have to make on Schedule T2S(1).

A. Amounts you have to add:

- income tax provisions;
- interest and penalties on income taxes;
- losses on disposal of fixed assets;
- political donations;
- taxable capital gains;
- depreciation;
- reserves deducted in the preceding year;
- charitable donations;
- restricted farm losses;
- limited partnership losses;
- prior-year investment tax credits on current scientific research and experimental development (SR&ED) expenditures;
- SR&ED expenditures from the current year that were deducted on financial statements and included on form T661;
- amounts of negative balance in the SR&ED expenditures pool; and
- the non-allowable portion of food, beverage, and entertainment expenses.

Note

For expenses the corporation incurred after February 21, 1994, for food, beverages, and entertainment consumed or enjoyed after February 1994, the deductible portion of expenses is reduced from 80% to 50%.

B. Amounts you have to subtract:

- gains on disposal of assets as shown on financial statements;
- non-taxable capital dividends (election under section 83);
- capital cost allowance;
- cumulative eligible capital deduction;
- allowable business investment loss;
- reserves deducted in the current year;
- allocations by credit unions;
- deduction claimed for SR&ED expenditures for the year on form T661; and
- SR&ED investment tax credit per financial statements.

Remember that these lists are common examples of amounts to add and subtract to the net income or loss indicated on the income statement. They are **not** complete lists.

On line 111 on page 3 of the T2 return (page 1 of the T2 Short), enter the amount you have determined as the **net income or loss for income tax purposes**.

Keep in mind that you may have to use some of the following schedules to calculate certain amounts on Schedule T2S(1):

- Schedule T2S(6), *Summary of Dispositions of Capital Property* (see item 40 for details);
- Schedule T2S(8), *Capital Cost Allowance (CCA)* (see item 41);
- Schedule T2S(8)(A), *Cumulative Eligible Capital Deduction* (see item 42);
- Schedule T2S(12), *Natural Resource Earned Depletion* (see item 43);
- Schedule T2S(13), *Continuity of Reserves* (see item 44);
- Schedule T2S(16), *Patronage Dividend Deduction* (see item 45);
- Schedule T2S(17), *Allocation in Proportion to Borrowing (Credit Unions)* (see item 46); and
- Form T661, *Claim for Scientific Research and Experimental Development Expenditures Carried on in Canada* (see item 47).

40

Schedule T2S(6), Summary of Dispositions of Capital Property

You can get this schedule from your tax services office or tax centre.

You have to complete Schedule T2S(6) if the corporation disposed of capital property during the taxation year and incurred any **capital losses** or realized any **capital gains**.

References

Section 54

IT-170 *Sale of Property — When Included in Income Computation*

IT-448 *Dispositions — Changes in Terms of Securities*

IT-460 *Dispositions — Absence of Consideration*

Note

A **business investment loss** occurs when the corporation disposes of certain capital properties. Although you calculate the deductible part of a business investment loss, called an **allowable business investment loss**, in the same way as you calculate an allowable capital loss, do not report it on Schedule T2S(6). See item 49 for details.

Paragraph 111(4)(e) designation

You can also use Schedule T2S(6) to make a designation under paragraph 111(4)(e) if a person or group of persons has acquired control of the corporation. If you make the designation, capital properties will be considered as having been disposed of immediately before that person or group of persons acquired control of the corporation.

To do so, simply tick the *yes* box on page 1 of the schedule, and attach a statement specifying which properties are subject to the designation.

Completing Schedule T2S(6)

To make it easier to complete Schedule T2S(6), we have provided the following explanations that briefly set out the type of information we need in each column and each part of the schedule.

Column 1: Types of capital property — There are six categories of capital property the corporation may have disposed of during the taxation year:

- shares;
- real estate;
- bonds;
- other properties;
- personal-use property; and
- listed personal property.

We have divided Schedule T2S(6) into six parts to reflect these categories of capital property.

Column 2: Date of acquisition — In this column, give the date the corporation acquired the property.

Column 3: Proceeds of disposition — In this column, indicate the proceeds of disposition. The proceeds of disposition are usually the selling price of the property. However, they can also include compensation the corporation received for property that was destroyed, expropriated, stolen, or damaged.

In the case of a gift or a deemed disposition, the proceeds of disposition are usually the fair market value of the property when its owner or use changes.

References

Section 54

IT-259 *Exchanges of Property*

IT-271 *Expropriations — Time and Proceeds of Disposition*

Column 4: Adjusted cost base — In this column, indicate the cost of the property you used to calculate any capital gain or loss. This amount is called the **adjusted cost base (ACB)**. The ACB is the original cost of the property, that has been adjusted to reflect certain transactions or occurrences that took place after the corporation acquired the property.

The cost of a capital property may be the actual cost, a deemed cost, or the Valuation-Day value of the property. The nature of the property and the circumstances under which the corporation acquired it determine which cost of the capital property you should use.

References

Subsections 53(1) and 53(2)

IT-418 *Capital Cost Allowance — Partial Dispositions of Property*

IT-456 *Capital Property — Some Adjustments to Cost Base*

The cost of property the corporation acquired after 1971 is usually the actual cost of acquiring it, including the purchase price plus any related costs like commissions, legal fees, and other reasonable expenses. It also includes the cost of additions and improvements to the property. It does **not** include current expenses like maintenance and repair costs.

Reference

IT-128 *Capital Cost Allowance — Depreciable Property*

Special rules apply when determining the cost of capital property the corporation owned on December 31, 1971. According to these rules, tax is not assessed and losses are not allowed for any gain or loss that arose before that date.

References

IT-84 *Capital Property Owned on December 31, 1971 — Median Rule (Tax-Free Zone)*

IT-139 *Capital Property Owned on December 31, 1971 — Fair Market Value*

When deductions from the cost base of a property (other than a partnership interest) reduce the balance to a negative amount at any time in the taxation year, the corporation is considered to have realized a capital gain equal to the amount of the negative balance, and the ACB becomes nil.

You cannot use later additions to the ACB to reduce previous gains on the property that resulted from a negative balance. You can only consider these additions when you determine future gains or losses.

Reference

Subsection 40(3)

Paragraphs 53(1)(e) and 53(2)(c) outline the rules for determining the ACB of a partnership interest.

Reference

IT-353 *Partnership Interest — Some Adjustments to Cost Base*

You have to reduce the ACB of a partnership interest by the amount of any share purchase tax credit, and one-half of the amount of any scientific research and experimental development tax credit the partnership allocated to the corporation.

Note

Generally, after February 21, 1994, interests in a partnership that a limited partner or an inactive partner holds are no longer excepted from the negative ACB rule.

Column 5: Outlays and expenses — In this column, enter the amount of outlays and expenses you deducted when calculating a gain or loss. You can deduct most cash outlays the corporation used to put a property into saleable condition when you calculate a gain or loss. You can also deduct expenses the corporation incurred when disposing of the property. These expenses include certain fixing-up costs, finder's fees, commissions, surveyor's fees, transfer taxes, and other reasonable expenses the corporation incurred to dispose of the property.

Column 6: Gain or loss — In column 6, enter the amount of the gain or loss. To determine this figure, subtract the amounts in columns 4 and 5 from the amount in column 3.

A **capital gain** results when the proceeds of disposition of a capital property are more than the adjusted cost base and any related outlays or expenses. A **capital loss** occurs when the proceeds of disposition are less than the adjusted cost base and the related outlays and expenses. However, if depreciable property is disposed of, it will result in a **terminal loss**, not a capital loss. See item 41 under the heading "Column 6: Undepreciated capital cost" for more details about terminal losses.

In certain cases, when a corporation disposes of a building and the land on which it stands, and the building is disposed of for less than its undepreciated capital cost, you may have to reduce the gain on the sale of the land by the terminal loss on the sale of the building.

References

Subsection 13(21.1)

IT-220 *Capital Cost Allowance — Proceeds of Disposition of Depreciable Property*

Part 1: Shares — In this part, list the shares the corporation disposed of during the taxation year. Give the number of shares, the name of the corporation in which the shares were held, and the class of the shares.

Usually, disposing of a share of the capital stock of a corporation will result in a taxable capital gain or an allowable capital loss. However, if the corporation that is disposing of the share is in the business of trading shares, the resulting gain or loss is considered business income or loss.

If a share is converted because of a merger or an amalgamation, section 54 considers a disposition to have occurred.

Part 2: Real estate — In this part, list all real estate the corporation disposed of during the taxation year. Give the legal description or municipal address of each property.

Dispositions of non-depreciable real property (unless the property is inventory) may result in a capital gain or loss. However, dispositions of depreciable property may result in a capital gain, a recapture of CCA, or a terminal loss. See item 41 under the heading "Column 6: Undepreciated

capital cost" for details about terminal losses and recaptures.

References

- IT-218 *Profits, Capital Gains and Losses From the Sale of Real Estate, Including Farmland and Inherited Land and Conversion of Real Estate From Capital Property to Inventory and Vice Versa*
IT-478 *Capital Cost Allowance — Recapture and Terminal Loss*

Part 3: Bonds — In this part, list all bonds the corporation disposed of during the taxation year. Give the face value, the maturity date, and the issuer's name for each type of bond.

When you make a capital disposition of a debt obligation, the amount of any realized discount or bonus the corporation received is usually considered a capital gain. Similarly, a premium the corporation paid is considered a capital loss, either when the obligation matures or on the date the corporation disposes of the obligation.

Reference

- IT-479 *Transactions in Securities*

Part 4: Other properties — In this part, describe any capital property the corporation disposed of during the taxation year that you have not already reported in Parts 1, 2, and 3.

Other property includes capital debts that the corporation has established as bad debts, as well as amounts that arise from foreign-currency transactions.

When an amount receivable on capital account becomes a bad debt and the corporation elects in its return to have the provisions of subsection 50(1) apply, a deemed disposition occurs at the end of the year. The corporation is considered to have reacquired the debt immediately afterwards at a cost of nil. This usually allows the corporation to claim a bad debt as a capital loss in the year. Any later recovery of that debt will result in a capital gain.

References

- Subsection 50(1)
IT-159 *Capital Debts Established to be Bad Debts*

Foreign exchange gains or losses from buying or selling capital properties are capital gains or capital losses. Transactions in foreign currency or foreign-currency futures that do not form part of the corporation's business operations can be considered capital dispositions.

References

- Subsection 39(2)
IT-95 *Foreign Exchange Gains and Losses*

For dispositions of depreciable property, a capital gain results if the proceeds are more than the capital cost. However, losses on depreciable property do not result in capital losses. These losses are **terminal losses**. See item 41 under the heading "Column 6: Undepreciated capital cost" to find out more about terminal losses.

You have to report dispositions of goodwill and other intangible properties on Schedule T2S(8)(A). See item 42 for more details.

Part 5: Personal-use property — In this part, describe any personal-use property the corporation disposed of during the taxation year.

Personal-use property of a corporation is property owned primarily for the personal use or enjoyment of an individual who is related to the corporation.

Use the \$1,000 rule to determine gains and losses when the corporation disposes of personal-use property. According to this rule, if the adjusted cost base is less than \$1,000, it is considered to be \$1,000. As well, when the proceeds of disposition are less than \$1,000, they are considered to be \$1,000.

You cannot deduct losses on dispositions of personal-use property (other than listed personal property) from the corporation's income.

References

- Subsection 46(1)
IT-332 *Personal-Use Property*

Part 6: Listed personal property — In this part, describe any listed personal property the corporation disposed of during the taxation year.

Listed personal property is a special category of personal-use property that usually increases in value. The following is a complete list of the different types of listed personal property:

- prints, etchings, drawings, paintings, sculptures, or other similar works of art;
- jewellery;
- rare folios, rare manuscripts, or rare books;
- stamps; or
- coins.

If the corporation incurs losses from disposing of listed personal property, you can only deduct these losses from capital gains the corporation realized from disposing of listed personal property.

You can apply any unabsorbed losses in the current year to reduce similar net gains the corporation realized in the three immediately preceding years, and in the following seven years.

Capital gains dividends

Capital gains dividends under paragraphs 130.1(4)(a) and (b), 131(1)(a) and (b), and 133(7.1)(a) are considered to be capital gains. These paragraphs apply to mortgage investment corporations, mutual fund corporations, and non-resident-owned investment corporations. If the corporation received any capital gains dividends in the taxation year, enter them on this line.

Determining total capital gain or loss

The total capital gain or loss is the amount you determine when you:

- add all the amounts in column 6, the capital gains dividends (if any), and the **prior-year reserve**; and
- subtract the **current-year reserve**.

Capital gains reserve

Often, the corporation will not receive part of the proceeds of disposition, usually for real property, until after the end of the year. In these cases, the corporation can defer part of the capital gain to the year it is due to receive the proceeds by setting up a capital gains reserve. By using reserves, you can spread a capital gain over a maximum of five years.

The reserve that you can claim in a taxation year cannot be more than one of the two following amounts, whichever is less:

- A. $\frac{\text{Capital gain}}{\text{Proceeds of disposition}} \times \text{Amount not due until after the end of the year}$
and
- B. ■ for the year of disposition 4/5 of the capital gain
 ■ for the second year 3/5 of the capital gain
 ■ for the third year 2/5 of the capital gain
 ■ for the fourth year 1/5 of the capital gain

Be sure to add the reserve amount you deducted in a taxation year to the corporation's income in the following taxation year. Add the prior-year reserve and subtract the current-year reserve on Schedule T2S(6). Show the continuity of capital gain reserves on Schedule T2S(13). See item 44 for details.

Example

A Limited sold a piece of land to Mr. X on March 4, 1995. A Limited's taxation year ends on June 30, 1995.

Under the terms of the sale agreement, A Limited received a \$10,000 down payment, and will receive \$30,000 each year for the next three years. The first payment is due on March 31, 1996. Therefore, the total proceeds of disposition are \$100,000.

The capital gain on the sale was \$80,000.

A Limited reports the following:

For the taxation year ending June 30, 1995

Capital gain \$80,000

Minus the capital gains reserve (amount A or B, whichever is less):

A. $\frac{\$80,000}{\$100,000} \times \$90,000 = \$72,000$

and

B. $\frac{4}{5} \times \$80,000 = \$64,000$

Capital gains reserve — enter on line J of Schedule T2S(6) \$64,000

Total capital gain — enter on line K of Schedule T2S(6) \$16,000

Taxable capital gain (.75 × \$16,000) — enter on line L of Schedule T2S(6) \$12,000

For the taxation year ending June 30, 1996

Prior-year capital gains reserve — enter on line I of Schedule T2S(6) \$64,000

Minus the current-year capital gains reserve (amount A or B, whichever is less):

A. $\frac{\$80,000}{\$100,000} \times \$60,000 = \$48,000$

and

B. $\frac{3}{5} \times \$80,000 = \$48,000$

Capital gains reserve — enter on line J of Schedule T2S(6) \$48,000

Total capital gain — enter on line K of Schedule T2S(6) \$16,000

Taxable capital gain (.75 × \$16,000) — enter on line L of Schedule T2S(6) \$12,000

References

Subparagraphs 40(1)(a)(ii) and 40(1)(a)(iii)
 IT-236 Reserves — Dispositions of Capital Property

Determining taxable capital gains or allowable capital losses

You have to calculate the **taxable** part of a capital gain and the **allowable** part of a capital loss for a taxation year as a percentage of the total capital gain or loss. We call this percentage the **inclusion rate**. You have to include a prior-year reserve in income using the inclusion rate for the current year.

To determine a taxable capital gain or an allowable capital loss for a taxation year, apply the inclusion rate to the capital gain or loss. The inclusion rate is 75% after 1989.

If the net result you calculate on Schedule T2S(6) is a taxable capital gain, add it to the net income for income tax purposes on Schedule T2S(1). If the net result you calculate on the T2S(6) is an allowable capital loss, you cannot deduct it on the T2S(1). Since allowable capital losses become net capital losses, you can only use them to reduce taxable capital gains in other years. See item 63 for details.

Determining inclusion rates for taxation years beginning before 1990

You can use the formulae on page 2 of Schedule T2S(6) to calculate inclusion rates. You may need to do this if you either carry back or carry forward a net capital loss to another year that has a different inclusion rate. See item 63 for inclusion rates for prior years.

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Schedule T2S(8), Capital Cost Allowance (CCA)

You can get this schedule from your tax services office or tax centre.

Use Schedule T2S(8) to calculate the corporation's capital cost allowance.

Paragraph 20(1)(a) allows a corporation to deduct part of the capital cost of certain **depreciable property** from income it earned in the year from a business or property. This deduction is called **capital cost allowance (CCA)**. When a taxation year is shorter than 12 months, you generally have to prorate the CCA.

Under Part XI of the *Income Tax Regulations*, depreciable property is grouped into prescribed classes. Schedule II of the Regulations contains a complete list of these prescribed classes.

A maximum rate is prescribed for each class. Apply the prescribed rate to the undepreciated capital cost of the class at year-end to determine the maximum CCA the

corporation can claim. The corporation can deduct any amount up to the maximum that is available for the year.

Note

Do not include capital expenditures (other than first or second term shared-use-equipment) for which the corporation is requesting SR&ED treatment, on the T2S(8).

Available-for-use rule

The available-for-use rule determines the earliest taxation year in which a corporation can claim CCA for depreciable property it acquired after 1989.

A corporation cannot claim CCA for a depreciable property of a prescribed class until it becomes **available for use**. This rule does not apply to a **certified production**, which is defined in Regulation 1104(2).

When is property available for use?

Property other than a **building** is considered available for use at the earliest of several dates. The following are some examples of these dates:

- when the corporation first uses the property to earn income;
- the beginning of the first taxation year that starts at least 358 days after the taxation year during which the corporation acquired the property;
- immediately before the corporation disposes of the property; or
- when the corporation can use the property to either produce a saleable product or perform a saleable service.

A **building** is considered available for use on the earliest of the following dates:

- when the corporation uses all or substantially all of the building for its intended purpose;
- when construction of the building is complete;
- the beginning of the first taxation year that starts at least 358 days after the taxation year during which the corporation acquired the property;
- immediately before the corporation disposes of the property; or
- when the corporation acquires a replacement property, if it is replacing one it involuntarily disposed of (e.g., expropriation) that it either acquired before 1990 or had already become available for use.

Note

If a corporation acquires a property after 1989 for a **long-term project**, it can elect to limit the impact of the available-for-use rule. This election is not available for rental buildings. To make this election, send us a completed Form T1031, *Election Under Subsection 13(29)*, with the T2 return. You can get copies of Form T1031 from your tax services office or tax centre.

References

Subsections 13(26) to 13(32)

CCA rates and classes

The following is a partial list and description of the most common capital cost allowance (CCA) classes. You will find a complete list in Schedule II of the *Income Tax Regulations*.

<u>Class number</u>	<u>Description</u>	<u>CCA rate</u>
1	Most buildings made of brick, stone, or cement acquired after 1987, including their component parts such as electric wiring, lighting fixtures, plumbing, heating and cooling equipment, elevators, and escalators	4%
3	Most buildings made of brick, stone, or cement acquired before 1988, including their component parts as listed in class 1 above	5%
6	Buildings made of frame, log, stucco on frame, galvanized iron or corrugated metal that are used in the business of farming or fishing, or that have no footings below-ground; fences and most greenhouses	10%
7	Canoes, boats, and most other vessels, including their furniture, fittings, or equipment	15%
8	Property that is not included in any other class such as furniture, calculators and cash registers, photocopy and fax machines, printers, display fixtures, refrigeration equipment, machinery, tools costing \$200 or more, and outdoor advertising billboards and greenhouses with rigid frames and plastic covers acquired after 1987	20%
9	Aircrafts, including furniture, fittings, or equipment attached, and their spare parts	25%
10	Automobiles (except taxis and others used for lease or rent), vans, wagons, trucks, buses, tractors, trailers, drive-in theatres, general-purpose electronic data-processing equipment (e.g., personal computers) and systems software, and timber cutting and removing equipment	30%
10.1	Passenger vehicles costing more than \$24,000 (\$20,000 if acquired before September 1989) — for passenger vehicles acquired after 1990, the \$24,000 cost does not include either GST or any provincial sales tax	30%
12	Chinaware, cutlery, linen, uniforms, dies, jigs, moulds or lasts, computer software (except systems software), cutting or shaping parts of a machine, certain property used for earning rental income such as apparel or costumes, and videotape cassettes; certain property costing less than \$200 such as kitchen utensils, tools, and medical or dental equipment; certain property acquired after August 8, 1989 and before 1993 for use in a business of selling or providing services such as electronic bar-code scanners, and cash registers used to record multiple sales taxes	100%
13	Property that is leasehold interest (the maximum CCA rate depends on the type of the leasehold and the terms of the lease)	N/A
14	Patents, franchises, concessions, and licences for a limited period — the CCA is limited to the lesser of: <ul style="list-style-type: none"> ■ the capital cost of the property spread out over the life of the property; and ■ the undepreciated capital cost of the property at the end of the taxation year. Class 14 also includes patents, and licences to use patents for a limited period, that you elect not to include in class 44	N/A
16	Automobiles for lease or rent, taxicabs, and coin-operated video games or pinball machines; certain tractors and large trucks acquired after December 6, 1991, that are used to haul freight and that weigh more than 11,788 kilograms	40%
17	Roads, sidewalks, parking-lot or storage areas, telephone, telegraph, or non-electronic data communication switching equipment	8%
38	Most power-operated movable equipment acquired after 1987 used for moving, excavating, placing, or compacting earth, rock, concrete, or asphalt	30%
39	Machinery and equipment acquired after 1987 that is used in Canada primarily to manufacture and process goods for sale or lease	25%
43	Manufacturing and processing machinery and equipment acquired after February 25, 1992, described in class 39 above	30%
44	Patents, and licenses to use patents for a limited or unlimited period, that the corporation acquired after April 26, 1993. However, you can elect not to include such property in class 44 by attaching a letter to the return for the year the corporation acquired the property. In the letter, indicate the property you do not want to include in class 44	25%

Note

You can elect to include certain property usually included in classes 8 and 10 in a separate class. The corporation has to have acquired each property after April 26, 1993, at a capital cost of at least \$1,000. The types of properties that qualify for this election include general-purpose electronic data-processing equipment and ancillary equipment, computer software, photocopiers, and electronic communications equipment such as facsimile transmission devices or telephone equipment. To make this election, attach a letter to the return for the year the corporation acquired the property. In the letter, indicate the property you want to include in a separate class.

Grandfathering provisions

Some types of property, such as assets in classes 2, 3, 11, 22, 28, 29, and 30, are still eligible for the higher CCA rates that were effective on December 31, 1987. To qualify for the old rates, the corporation has to have acquired the property before 1990, and:

- the corporation has to have acquired the property under a written obligation it entered into before June 18, 1987; or
- the property has to be a building, structure, plant facility, or other property that was under construction by or on behalf of the corporation on June 18, 1987; or
- the property has to be machinery or equipment that was a fixed and integral part of property under construction by or on behalf of the corporation on June 18, 1987.

References

Regulation 1100
Schedule II of the Regulations

Completing Schedule T2S(8)

The next section explains how to complete each column of Schedule T2S(8). Please note that you have to use a separate line for each class of property.

Column 1: Class number — In this column, identify each class of property with the assigned class number.

Generally, you have to group all depreciable property of the same class together. Then, calculate CCA on the undepreciated capital cost of all the property in that class.

However, sometimes you have to maintain a separate record for each property in the same class. For example, list on separate lines property that you would usually group in the same class but use to earn income from different businesses. Also, list each class 10.1 passenger vehicle on a separate line.

Reference
Regulation 1101

Column 2: Undepreciated capital cost at the beginning of the year — In column 2, enter the amount of the undepreciated capital cost at the end of the preceding taxation year (the amount from column 11 of last year's Schedule T2S(8)).

Column 3: Cost of acquisitions during the year — For each class, enter the total cost of depreciable property the corporation acquired and had available for use in the taxation year. The cost of acquisitions generally means the

full cost of acquiring the property, including legal, accounting, engineering, or other fees. **Land is not a depreciable property, and is therefore not eligible for CCA.**

Column 4: Adjustments — In some cases, you will have to adjust the capital cost of a property. In column 4, enter the amounts that will either reduce or increase the capital cost.

Reduce the capital cost of a property by the following amounts:

- any investment tax credits the corporation used to reduce taxes payable or claimed as a refund in the preceding taxation year; and
- any government assistance the corporation received or is entitled to receive in the year (any goods and services tax (GST) input tax credit or rebate it received for property acquired is considered government assistance).

Show the amounts that reduce the capital cost in brackets. Do not include them in the corporation's income.

Note

A corporation that receives an amount of non-government assistance to buy depreciable property has the option of either reducing the capital cost of the property by this amount, or including it in income.

Increase the capital cost of a property by any government assistance the corporation repaid in the year that had previously reduced the capital cost. Show this amount as a positive amount in column 4.

References

Subsections 13(7.1), 13(7.4), and 13(21)
Paragraph 12(1)(x)

IT-174 *Capital Cost Allowance — Meaning of "Capital Cost of Property"*

Column 5: Proceeds of dispositions during the year — For each class, you usually enter the total proceeds of disposition the corporation received or was entitled to receive for property that it disposed of during the year. However, if the corporation disposed of the property for more than its capital cost, enter the capital cost, not the actual proceeds of disposition.

When the corporation disposes of a depreciable property for more than its capital cost, a capital gain results. However, losses on depreciable property do not result in capital losses. They may result in terminal losses. See column 6 for more details about terminal losses.

Column 6: Undepreciated capital cost — To calculate the amount you have to enter in column 6:

- add the amounts in columns 2 and 3;
- subtract the amount in column 5; and
- either subtract or add the amount in column 4 (subtract if it is a negative amount, and add if it is a positive amount).

The corporation cannot claim CCA when the amount in column 6 is:

- positive, and there is no property left in that class at the end of the taxation year (a terminal loss); or
- negative (a recapture of CCA).

Terminal loss

A terminal loss results when the corporation disposes of all the property in a particular class, and there is an amount of undepreciated capital cost left in column 6. You have to deduct the terminal loss from the corporation's income. For details, see **example 1** under the heading "Schedule T2S(8) examples" that follows.

Recapture of CCA

If the amount in column 6 is negative, you have a recapture of capital cost allowance. A recapture of CCA occurs when the proceeds of disposition in column 5 are more than the total of columns 2 and 3, plus or minus the amount in column 4 of that class. You have to add the recapture to the corporation's income. For details, see **example 2** under the heading "Schedule T2S(8) examples" that follows.

The recapture and terminal loss rules do not apply to passenger vehicles in class 10.1.

Column 7: 50% rule — Generally, property the corporation acquired that is available for use during the taxation year is only eligible for 50% of the normal maximum CCA for the year. You can claim full CCA for that property in the next taxation year.

To apply the 50% rule, the undepreciated capital cost of the property has to be adjusted. This adjustment is equal to one-half of the net amount of additions to the class (the cost of acquisitions minus the proceeds of dispositions). Enter this amount in column 7. For details, see **example 3** under the heading "Schedule T2S(8) examples" that follows.

When applying the 50% rule, the net amount of additions must take into account any adjustment in column 4 (plus or minus). However, do not reduce the net amount of additions by the investment tax credit the corporation claimed in the preceding taxation year and included in column 4.

Certain properties the corporation acquired through non-arm's-length transfers or butterfly transfers (which occur in the course of certain reorganizations) are exempt from the 50% rule.

References

Regulation 1100(2)

IT-285 *Capital Cost Allowance — General Comments*

Column 8: Reduced undepreciated capital cost — In this column, enter the amount you get when you subtract the amount in column 7 from the amount in column 6.

If you have an amount of recapture or a terminal loss in column 8 of Schedule T2S(8), do not complete columns 9, 10, and 11 for that line. On Schedule T2S(1), add the

recapture to income or deduct the terminal loss from income.

Column 9: CCA rate — Enter the prescribed rate that applies, as provided for under Part XI of the Regulations.

Column 10: Capital cost allowance — To claim the maximum CCA for each class, multiply the amount in column 8 by the rate in column 9, and enter the result in column 10. You do not have to claim the maximum allowable CCA. You can claim any amount up to the maximum.

If the corporation's taxation year is shorter than 365 days, prorate the CCA claim for all property except for those classes of property that Regulation 1100(3) excludes. The exceptions in Regulation 1100(3) include:

- class 14 assets;
- class 15 assets;
- timber limits and cutting rights;
- industrial mineral mines;
- certified productions; and
- certain mining equipment in classes 28 and 41.

To determine the CCA claim, multiply the maximum CCA for a complete year by the number of days in the taxation year divided by 365.

References

Regulation 1100(3)

IT-147 *Capital Cost Allowance — Accelerated Write-off of Manufacturing and Processing Machinery and Equipment*

IT-285 *Capital Cost Allowance — General Comments*

IT-336 *Capital Cost Allowance — Pollution Control Property*

The total of all amounts in column 10 is the corporation's CCA claim for the taxation year. Deduct this amount on Schedule T2S(1).

Note

If a corporation wants to change the amount of CCA it claimed in a taxation year, send a written request within 90 days of the date on the assessment or reassessment notice. Only under certain circumstances can we make adjustments after the 90-day period has expired. For more information, see IC-84-1, *Revision of Capital Cost Allowance Claims and Other Permissive Deductions*.

Column 11: Undepreciated capital cost at the end of the year — In column 11, enter the amount you get when you subtract the amount in column 10 from the amount in column 6.

Schedule T2S(8) examples

Example 1

An import-export business decided to sell its warehouse, since it is better to lease instead. The business received \$30,000 for the warehouse. At the end of the 1995 taxation year, the business had no more assets in class 3.

The business's Schedule T2S(8) for its 1995 taxation year looks like this:

1 Class number	2 Undepreciated capital cost at the beginning of the year (column 11 from last year's T2S(8))	3 Cost of acquisitions during the year (new property must be available for use) Note 1	4 Adjustments (show negative amounts in brackets) Note 2	5 Proceeds of dispositions during the year (amount not to exceed the capital cost)	6 Undepreciated capital cost (column 2 plus column 3 plus or minus column 4 minus column 5)	7 50% rule (deduct 1/2 of the amount, if any, by which the net cost of acquisitions exceeds column 5) Note 3	8 Reduced undepreciated capital cost (column 6 minus column 7)	9 CCA rate %	10 Capital cost allowance (column 8 multiplied by column 9; or a lower amount) Note 4	11 Undepreciated capital cost at the end of the year (column 6 minus column 10)
3	\$35,000	nil	nil	\$30,000	\$5,000	nil	\$5,000	-	nil	nil

The amount in column 6 is a terminal loss.

The import-export business deducts the \$5,000 terminal loss from its income.

Example 2

A clothing company bought a sewing machine in 1993 for \$10,000. Now, because of the overwhelming success the company has had in the retail end of the business, it has decided to concentrate solely on retailing. Consequently, the company sold its sewing machine in 1995 for \$12,000.

The clothing company's Schedule T2S(8) for its 1995 taxation year would look like this:

1 Class number	2 Undepreciated capital cost at the beginning of the year (column 11 from last year's T2S(8))	3 Cost of acquisitions during the year (new property must be available for use) Note 1	4 Adjustments (show negative amounts in brackets) Note 2	5 Proceeds of dispositions during the year (amount not to exceed the capital cost)	6 Undepreciated capital cost (column 2 plus column 3 plus or minus column 4 minus column 5)	7 50% rule (deduct 1/2 of the amount, if any, by which the net cost of acquisitions exceeds column 5) Note 3	8 Reduced undepreciated capital cost (column 6 minus column 7)	9 CCA rate %	10 Capital cost allowance (column 8 multiplied by column 9; or a lower amount) Note 4	11 Undepreciated capital cost at the end of the year (column 6 minus column 10)
8	\$9,500	nil	nil	\$10,000	(500)	nil	(500)	-	nil	nil

The amount in column 6 is the recapture of capital cost allowance.

The clothing company includes the \$500 recapture in its income. The capital gain is \$12,000 minus \$10,000, which equals \$2,000.

Example 3

In its 1995 taxation year, a bookstore decided to buy a computer to help keep up with the paperwork, and started using it right away. The computer cost \$5,000. The bookstore has to apply the 50% rule when it calculates the amount of CCA it can deduct for 1995.

The bookstore's Schedule T2S(8) for its 1995 taxation year looks like this:

1 Class number	2 Undepreciated capital cost at the beginning of the year (column 11 from last year's T2S(8))	3 Cost of acquisitions during the year (new property must be available for use) Note 1	4 Adjustments (show negative amounts in brackets) Note 2	5 Proceeds of dispositions during the year (amount not to exceed the capital cost)	6 Undepreciated capital cost (column 2 plus column 3 plus or minus column 4 minus column 5)	7 50% rule (deduct 1/2 of the amount, if any, by which the net cost of acquisitions exceeds column 5) Note 3	8 Reduced undepreciated capital cost (column 6 minus column 7)	9 CCA rate %	10 Capital cost allowance (column 8 multiplied by column 9; or a lower amount) Note 4	11 Undepreciated capital cost at the end of the year (column 6 minus column 10)
10	\$10,000	\$5,000	nil	nil	\$15,000	\$2,500	\$12,500	30	\$3,750	\$11,250

42 Schedule T2S(8)(A), Cumulative Eligible Capital Deduction

You can get this schedule from your tax services office or tax centre.

Use Schedule T2S(8)(A) to calculate the corporation's cumulative eligible capital deduction.

Some business-related expenditures are capital in nature. Corporations incur these expenditures, called eligible capital expenditures, to buy intangible capital property, known as **eligible capital property**. Some examples of eligible capital property are:

- goodwill;
- trademarks;
- franchises, concessions, or licences for an unlimited period; and
- patents, and licences to use patents for an unlimited period, that the corporation elects not to include in class 44. For more information on class 44, see the CCA rates and classes chart under item 41.

Expenses the corporation incurs for incorporation, reorganization, or amalgamation also qualify as eligible capital expenditures.

Eligible capital expenditures are not deductible in full, and they are not eligible for capital cost allowance. However, they may qualify for a partial deduction (called a cumulative eligible capital deduction).

The cumulative eligible capital (CEC) account is the account you set up to keep track of your eligible capital expenditures.

Calculate your CEC account balance on schedule T2S(8)(A). Each year, you can deduct up to 7% of the balance. When completing box 1, if you have a negative balance in your CEC account, add the amount you calculated in box 2 on Schedule T2S(8)(A) to the income on Schedule T2S(1). You

do not have to prorate the cumulative eligible capital deduction for a short taxation year.

References
Subsection 14(5)
Paragraph 20(1)(b)
IT-143 *Meaning of Eligible Capital Expenditure*

43 Schedule T2S(12), Natural Resource Earned Depletion

We do not print this schedule.

A corporation can deduct an allowance for mining and mineral processing. This deduction is called the depletion allowance.

If the corporation is claiming a depletion allowance, you have to show the continuity of the earned depletion base. Identify this information as Schedule T2S(12) in the top right-hand corner of the page. The earned depletion base is defined under Regulation 1205(1).

Expenditures the corporation made after 1989 no longer increase the earned depletion base. However, a corporation can continue to deduct depletion allowances until it has exhausted its earned depletion base.

References
Regulations 1201 to 1209, and 1212
Section 65

44 Schedule T2S(13), Continuity of Reserves

We do not print this schedule.

You have to show the continuity of all the corporation's reserves by indicating the prior-year and the current-year reserves. If you deducted a reserve amount last year, add that amount to the corporation's current-year income and establish a new reserve amount.

Identify this information as Schedule T2S(13) in the top right-hand corner of the page.

By using reserves, a corporation can deduct for tax purposes certain amounts that it includes in business income and that are considered unearned.

The following are some examples of reserves:

- reserve for doubtful debts;
- reserve for undelivered goods;
- reserve for services not rendered;
- reserve for amounts receivable; and
- capital gains reserve.

Add the prior-year reserve on Schedule T2S(1) and deduct the current-year reserve on the T2S(1). Although you show capital gains reserves on Schedule T2S(13), you have to add and deduct them on Schedule T2S(6). See item 40 under the heading "Capital gains reserve" for details.

Proposed legislation

Draft legislation released in July 1995 proposed that corporations having eligible business income from a partnership and that are required to have a December 31 fiscal period-end (see item 31) can claim a reserve over 10 consecutive years. The corporation should show the continuity of the reserve on schedule T2S(13).

References

- IT-152 *Special Reserves — Sale of Land*
- IT-154 *Special Reserves*
- IT-215 *Reserves, Contingent Accounts and Sinking Funds*
- IT-442 *Bad Debts and Reserve for Doubtful Debts*

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Schedule T2S(16), Patronage Dividend Deduction

You can get this schedule from your tax services office or tax centre.

File Schedule T2S(16) with the T2 return if the corporation is claiming a patronage dividend deduction. This deduction is for payments the corporation made to customers for allocations in proportion to patronage. An **allocation in proportion to patronage** entitles a customer to receive payment calculated at a rate relating to the quantity, quality, or value of either goods sold or services rendered.

This deduction usually applies to co-operative corporations that pay patronage dividends to their member customers. The corporation has to pay amounts that qualify for this deduction either during the taxation year, or in the 12 months that follow the taxation year.

Schedule T2S(16) gives details on how to calculate the allowable patronage dividend deduction.

References

- Section 135
- IT-362 *Patronage Dividends*
- IT-493 *Agency Cooperative Corporations*

46

Schedule T2S(17), Allocation in Proportion to Borrowing (Credit Unions)

We do not print this schedule.

If a credit union is claiming an allocation in proportion to borrowing, you have to provide us with calculations of this claim. Identify this information as Schedule T2S(17) in the top right-hand corner of the page.

An **allocation in proportion to borrowing** for a taxation year is an amount the credit union credits to a member, on the terms that the member is entitled to or will receive that amount.

A credit union can deduct from its income for a taxation year both the total of all bonus interest payments, and the payments it made to its members for allocations in proportion to borrowing. It can also deduct these payments in the 12 months after the end of the taxation year. However, the corporation cannot deduct an amount if it could have deducted it in the previous taxation year.

On Schedule T2S(17), you have to calculate the amount the credit union credited at a rate that is related to:

- the amount of interest payable by the member on money the member borrowed from the credit union; or
- the amount of money the member borrowed from the credit union.

The amount the credit union credited to the member has to bear the same rate as the interest or money that the credit union similarly credited to all other members of the credit union of the same class.

References

- Subsections 137(2) and 137(6)
- IT-483 *Credit Unions*

47

Form T661, Claim for Scientific Research and Experimental Development Expenditures Carried on in Canada

You can get this form from your tax services office or tax centre.

We publish a guide, called *Claiming Scientific Research and Experimental Development Expenditures*, which gives details on how to complete Form T661. This guide is also available from your tax services office or tax centre.

File a current version of Form T661 if the corporation carries on business in Canada and has incurred expenditures for scientific research and experimental development (SR&ED) it carried on in Canada.

Current and capital SR&ED expenditures form a special pool that you can deduct in the current year. You can also carry forward to any future year the expenditures in that pool as long as the corporation has not deducted them before.

Form T661 summarizes the costs for all SR&ED projects. You have to complete the form and place it on top of the T2 return for the taxation year the corporation incurs SR&ED expenditures. Be sure to file Form T661 whether or not you claim an investment tax credit. If the corporation does not file Forms T661 and T2038 by the corporation's tax return due date for the taxation year following the year it incurred the SR&ED expenditures, the corporation cannot claim SR&ED and investment tax credit for that year. For more information, see item 77.

When a corporation is a member of a partnership that incurs SR&ED expenditures, the partnership has to file Form T661 along with the T5013 Summary Partnership Information Return. Each partner has to file a T5013 Supplementary, Statement of Partnership Income, showing its share of the expenditures. If the partnership is exempt from filing (e.g., it has fewer than six members), each partner has to file Form T661 with its T2 return.

References

- Subsection 37(1)
- Regulation 2900
- IC-86-4 *Scientific Research and Experimental Development*
- IT-151 *Scientific Research and Experimental Development Expenditures Brochure (T4052) — Scientific Research and Experimental Development: An Information Guide to the Tax Incentive Program*
- T4088 *Claiming Scientific Research and Experimental Development Expenditures*

Proposed legislation

Draft legislation released in July 1995 proposes that, for taxation years that end after February 27, 1995, a corporation that is exempt from tax under paragraph 149(1)(j) of the *Income Tax Act* will have to file Form T661 by its income tax return filing-due date for the year, to report its SR&ED work and expenditures. However, if the corporation files Form T661 within 90 days of Royal Assent, the T661 will be considered to have been filed on time.

Calculating current-year losses

A corporation may not always have net income to report on line 111. Instead, it may have incurred a loss for the year. The following section describes the different types of losses a corporation can incur, and how to calculate these losses.

On line 111, be sure to enter in brackets the corporation's net loss for the year.

**48
Calculating non-capital losses**

To determine a non-capital loss for the corporation, do the following calculation:

$[A + B] - [C + D + E]$

To calculate amount A,

add the following amounts:

- losses from carrying on a business or from property _____ 1
- allowable business investment losses _____ 2
- net capital losses of other taxation years the corporation deducts under paragraph 111(1)(b) _____ 3
- taxable dividends the corporation received that are deductible under section 112 and subsections 113(1) and 138(6) _____ 4
- the unused part of the Part VI.1 tax deductible when calculating taxable income _____ 5

- amount deductible under subparagraph 110(1)(f)(i) for income exempt from tax in Canada because of a tax treaty with another country _____ 6
- Total of lines 1 to 6** _____ 7
- the corporation's income for the year from all sources _____ 8
- Amount A** (line 7 minus line 8 — if negative, enter "nil") _____ **A**

Amount B is any foreign tax deductions under section 110.5.

Amount C is the corporation's farm loss for the year (see item 52 for details).

Amount D is the corporation's fuel tax rebate loss abatement for the year.

Amount E is the total of all amounts by which the non-capital loss of the corporation for the year is required to be reduced because of section 80.

Example

In the beginning of 1995, Farmco operated a farming business and incurred a loss of \$10,000. The corporation decided to sell the farming operation and received proceeds of disposition of \$200,000. There was a taxable capital gain of \$25,000 on the sale.

It used the money to purchase two businesses, a hardware store and a sawmill. In the taxation year ending December 31, 1995, the hardware store had a loss of \$50,000, and the sawmill showed a profit of \$20,000. Farmco also received taxable dividends in the amount of \$1,000 that it can deduct under section 112.

Farmco calculates its non-capital loss as follows:

Total of all losses it incurred from carrying on a business, and the amount of taxable dividends it received that are deductible under section 112:

Loss from hardware store	\$50,000	
Loss from farming	\$10,000	
Taxable dividends received and deductible under section 112	<u>\$ 1,000</u>	\$61,000

Minus

Income from all sources:		
Taxable capital gain	\$25,000	
Income from sawmill	\$20,000	
Taxable dividends received	<u>\$ 1,000</u>	<u>\$46,000</u>
Amount A		\$15,000

Minus

Amount C	Farm loss	<u>\$10,000</u>
Non-capital loss		<u>\$ 5,000</u>

Farmco has to show (\$4,000) on line 111 of the T2 return, and \$1,000 on line 119, which totals \$5,000 in non-capital losses. It records the \$10,000 farm loss separately on Schedule T2S(4).

On Schedule T2S(4), enter the year's non-capital loss. You will find details on the T2S(4) in item 59. See item 61 for rules on how to apply non-capital losses to other years.

References

Subsection 111(8)

IT-302 *Losses of a Corporation — The Effect that Acquisition of Control, Amalgamation and Winding-Up Have on Their Deductibility — After January 15, 1987*

49

Calculating allowable business investment losses

You have to calculate an allowable business investment loss (ABIL) in the same way as you would calculate an allowable capital loss. See item 40 for details.

Generally, a business investment loss arises from the arm's-length disposition (or deemed disposition) of:

- shares of a small business corporation; or
- certain debts owed to the corporation by a small business corporation, certain bankrupt corporations, or certain wound-up corporations (these corporations have to deal with the corporation at arm's length).

A **small business corporation** is defined in subsection 248(1).

You can deduct an ABIL from all sources of income for the year. Any balance remaining after the year the loss occurs becomes part of the corporation's non-capital loss. You can carry the non-capital loss back three taxation years or carry it forward seven taxation years. If you are unable to deduct an ABIL as a non-capital loss within this allowed time frame, the unused part becomes a net capital loss, and you can carry it forward indefinitely to reduce taxable capital gains.

If the corporation is claiming an ABIL, attach a separate statement to the T2 return that contains the following information:

- the name of the small business corporation;
- the number and class of shares, or the type of debt the corporation disposed of;
- the date the corporation acquired the debt or the shares;
- the proceeds of disposition;
- the adjusted cost base;
- the outlays and expenses on the disposition;
- the amount of loss the corporation claimed; and
- written confirmation that the transaction has taken place between parties dealing at arm's length.

Deduct the corporation's ABIL on Schedule T2S(1). Include any unused ABIL with the corporation's non-capital losses on Schedule T2S(4). See item 59 for details.

References

Paragraph 39(1)(c)

IT-484 *Business Investment Losses*

50

Calculating restricted farm losses

If the corporation's chief source of income is neither farming nor a combination of farming and another source of income, the loss arising from the farming activity that the corporation can deduct is restricted. An amount of farm loss allocated from a partnership may also be restricted. The amount of farm loss you can deduct from net income for income tax purposes is A or B, whichever is less:

- A. the farming loss for the year; or
- B. \$2,500 plus one of the following amounts, whichever is less:
 - (i) (farming loss for the year minus \$2,500) divided by 2; and
 - (ii) \$6,250.

Add to the corporation's income on Schedule T2S(1) the difference between:

- the actual farm loss you deducted on the financial statements; and
- the deductible farm loss you calculated above and all amounts by which the corporation's restricted farm loss for the year is required to be reduced because of section 80.

This difference is called a **restricted farm loss**, and you have to enter it on Schedule T2S(4). See item 59 for details.

Note

Section 31 of the Act does not restrict the portion of the loss arising from a claim for expenditures for scientific research and experimental development.

Example

Pubco's chief source of income comes from publishing. The company also owns a farm where they raise horses for harness racing. The corporation incurred a loss of \$30,000 from the farming business.

Pubco calculates the deductible farm loss and the restricted farm loss as follows:

A. Farm loss	\$30,000
Minus the deductible farm loss:	
B. \$2,500 plus one of the following amounts, whichever is less:	
(i) (\$30,000 minus \$2,500) divided by 2 =	\$13,750
and	
(ii) \$ 6,250	<u>\$ 8,750</u>
Restricted farm loss	<u>\$21,250</u>

Pubco's deductible farm loss is \$8,750. If Pubco's income from other sources is less than its deductible farm loss, then the difference is the corporation's farm loss for the year. See item 64 for information on how to apply farm losses.

Pubco adds the restricted farm loss of \$21,250 to its income on Schedule T2S(1), and also enters it on Schedule T2S(4).

See item 60 for details on how to apply restricted farm losses to other years.

Reference
Subsection 31(1)

51 Calculating losses allocated from a limited partnership

A corporation that is a limited partner and receives a T5013 Supplementary, *Statement of Partnership Income*, will find the amount of limited partnership loss allocated to it in box 23 of the slip.

If the limited partner does not receive this form because the partnership is exempt from filing (e.g., it has fewer than six members), you have to file the partnership's financial statements with the T2 return to substantiate the corporation's share of the partnership loss for the year. Report the amount in the taxation year during which the partnership's taxation year ends.

The portion of a partnership loss that a limited partner can deduct in determining net income for income tax purposes may be restricted.

Calculate this deductible part of the loss as A or B, whichever is less:

- A. the corporation's share of the limited partnership's loss from a business (other than a farming business) or from property; or
- B. the corporation's **at-risk amount** at the end of the partnership's taxation year, **minus** the following amounts:
- the corporation's share of investment tax credits of the partnership for the year;
 - the corporation's share of any losses of the partnership for the year from a farming business; and
 - the corporation's share of resource expenses incurred by the partnership for the year.

In general terms, you have to calculate a limited partner's **at-risk amount** as follows:

- the adjusted cost base of its partnership interest;
plus
- its share of the current year's income from the partnership;
minus
- all amounts the partner owes to the partnership, and any amount or benefit to which the partner is entitled that is intended to protect it from the loss of its investment.

Interests in partnerships that were operating on a regular and continuous basis on and after February 25, 1986, are exempt from the at-risk rules. However, partnership interests may lose their exempt status if, after February 25, 1986, there has been either a substantial contribution of capital to the partnership, or substantial partnership borrowings.

The difference between the corporation's share of the actual loss of the limited partnership shown on the financial

statements and the corporation's at-risk amount is called a **limited partnership loss**. You have to add this amount on Schedule T2S(1). You also have to include the amount of the limited partnership loss on Schedule T2S(4). See item 59 for details. You will find details on how to apply limited partnership losses to other years in item 62.

References
Subsection 96(2.1)

IT-232 *Non-Capital Losses, Net Capital Losses, Restricted-Farm Losses, Farm Losses and Limited Partnership Losses — Their Composition and Deductibility in Computing Taxable Income*

52 Calculating farm losses

To determine a farm loss for the corporation, do the following calculation:

$A - B$

where

A is the lesser of

- the loss from farming or fishing that is more than the farming or fishing income for the year; or
- the amount of the non-capital loss (as calculated in item 48) before you deduct the farm loss for the year.

B is the total of all amounts by which the farm loss of the corporation for the year is required to be reduced because of section 80.

Keep in mind that the farm loss can also include an amount allocated from a partnership. On Schedule T2S(4), enter the corporation's farm loss separately from its non-capital loss. See item 59 for details.

You will find details on how to apply farm losses to other years in item 64.

Reference
Subsection 111(8)

53 Calculating losses when there is a change in control

There are special rules for calculating and deducting net capital losses, non-capital losses, and farm losses for corporations following an acquisition of control.

References
Subsections 111(4) and 111(5)
IT-302 *Losses of a Corporation — The Effect that Acquisition of Control, Amalgamation and Winding-Up Have on Their Deductibility — After January 15, 1987*

54 Line 111 — Net income or loss for income tax purposes

On line 111 on page 3 of the T2 return (page 1 of the T2 Short), enter the **net income or loss for income tax purposes**, as you calculated on Schedule T2S(1). If you did not have to make any adjustments to the net income or loss from the financial statements, enter on line 111 the net income or loss from the income statement. Remember to show the amount of any loss in brackets.

Note

On Schedule T2S(1), do not deduct charitable donations, taxable dividends, or net capital losses, non-capital losses, farm losses, or restricted farm losses from other years. You have to deduct these items from net income for income tax purposes to arrive at **taxable income**.

Calculating taxable income

The following section explains how to calculate the deductions you may be able to claim to reduce net income. You will use these amounts to arrive at taxable income.

55

Lines 113 and 115 — Charitable donations — Schedule T2S(2)

We do not print Schedule T2S(2), *Charitable Donations*.

On Schedule T2S(2), you have to report any donations the corporation made during the taxation year to any of the following organizations:

- registered charities (including registered national arts service organizations);
- registered Canadian amateur athletic associations;
- housing corporations resident in Canada and exempt from Part I tax under paragraph 149(1)(i);
- Canadian municipalities;
- the United Nations or its agencies;
- prescribed universities outside Canada listed in Schedule VIII of the *Income Tax Regulations*; or
- charitable organizations outside Canada to which the federal government has made a gift during the corporation's taxation year, or the 12 months immediately before that taxation year.

For each donation of \$100 or more, give the name of the organization and, in the case of a registered charity or an athletic association, its **registration number**. Identify this information as Schedule T2S(2) in the top right-hand corner of the page.

You do not have to send receipts with the T2 return, but keep them in case we ask to see them later. If you give us inaccurate organization names or registration numbers, it may delay the processing of the return, and we may have to disallow part or all of the claim.

The amount of charitable donations that a corporation can deduct is limited to **20% of its net income** (line 111). If you are reporting nil net income or a loss for the year, you cannot claim donations to create or increase a loss.

However, you can carry forward unused charitable donations and claim them in the five following taxation years. On Schedule T2S(2), group all donations you are carrying forward by the year in which the corporation made the donations.

On line 113 on page 3 of the T2 return, enter the total amount of current-year charitable donations and donations carried forward from the five previous taxation years. On

line 115, enter the amount of the current-year claim (up to 20% of line 111).

Note

When a credit union calculates its income for the purposes of the 20% limit, it has to add back any amounts it previously deducted for bonus interest payments and payments for allocations in proportion to borrowing.

Reference

Paragraph 110.1(1)(a)

56

Line 117 — Crown, cultural, and ecological gifts — Schedule T2S(2)

We do not print Schedule T2S(2), *Crown, Cultural, and Ecological Gifts*.

Crown gifts

A corporation can claim a deduction from net income for a gift it made to Canada or to a province. The amount of the deduction is not limited to 20% of the corporation's net income, as is the case for charitable donations. The most you can deduct is the total gifts the corporation made in the current taxation year, and any gifts the corporation has not previously deducted from the five previous years.

Deduct charitable donations first. Then, claim Crown gifts. If the amount of the gift is more than the corporation's net income for the year **minus** any charitable donations you claim, you can carry the excess forward for up to five years.

On Schedule T2S(2), show the amount of each gift made in the current year, and group any gifts the corporation is carrying forward by the year in which the corporation made the gifts.

Note

If you make a *monetary gift* to Canada, you can choose to apply it to the Debt Servicing and Reduction Account. If you are sending a cheque, make it out to the Receiver General for Canada and mail it to: Place du Portage, Phase 3, 11 Laurier Street, Hull QC K1A 0S5. Public Works and Government Services Canada will provide you with a receipt. Be sure to include a note saying that you want your amount applied to this account. The federal government will only use these amounts to service the public debt.

Reference

Paragraph 110.1(1)(b)

Cultural gifts

A corporation can claim a deduction from net income for a gift of **certified cultural property** it made to designated institutions and public authorities. The most you can deduct is the total gifts the corporation made in the current taxation year, and any undeducted gifts from the five previous years.

Deduct charitable donations and Crown gifts first. Then, claim cultural gifts. If the amount of cultural gifts is more than the corporation's net income for the year **minus** any charitable donations and Crown gifts you claim, you can carry the excess forward for up to five years.

On Schedule T2S(2), show the amount of each gift the corporation made to a designated institution in the current year. Group all gifts you are carrying forward by the year in which the corporation made the gifts.

References

Paragraph 110.1(1)(c)

IT-407 *Disposition after 1987 of Canadian Cultural Property*

With the T2 return, you have to send receipts that support deductions for Crown gifts, or cultural gifts.

Regulation 3501(1.1) outlines the information that has to appear on the receipt.

On line 117 on page 3 of the T2 return, enter the allowable claim for Crown gifts, or cultural gifts, including amounts you have carried forward.

Proposed legislation

Ecological gifts

Draft legislation released in July 1995 proposed that the 20% limitation will not apply to donations of land the Minister of the Environment certifies to be important to preserving Canada's environmental heritage, and donated after February 27, 1995, to Canadian municipalities and registered charities that are designated by that Minister. This proposal will also apply to gifts of covenants, servitudes, and easements made for certified land.

Attach to the return both the official receipt and the certificate *Certificate for Donation of Ecologically Sensitive Land*, issued by the Minister of the Environment.

57

Line 119 — Taxable dividends deductible under section 112 or 113, or both — Schedule T2S(3)

You can get Schedule T2S(3), *Dividends Received and Taxable Dividends Paid*, from your tax services office or tax centre.

Complete Schedule T2S(3) if the corporation either received or paid dividends. Even though Schedule T2S(3) is prescribed for private and subject corporations, it can be used by any corporation.

On line 119 on page 3 of the T2 return, enter the amount of taxable dividends the corporation received and that is deductible from income under sections 112, 113, or both. This amount is the total in column 4 of Area A on Schedule T2S(3).

See item 81 for more information about taxable dividends that you can deduct under sections 112 and 113. See item 83 for information about dividends the corporation paid.

By deducting taxable dividends the corporation received from its net income or loss amount shown on line 111, you can create or increase a non-capital loss for the year.

Reference

IT-269 *Part IV Tax on Taxable Dividends Received by a Private Corporation or a Subject Corporation*

58

Line 120 — Part VI.1 tax

A corporation that pays Part VI.1 tax on dividends it paid on taxable preferred shares and short-term preferred shares

can deduct part of this Part VI.1 tax from its income. This deduction is equal to nine-fourths (9/4) of the Part VI.1 tax the corporation has to pay.

On line 120 on page 3 of the T2 return, enter the amount of the Part VI.1 tax deduction you calculated. See item 89 for details on how to calculate Part VI.1 tax.

Reference

Paragraph 110(1)(k)

Applying losses

A corporation can carry forward or carry back unused losses and deduct them from income it earned in the current taxation year or in prior taxation years. The following section explains how to keep records of the corporation's various losses, how to apply these losses to other years, and how to deduct the different types of prior-year losses the corporation is claiming.

59

Schedule T2S(4), Corporation Loss Continuity and Application

We do not print this schedule.

If the corporation is carrying forward losses or has current-year losses of any kind, please provide a summary of the following:

- the balance of non-capital losses, net capital losses, farm losses, restricted farm losses, and limited partnership losses that the corporation is carrying forward;
- the amount of each loss the corporation incurred in the current year;
- the amount of each loss you deducted when calculating the corporation's taxable income;
- the amount of non-capital losses and farm losses you claimed to reduce the corporation's dividends that are subject to Part IV tax;
- the amount of each loss that expired during the year;
- the amount of each loss that you carried back to prior years;
- the amount of each loss transferred to a new corporation on amalgamation;
- the amount of each loss transferred to a parent corporation on the winding-up of a subsidiary corporation of which the parent owned at least 90% of the issued shares of each class immediately before the wind-up; and
- the balance of each loss at the end of the taxation year.

Identify this information as Schedule T2S(4) in the top right-hand corner of each page.

A corporation can choose whether or not to deduct an available loss from income in a taxation year. You can deduct losses in any order. However, for each type of loss, make sure to deduct the oldest available loss first.

Add any unused allowable business investment losses which are expiring as non-capital losses to the net capital losses in that year.

You cannot apply losses from other years to either create or increase a non-capital loss for the taxation year.

60

Line 121 — Restricted farm losses of prior taxation years

You can only apply a restricted farm loss to reduce the corporation's **farming income** it earned in the three previous taxation years and in the ten following taxation years. On line 121 on page 3 of the T2 return, enter the amount of restricted farm loss you are carrying forward from previous taxation years.

Reference
Paragraph 111(1)(c)

61

Line 123 — Non-capital losses of prior taxation years

You can use non-capital losses to reduce either taxable income or dividends that are subject to Part IV tax, as explained in A and B below.

- A. You can apply a non-capital loss to reduce all types of income the corporation earned in the three previous taxation years and in the seven taxation years that follow.

On line 123 on page 3 of the T2 return, enter any non-capital losses the corporation is carrying forward from previous years to reduce taxable income. Please note that the amount you enter on line 123 includes both the non-capital loss and any limited partnership loss from prior years. See item 62 for details.

- B. You can use a non-capital loss to reduce dividends that are subject to Part IV tax (see item 81 under the heading "Columns 5 and 6: Dividends subject to Part IV tax" for details).

On line 406 on page 7 of the T2 return, enter the amount of current-year non-capital loss, prior-year non-capital loss, or both, that the corporation wants to use to reduce dividends subject to Part IV tax.

References
Paragraphs 111(1)(a), 186(1)(c), and 186(1)(d)

62

Line 123 — Limited partnership losses of prior taxation years

You can carry forward a limited partnership loss indefinitely, and you can deduct it from any source of income. Calculate the amount of the deductible limited partnership loss as either A or B, whichever amount is less:

- A. the amount of the limited partnership loss the corporation is carrying forward; or
- B. the corporation's at-risk amount (see item 51) at the end of the partnership's taxation year that ends in the current taxation year of the corporation, **minus** the following amounts:
- the corporation's share of the partnership's investment tax credits for the year;

- the corporation's share of any losses of the partnership for the year from a business or property; and
- the corporation's share of resource expenses that the partnership incurred for the year.

Example

Oilco is a limited partner in a partnership which invests in oil exploration.

Oilco's taxation year runs from December 1, 1994, to November 30, 1995.

For its December 31, 1994, taxation year-end, the partnership allocated \$500 in Canadian exploration expenses, \$1,000 in investment tax credits, and \$5,000 in income to Oilco.

On December 31, 1994, Oilco's at-risk amount for the partnership was \$3,000.

Oilco also has a \$2,000 carry-forward of limited partnership losses.

Oilco calculates the deductible part of the limited partnership loss for its 1995 taxation year as follows:

Amount A or B, whichever is less:

A. Limited partnership loss carry-forward		\$2,000
and		
B. Oilco's at-risk amount		\$3,000
minus		
Canadian exploration expenses	\$ 500	
Investment tax credits	<u>\$1,000</u>	<u>\$1,500</u>
Deductible part of limited partnership loss		<u>\$1,500</u>

Oilco can still carry forward \$500 as a limited partnership loss.

On line 123 on page 3 of the T2 return, enter the amount of limited partnership loss you are carrying forward from previous taxation years. Remember that the amount you enter on line 123 includes both the limited partnership loss and any non-capital loss from prior years. See item 61 for details.

Reference
Paragraph 111(1)(e)

63

Line 125 — Net capital losses of prior taxation years

You can apply a net capital loss to reduce the amount of taxable capital gains the corporation included in its income in the three previous years, and in any later year.

Usually, a net capital loss of a corporation for a taxation year is:

- its allowable capital losses for the year from dispositions of property; **minus**
- its taxable capital gains for the year from dispositions of property.

However, as we noted in item 40, you can only use an allowable capital loss that arises from disposing of **listed personal property** to reduce taxable capital gains that arise when the corporation disposed of such property.

After 1989, a net capital loss is 75% of the capital loss. Between 1988 and 1990, the 75% inclusion rate was phased in. The transitional inclusion rates for previous years are as follows.

Canadian-controlled private corporations throughout the year:

- 50% before 1988;
- 66 2/3% after 1987 and before 1990; and
- 75% after 1989.

Other corporations:

- 50% before July 1988;
- 66 2/3% after June 1988 and before 1990; and
- 75% after 1989.

Note

When the date on which the inclusion rate changes falls within the corporation's taxation year, you have to prorate the inclusion rate based on the number of days in the taxation year before and after the date the rate changes. When you prorate an inclusion rate, make sure to include at least seven decimal places. You will find an example in the next section that shows you how to calculate an inclusion rate.

Adjusting net capital losses for different inclusion rates

You have to adjust the amount of net capital losses that the corporation is either carrying back or carrying forward to a year with a different inclusion rate for capital gains. You have to adjust these losses to compensate for the difference between the inclusion rate for the loss year (i.e., the year the loss occurred), and the inclusion rate for the gain year (the year to which you apply the loss).

The net capital loss the corporation claims in a particular year will increase when the inclusion rate for the loss year is lower than the inclusion rate for the later year in which the corporation claims the loss.

The net capital loss the corporation claims will decrease when the inclusion rate for the loss year is higher than the inclusion rate for the gain year.

Note

You have to make these adjustments at the time you apply a net capital loss to a previous or later year that has a different inclusion rate. Show the actual amount (i.e., unadjusted amount) of available net capital losses on Schedule T2S(4).

To adjust a net capital loss for different inclusion rates, use the following formula:

$$\frac{\text{inclusion rate for the gain year} \times \text{the net capital loss}}{\text{inclusion rate for the loss year}}$$

To determine how much net capital loss you need to entirely offset a certain amount of taxable capital gain in a

year that has a different inclusion rate, use the following formula:

$$\frac{\text{inclusion rate for the loss year} \times \text{the taxable capital gain}}{\text{inclusion rate for the gain year}}$$

Form T2A, *Request for Corporation Loss Carry-Back*, provides calculations to help you make the adjustments you need when carrying back a net capital loss to a year with a different inclusion rate.

The following example shows you how to make the necessary adjustments when you are carrying forward a net capital loss to a later year with a different inclusion rate.

Example

Investco is a Canadian-controlled private corporation. It had a taxable capital gain of \$100,000 from selling some real estate during the taxation year beginning July 1, 1994, and ending on June 30, 1995.

Five years ago, the corporation incurred a net capital loss of \$150,000. It decides to apply the 1990 net capital loss to the 1995 taxable capital gain.

Investco calculates the net capital loss it will apply and any remaining balance as follows:

Net capital loss carry-forward per Schedule T2S(4) \$150,000

Minus amount A or B, whichever is less:

A. Net capital loss carry-forward: \$150,000

and

B. Net capital loss the corporation needs to entirely offset the taxable capital gain:

$$\frac{.7079909^{**} \times \$100,000}{.75^*} = \$94,399$$

Remaining net capital loss available for carry-forward — enter this amount on Schedule T2S(4) \$ 55,601

Adjusted net capital loss to enter on line 125:

$$\frac{\$94,399 \times .75^*}{.7079909^{**}} = \$100,000$$

* The inclusion rate for the 1995 taxation year is .75.

** Since the date the inclusion rate changed fell within Investco's 1990 taxation year (July 1, 1989, to June 30, 1990), Investco has to prorate the rate based on the number of days in the taxation year before and after the date the rate changed, as follows:

Days in taxation year before 1990:	184
Days in taxation year after 1989:	181
Total days in taxation year:	365
Inclusion rate for 1989:	.6666667
Inclusion rate for 1990:	.75

The inclusion rate for Investco's 1990 taxation year is:

$$\frac{184 \times .666667}{365} = .3360731$$

plus

$$\frac{181 \times .75}{365} = .3719178$$

.7079909

On line 125 on page 3 of the T2 return, enter the **adjusted** net capital losses the corporation is carrying forward from previous years and applying to reduce taxable capital gains.

References

Section 38

Subsections 111(1.1) and 111(8)

Paragraph 111(1)(b)

64

Line 126 — Farm losses of prior taxation years

You can use a farm loss to reduce either taxable income or dividends that are subject to Part IV tax, as explained in A and B below.

A. You can apply a farm loss to reduce all types of income the corporation earned in the three previous taxation years and the ten taxation years that follow.

On line 126 on page 3 of the T2 return, enter the farm losses the corporation is carrying forward from previous years to reduce taxable income.

B. You can use a farm loss to reduce dividends that are subject to Part IV tax (see item 81 under the heading "Columns 5 and 6: Dividends subject to Part IV tax" for details).

On line 406 on page 7 of the T2 return, enter the amount of the current-year farm loss, prior-year farm loss, or both, that the corporation is using to reduce dividends subject to Part IV tax.

References

Paragraphs 111(1)(d), 186(1)(c), and 186(1)(d)

65

Line 127 — Taxable income

On line 127, enter the corporation's taxable income. To calculate this amount, subtract all the deductions you entered on lines 115 to 126 from the net income for income tax purposes on line 111.

If the result is a loss, enter nil on line 127.

Note

If you want to carry back a current-year loss to a previous taxation year, see item 9 for information on Form T2A, *Request for Corporation Loss Carry-Back*.

66

Schedule T2S(28), Addition to Taxable Income for Foreign Tax Deductions

We do not print this schedule.

You can use foreign income tax credits to reduce Part I tax that the corporation would otherwise have to pay. Under

section 110.5, a corporation that cannot deduct its foreign income tax credits (e.g., it has no Part I tax payable for the year) can choose to add an amount to its taxable income. In this way, the corporation can use these otherwise non-deductible foreign tax credits.

The amount you add to income for this purpose forms part of the corporation's non-capital loss. See item 48 for details. However, the corporation cannot add an amount under section 110.5 if that addition increases any of the following deductible amounts:

- the small business deduction;
- the manufacturing and processing profits deduction;
- the federal logging tax credit;
- the federal political contribution tax credit; or
- the investment tax credit.

You have to show how you determined the addition that you have included in taxable income, as calculated under section 110.5.

Identify these calculations as Schedule T2S(28) in the top right-hand corner of each page.

On the line called "Addition," enter the amount you added to income under section 110.5. Add the amount on line 127 to this "Addition" amount, and enter the total on line A, "Adjusted taxable income." You will find these lines on page 3 of the T2 return.

Calculating base amount of Part I tax

67

Line 202 — Base amount of Part I tax

The basic rate of Part I tax is 38% of taxable income. To determine the base amount of Part I tax, calculate 38% of the corporation's taxable income from line 127 on page 3 of the return (or from amount A, "Adjusted taxable income," if it applies).

On line 202 on page 3 of the T2 return, enter this base amount. Also, enter the base amount on line A on page 6 of the T2 return.

The "Small Business Deduction" box

68

Lines 223, 225, and 227

Corporations that were **Canadian-controlled private corporations (CCPCs)** throughout the taxation year may be able to claim the small business deduction (SBD). The SBD reduces Part I tax that the corporation would otherwise have to pay.

The SBD is 16% of the least of the following amounts:

- the corporation's income from active business it carried on in Canada (line 223);
- the corporation's taxable income (line 225);
- the corporation's business limit (line 227); and

- the corporation's reduced business limit (amount F on page 3 of the return).

In the following section, you will find explanations of each of the above amounts.

Once you have calculated the SBD, enter it on line 8 on page 6 of the T2 return.

Line 223 — Income from active business carried on in Canada — Schedule T2S(7)

You can get Schedule T2S(7), *Calculation of Active Business and Investment Income* from your tax services office or tax centre.

Use Schedule T2S(7) (Rev. 93) to determine the following amounts:

- the corporation's **active business income** that is eligible for the SBD;
- the corporation's net Canadian and foreign investment income for calculating the refundable portion of Part I tax (see item 70 for details); and
- the active business income of a corporation that is claiming the SBD and is a member of a partnership.

Proposed legislation

Draft legislation released in July 1995 proposed a change to the definition of "**income of the corporation for the year from an active business.**" Because of this new definition, a revised T2S(7) (Rev. 95) has to be used by a corporation with a taxation year ending after June 30, 1995, to determine the following amounts:

- the corporation's **active business income** carried on in Canada that is eligible for the SBD;
- the corporation's aggregate and foreign investment income for calculating the refundable portion of Part I tax; and
- the specified partnership income for members of a partnership for taxation years ending after 1994.

Note

If the corporation's taxation year ends between January 1, 1995, and June 30, 1995, transfer the amount from line (M) "net adjustment for partnership income" from page 2 on schedule T2S(7), Rev. 95 to line (L) on page 1 of schedule T2S(7) Rev. 93.

Active business income — Generally, active business income is income the corporation earns from a business source, including any income incidental to the business.

Active business income does not include income from a **specified investment business** or from a **personal services business**. Income from these types of businesses is therefore not eligible for the SBD.

Specified investment business — A specified investment business is a business with the principal purpose of deriving income from property, including interest, dividends, rents, or royalties.

In the following instances, however, income from a specified investment business is considered to be active business income, and is therefore eligible for the SBD:

- when the corporation employs more than five full-time employees in the business throughout the year; or
- when an associated corporation provides managerial, financial, administrative, maintenance, or other similar services to the corporation while carrying on an active business, and the corporation would have to engage more than five full-time employees to perform these services if the associated corporation was not providing them.

Proposed legislation

Draft legislation released in April 1995 proposed to amend the definition **specified investment business** applicable to the 1995 and later taxation years, to include a business carried on by a prescribed labour-sponsored venture capital corporation where the main purpose of the business is to derive income from property. This measure applies regardless of the number of employees of the corporation or of any corporation associated with it.

Note

The business a credit union carries on, and the business of leasing property other than real property are not considered specified investment businesses.

Personal services business — A personal services business is a business that a corporation carries on to provide services to another entity (i.e., person or partnership) that an officer or employee of that entity would usually perform. Instead, the services are performed by an individual on behalf of the corporation providing the services. That individual is called an **incorporated employee**.

Any income the corporation derives from providing the services is considered income from a personal services business, as long as both of the following conditions are met:

- the incorporated employee who is performing the services, or any person related to him or her, is a **specified shareholder** of the corporation; and
- the incorporated employee would, if it were not for the existence of the corporation, reasonably be considered an officer or employee of the entity receiving the services.

However, if the corporation employs more than five full-time employees throughout the year or provides the services to an associated corporation, the income is not considered to be from a personal services business. Therefore, the income is eligible for the SBD.

Reference

IT-73 *The Small Business Deduction — Income from an Active Business, a Specified Investment Business and a Personal Services Business*

A **specified shareholder** is a taxpayer who owns, directly or indirectly at any time in the year, at least 10% of the issued shares of any class of capital stock of the corporation or a related corporation.

References

Subsections 125(1), 125(7), and 248(1)
Section 251

How to calculate active business income carried on in Canada — Generally, to calculate active business income from carrying on a business in Canada, you have to deduct

from the corporation's net income for income tax purposes any of the following amounts that apply:

- taxable capital gains minus allowable capital losses;
- dividends that are deductible from income under sections 112 and 113;
- property income minus property losses;
- property income from an interest in a trust;
- foreign business income;
- income from a specified investment business; and
- income from a personal services business.

Specified partnership income — A corporation that is a member of a partnership has to complete Schedule T2S(7) to calculate its active business income.

The corporate partnership rules impose a limit of \$200,000 on the amount of active business income a partnership that is eligible for the SBD earns. This amount is allocated among all partners.

Specified partnership income is the amount of partnership income eligible for the SBD that is allocated to the corporation. You have to add this income to the corporation's active business income.

If the partnership incurs a loss from carrying on an active business, you have to deduct the corporation's share of that loss from its active business income. This is referred to as a **specified partnership loss**.

If the corporation received a T5013 Supplementary, *Statement of Partnership Income*, that shows its share of partnership income or loss, include this form with the T2 return. See item 31 for details.

On line 223 on page 3 of the T2 return, enter the total active business income you calculated on Schedule T2S(7).

Line 225 — Taxable income

The taxable income you use to calculate the SBD is usually the amount you entered on line 127 on page 3 of the T2 return. However, if the corporation has claimed either a foreign non-business income tax credit, a foreign business income tax credit, or both, you have to reduce this taxable income by:

- ten-thirds (10/3) of the amount you are deducting as a foreign non-business income tax credit; and
- ten-fourths (10/4) of the amount you are deducting as a foreign business income tax credit.

You also have to reduce taxable income by any amount that, because of federal law, is exempt from Part I tax.

References
Paragraph 125(1)(b)
Subsection 126(7)

On line 225 on page 3 of the T2 return, enter the corporation's taxable income for the purposes of calculating the SBD.

Line 227 — Business limit

Generally, a corporation's business limit for a taxation year is \$200,000, as long as the corporation is not associated with any other corporation.

- o Canadian-controlled private corporations that are associated with one or more corporations during the taxation year have to file Form T2013, *Agreement Among Associated Corporations*, to allocate the \$200,000 business limit among them. See item 22 for details about Form T2013.

On line 227 on page 3 of the T2 return, enter the corporation's business limit for the year (for an associated corporation, enter on line 227 the business limit you determined on Form T2013).

Note

If the corporation's taxation year is shorter than 51 weeks, you have to prorate the corporation's business limit based on the number of days in the taxation year divided by 365.

Reduction to business limit

For taxation years ending after June 30, 1994, large Canadian controlled private corporations (CCPCs) that have taxable capital employed in Canada of \$15 million or more no longer qualify for the SBD. The \$200,000 business limit has to be reduced on a straight-line basis for CCPCs that have taxable capital employed in Canada of between \$10 million and \$15 million in the preceding year. Similar restrictions apply to any CCPC that is a member of an associated group that has, in total, more than \$10 million of taxable capital employed in Canada. The calculation of the reduction to the business limit (amount E) is as follows :

Amount C = amount from line 227 on page 3 of the T2 return;

Amount D = amount from line 229 on page 3 of the T2 return. This amount is the gross Part I.3 tax for the corporation for its preceding taxation year. For associated corporations, this amount is the total gross Part I.3 tax for the corporate group, for their last taxation years ending in the preceding calendar year. In both cases, calculate Part I.3 tax before deducting the surtax credits and increase the tax to reflect a full-year liability if the prior year is shorter than 51 weeks.

$$\text{Amount C} \times \frac{\text{Amount D}^*}{\$10,000} \times \frac{\text{\# of days in taxation year after June 30, 1994}}{\text{\# of days in taxation year}} = \text{Amount E}$$

The reduced business limit (amount F on page 3 of the T2 Return) is the difference between amount C and amount E.

* For taxation years starting before July 1994, enter either amount D or \$10,000, whichever is less.

Proposed legislation

Draft legislation released in July 1995 proposed that, in the calculation of the reduction to the business limit, \$11,250 will replace the amount of \$10,000 where the corporation's preceding taxation year began after February 27, 1995. For associated corporations the amount of \$11,250 will also apply where a particular corporation is associated with one or more other corporations in a particular taxation year that ends in a

calendar year and the last taxation year of the particular corporation and each of the other corporations that ended in the preceding calendar year began after February 27, 1995. This ensures that a corporation's business limit does not change as a result of the rate increase under Part I.3.

References

Subsections 125(2), 125(3), 125(5), and 125(5.1)

IT-64 *Corporations: Association and Control — After 1988*

Chapter 4 — Pages 4 and 5 of the T2 return

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The "Manufacturing and Processing Profits Deduction" box

69 Lines 233, 235 and 243 — Manufacturing and processing profits deduction — Schedule T2S(27)

You can get Schedule T2S(27), *Calculation of Canadian Manufacturing and Processing Profits from your tax services office or tax centre.*

Use Schedule T2S(27) to calculate the corporation's manufacturing and processing profits.

Corporations that derive at least 10% of their gross revenue for the year from manufacturing or processing goods in Canada for sale or lease can claim the manufacturing and processing profits deduction (MPPD). The MPPD reduces Part I tax that the corporation would otherwise have to pay.

The MPPD applies to the part of taxable income that represents the corporation's Canadian manufacturing and processing profits. Calculate the MPPD on income that is not eligible for the SBD at the appropriate rates, as indicated on page 4 or 5 of the T2 Return.

Complete Schedule T2S(27) to determine the corporation's Canadian manufacturing and processing profits that are eligible for the MPPD. There are two ways to calculate Canadian manufacturing and processing profits: a simplified method for small manufacturing corporations, and a basic labour and capital formula for other corporations. These methods are outlined in Areas A and B on Schedule T2S(27).

A corporation's manufacturing labour and capital is based on the labour and capital employed in qualified activities. These activities are discussed in IT-145, *Canadian Manufacturing and Processing Profits — Reduced Rate of Corporate Tax.*

Small manufacturing corporations only have to complete Area A of Schedule T2S(27), and are entitled to calculate the MPPD on their entire adjusted business income. Essentially, a corporation's adjusted business income is its income from an active business it carried on in Canada that is more than its losses from similar businesses, reduced by any net resource income. Schedule T2S(27) shows how to calculate the adjusted business income.

To qualify as a small manufacturing corporation, the corporation has to meet all of the following requirements:

- its activities during the year were mainly manufacturing or processing;

- the corporation's active business income and that of any associated Canadian corporations was not more than \$200,000;
- the corporation was not engaged in any activities specifically excluded from manufacturing and processing, as defined in subsection 125.1(3);
- the corporation was not engaged in the processing of ore from a mineral resource located outside Canada to any stage that is not beyond the prime metal stage or its equivalent;
- the corporation was not engaged in the processing of iron ore from a mineral resource located outside Canada to any stage that is not beyond the pellet stage or its equivalent;
- the corporation was not engaged in the processing of tar sands located outside Canada to any stage that is not beyond the crude oil stage or its equivalent; and
- the corporation did not carry on any active business outside Canada at any time during the year.

Corporations that do not qualify as small manufacturing corporations have to complete Area B of Schedule T2S(27). In Area B, you will find the basic formula for calculating Canadian manufacturing and processing profits, as well as detailed instructions on how to complete the schedule.

On line 233 on page 4 (or page 5, if applicable) of the T2 return, enter the amount of Canadian manufacturing and processing profits determined in either Area A or Area B of Schedule T2S(27).

Note

Processing of foreign ore is no longer specifically excluded from manufacturing and processing activities under subsection 125.1(3).

References

- Section 125.1
- Regulation 5200
- IT-145 *Canadian Manufacturing and Processing Profits — Reduced Rate of Corporate Tax*

The "Refundable Portion of Part I Tax" box

70 Lines 247, 249 and 261

The refundable portion of Part I tax is part of a corporation's refundable dividend tax on hand (RDTOH). See item 82 for more information about RDTOH.

The refundable portion of Part I tax allows a Canadian-controlled private corporation (CCPC) that has

paid Part I tax on investment income to recover part of that tax, when the corporation pays taxable dividends to its shareholders. The refundable portion of Part I tax only applies to corporations that are CCPCs throughout the taxation year.

The refundable portion of Part I tax is based on the corporation's net Canadian investment income and net foreign investment income. You can determine these amounts in the appropriate columns in the "Investment Income" box on page 1 of Schedule T2S(7) Rev. 93, *Calculation of Active Business and Investment Income*.

To calculate investment income, **add**:

- all income from property (including income from a specified investment business). Do not include exempt income and amounts paid from NISA (net income stabilization account) Fund No. 2;
- taxable capital gains **minus** allowable capital losses, as you determined on Schedule T2S(6); and
- capital gains dividends.

From that total, **subtract**:

- dividends deductible from income under sections 112 and 113;
- income from an interest in a trust that, under paragraph 108(5)(a), is considered as income from property; and
- losses from property.

On line 247 on page 4 of the T2 return, enter the amount of net Canadian investment income. On line 249, enter the amount of net foreign investment income.

You can only include taxable capital gains and allowable capital losses in a CCPC's net investment income if you can attribute the gain or loss to a period of time when a CCPC, an investment corporation, a mortgage investment corporation, or a mutual fund corporation held the property that was disposed of.

Calculate the corporation's amount of the refundable portion of Part I tax. Then, enter the amount from line 261 in the space provided in the "Refundable Dividend Tax on Hand" box on page 7.

Proposed Legislation

Draft legislation released in July, 1995, proposed an additional refundable tax of 6 2/3% on the investment income (other than deductible dividends) of CCPCs. The 20% will be changed to 26 2/3% in order to ensure that this new tax will be reflected in the amount used for the refundable dividend tax on hand.

Proposed Legislation

Draft legislation released in July 1995, proposed a change to the definition of "**income of the corporation for the year from an active business.**" Because of this new definition, a revised T2S(7) Rev. 95 has to be used by the corporation with a taxation year ending after June 30, 1995 to determine the following amounts:

- the corporation's **active business income** carried on in Canada that is eligible for the SBD;
- the corporation's aggregate and foreign investment income for calculating the refundable portion of Part I tax on page 5 of the T2 return; and
- the specified partnership income for members of a partnership for taxation years ending after 1994.

Note

If the corporation's taxation year ends between January 1, 1995 and June 30, 1995, transfer the amount from line (M), "net adjustment for partnership income" from page 2 on form T2S(7) Rev. 95 to line (L) on page 1 of form T2S(7) Rev. 93.

References

Subsections 129(3) and 129(4)

IT-73 *The Small Business Deduction — Income From an Active Business, a Specified Investment Business and a Personal Services Business*

IT-243 *Dividend Refund to Private Corporation*

IT-269 *Part IV Tax on Taxable Dividends Received by a Private Corporation or a Subject Corporation*

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The "Part I Tax" box

71

Line 209 — Corporate surtax

Every corporation is subject to a 3% surtax on the federal tax that the corporation otherwise has to pay, unless the corporation was a non-resident owned investment corporation throughout the year.

You have to calculate the surtax on the amount of the corporation's Part I tax before you deduct:

- the small business deduction;
- the additional deduction for credit unions (see item 73);
- the manufacturing and processing profits deduction;
- the foreign business and non-business income tax credits;
- the federal political contribution tax credit;
- the investment tax credit; and
- the Part VI tax credit (see item 78); and
- the Part I.3 tax credit (see item 79).

On page 6 of the T2 return, calculate the 3% corporate surtax, and enter it on line 209.

Proposed legislation

Draft legislation released in July, 1995, proposed that for taxation years that end after February 27, 1995, the corporation surtax will increase to 4%. For taxation years that include February 27, 1995, the surtax will be prorated on the basis of the number of days in the taxation year that are after February 27, 1995.

Reference
Section 123.2

Proposed legislation

Line 212 — Refundable tax on the net investment income of a Canadian-controlled private corporation

Draft legislation released in July, 1995, proposed an additional refundable tax of 6 2/3% on the investment income (other than deductible dividends) of Canadian-controlled private corporations. This additional tax is not part of the corporate surtax base and is applicable for taxation years ending after June 30, 1995. The tax will be prorated for taxation years that straddle this date.

This additional tax will be credited to the corporation's refundable dividend tax on hand (RDTOH). The RDTOH pool will be refunded to the corporation upon payment of dividends to shareholders at a rate of 1/3 of taxable dividends paid after June 30, 1995 and at a rate of 1/4 of taxable dividends paid before July 1, 1995.

72

Lines 203 and 205 — Investment corporation deduction

A Canadian public corporation that is an **investment corporation**, as defined in subsection 130(3), can claim a deduction from Part I tax that the corporation would otherwise have to pay. This deduction is equal to 20% of the taxable income for the year that is more than the taxed capital gains for the year.

On line 205 on page 6 of the T2 return, enter the investment corporation's taxed capital gains. On line 203, enter the amount of the deduction you are claiming.

References
Section 130
IT-98 *Investment Corporations*

73

Line 206 — Additional deduction — Credit unions

Although a credit union is not generally considered a private corporation, it is eligible for the small business deduction. A credit union can also deduct an extra 16% of its taxable income that was not eligible for the small business deduction.

With this additional deduction, a credit union can pay tax at a reduced rate on income it needs to build up a tax-paid reserve that is equal to 5% of deposits and capital. These reserves are required by provincial statutes. The credit union cannot distribute these reserves to its members.

The additional deduction is 16% of one of the following amounts, whichever is less:

- the taxable income for the year; or
- four-thirds (4/3) of the **maximum cumulative reserve** at the end of the year, **minus** the **preferred-rate amount** at the end of the preceding taxation year;

minus

- the least of lines 223, 225, and 227 or (F) if applicable, of the small business deduction calculation (page 3 of the return).

Generally, a credit union's **maximum cumulative reserve** is equal to 5% of the amounts owing to members, including members' deposits, **plus** 5% of all members' share capital in the credit union.

The **preferred rate amount** at the end of a taxation year is equal to the total of the preferred rate amount at the end of the preceding year, **plus** 25/4 of the amount of the small business deduction for the year.

On line 206 on page 6 of the T2 return, enter the credit union's additional deduction.

References
Section 137
IT-483 *Credit Unions*

74

Line 207 — Federal tax abatement

The federal tax abatement is equal to 10% of taxable income the corporation earned in the year in a Canadian province or territory. The federal tax abatement reduces Part I tax the corporation has to pay. Income earned outside Canada is not eligible for the federal tax abatement.

On line 207 on page 6 of the T2 return, enter the amount of the corporation's federal tax abatement.

Reference
Section 124

75

Schedule T2S(21), Federal Foreign Income Tax Credits and Federal Logging Tax Credit

You can get this schedule from your tax services office or tax centre.

Use Schedule T2S(21) to calculate the following credits:

- the federal foreign non-business income tax credit (line 211);
- the federal foreign business income tax credit (line 213); and
- the federal logging tax credit (line 215).

Line 211 — Federal foreign non-business income tax credit

A federal foreign non-business income tax credit is available to Canadian residents to prevent double taxation of any **non-business** income earned in a foreign country that was taxed by that foreign country. This credit reduces Part I tax that the corporation would otherwise have to pay.

Foreign **non-business** income includes dividends, interest, and capital gains. It does **not** include dividends received from foreign affiliates, or income from operating a business in a foreign country.

As another option, under subsection 20(12), instead of claiming a foreign non-business income tax credit, a corporation can deduct from income all or any part of non-business income tax it paid to a foreign country.

If, after you claim the federal foreign non-business income tax credit, there is any foreign non-business income tax left over, you can deduct it as a provincial foreign tax credit. See item 94 in this guide for details.

Under section 110.5, a corporation can also increase its taxable income so that it can use an otherwise non-deductible foreign non-business income tax credit. See item 66 for details.

Calculate the federal foreign non-business income tax credit for each country separately. Use more than one schedule if you are calculating credits for more than three countries.

Add all the foreign non-business income tax credits in column G on Schedule T2S(21). Then, enter the total on line 211 on page 6 of the T2 return.

Note

Foreign non-business income tax does not include any foreign tax the corporation paid on income that is exempt from tax in Canada under an income tax treaty.

References

Subsection 126(1)
IT-270 *Foreign Tax Credit*

Line 213 — Federal foreign business income tax credit
To prevent double taxation, a corporation that pays foreign income or profits tax on income it earned from operating a business in a foreign country can claim a federal foreign business income tax credit. This credit reduces the Part I tax that the corporation would otherwise have to pay.

Unlike foreign non-business income tax, the corporation cannot deduct excess foreign business income tax it paid as a provincial foreign tax credit. However, under section 110.5, a corporation can increase its taxable income to use an otherwise non-deductible foreign business income tax credit. See item 66 for details.

You can carry back any unused foreign business income tax credit to the three preceding taxation years, and you can carry the credit forward for seven taxation years. However, you can only use this credit to reduce Part I tax on income originating from the same foreign country as the credit.

Calculate the foreign business income tax credit for each country separately. Use more than one schedule if you are calculating credits for more than three countries.

Add all foreign business income tax credits in column H on Schedule T2S(21). Then, enter the total on line 213 on page 6 of the T2 return.

Note

Foreign business income tax does not include any foreign tax the corporation paid on income that is exempt from tax in Canada under an income tax treaty. However, you can still carry forward and claim any unused foreign business income tax credit that arises from such income in taxation years ending before July 14, 1990.

References

Subsection 126(2)
IT-270 *Foreign Tax Credit*

Line 215 — Federal logging tax credit

Corporations that have income from logging operations and have paid logging tax to the provinces of Quebec or British Columbia can claim this credit.

On line 215 on page 6 of the T2 return, enter the credit you calculated on Schedule T2S(21).

References

Subsection 127(1)
Regulation 700

76

Lines 217 and 219 — Federal political contribution tax credit

A corporation that made contributions to a registered federal political party or an officially nominated candidate for election to the House of Commons may be able to claim this tax credit.

However, a corporation cannot deduct political contributions that qualify for any grant, credit, subsidy, or other form of assistance from other government bodies.

You can claim contributions the corporation made as follows:

- 75% of the first \$100 contributed; plus
- 50% of the next \$450 contributed; plus
- 33 1/3% of the amount contributed that is more than \$550, up to a maximum credit of \$500.

Attach official receipts to the T2 return. An official receipt is one that is signed by the registered agent for the registered party, or the official agent of the candidate. We can only accept photocopies if the issuer certifies them as true copies.

On page 6 of the T2 return, enter on line 219 the total amount of qualifying contributions, and enter on line 217 the amount of the allowable credit.

References

Subsection 127(3)
IC 75-2 *Contributions to a Registered Political Party or to a Candidate at a Federal Election*

77

Line 221 — Investment Tax Credit — Form T2038(CORP)

You can get this form from your tax services office or tax centre.

Use Form T2038(CORP), *Investment Tax Credit — Corporations*, to calculate the corporation's investment tax credit. A corporation can claim the investment tax credit to reduce Part I tax that it would otherwise have to pay or in some cases this credit may be fully or partially refundable.

A corporation earns investment tax credits by applying a specified percentage to the cost of acquiring certain property. However, you first have to reduce the capital cost of the property by any government or non-government assistance the corporation received or will receive for that property. Keep in mind that any goods and services tax (GST) input tax credit or rebate received for property acquired is considered government assistance.

For some Canadian-controlled private corporations the credit may also be earned at a rate of 35% on qualified expenditures for scientific research and experimental development. They would have to reduce the amount of the expenditures by any government or non-government assistance and any contract payments they received or will receive for that expenditure.

On page 2 of Form T2038(CORP), we have listed the percentages you have to apply to eligible investments and expenditures.

Investments and expenditures that qualify for investment tax credit

The following investments and expenditures earn an investment tax credit:

- A. the cost of acquiring qualified property;
- B. the cost of acquiring certified property; and
- C. qualified scientific research and experimental development (SR&ED) expenditures.

In the following section, we provide definitions of each investment and expenditure.

- A. **Qualified property** (other than certified property or approved project property) includes new prescribed buildings, machinery, or equipment the corporation acquired during the year to use in certain activities. See the heading "Activities that qualify for investment tax credit" that follows.

In addition, the following rules apply to certain corporations that lease properties they acquired after July 13, 1990:

- For a corporation with a principal business of leasing property, lending money, or purchasing conditional sales contracts, accounts receivable, or other obligations, property the corporation acquired for the purposes of leasing it in the ordinary course of carrying on business in Canada is considered qualified property.
- For a corporation with a principal business of manufacturing property that it sells or leases, property the corporation acquired for leasing purposes is considered qualified property only if the corporation manufactures it and leases it in the ordinary course of its business in Canada.
- For a corporation with a principal business of selling or servicing property, property the corporation acquired for leasing purposes is considered qualified property only if it is a type of property that the corporation sells or services, and the property is leased in the ordinary course of carrying on business in Canada.

Activities that qualify for investment tax credit

The corporation can earn investment tax credits on qualified property that it acquires primarily to use for designated activities in specific areas.

The specific areas are Newfoundland, Prince Edward Island, Nova Scotia, New Brunswick, the Gaspé Peninsula, or a prescribed offshore region.

Designated activities include the following:

- manufacturing or processing goods for sale or lease;
- prospecting, exploring, extracting, and developing minerals;
- exploring, drilling, operating an oil or gas well, and extracting oil or natural gas;
- processing ore, iron ore, or tar sands;

- logging; and
- farming or fishing.

See subsection 127(9) under "qualified property" for details.

- B. **Certified property** includes prescribed buildings or machinery and equipment, other than approved project property, which the corporation acquired during the year to use in prescribed areas of slow growth in Canada. To find out where these prescribed areas are, see Regulation 4602.

- C. **Qualified expenditures for scientific research and experimental development (SR&ED)** are defined in subsection 127(9). SR&ED is defined in Regulation 2900.

You have to file Form T661, *Claim for Scientific Research and Experimental Development Expenditures Carried on in Canada*, along with Form T2038(CORP), when you are making claims under subsections 37(1), 127(5) and section 127.1 for qualified SR&ED expenditures. See item 47 for more information.

Note

The latest date you must identify qualified SR&ED expenditures on Forms T661 and T2038 is the time the T2 return is due for the next taxation year after the year the expenditures were incurred.

Proposed legislation

Draft legislation released in July, 1995 proposes to change the date on which you must identify qualified SR&ED expenditures on forms T661 and T2038. The proposed date is 12 months after the filing due date for the taxation year in which the qualified expenditures would be incurred if the Act were read without reference to subsection 78(4) and proposed subsection 127(25). This applies to taxation years that begin after 1995.

Depending on their taxable income, a Canadian-controlled private corporation can earn investment tax credits at the rate of 35% on current and capital SR&ED expenditures up to the expenditure limit, and at the rate of 20% on any of these expenditures that are more than the expenditure limit.

When you calculate investment tax credits earned in the year, you cannot use SR&ED expenditures that you have already used to claim a refund of Part VIII tax.

Reduction of regional investment tax credits

The special investment tax credit rates for property acquired and expenditures made in the Atlantic provinces, the Gaspé Peninsula, the adjacent offshore region, and prescribed areas are reduced or eliminated for property acquired and expenditures incurred after 1994. The changes are as follows:

- The rate for qualified property acquired for use in the Atlantic provinces, the Gaspé Peninsula, or the adjacent offshore region is reduced from 15% to 10%.
- The 30% rate for certified property acquired for use in prescribed areas is discontinued.

- The rate for qualified expenditures for scientific research and experimental development to be carried out in the Atlantic provinces or the Gaspé Peninsula is reduced from 30% to 20%.

Note

These changes apply for property acquired and expenditures made after 1994. However, SR&ED expenditures incurred, or qualified and certified property acquired under a written agreement entered into before February 22, 1994, is grandfathered. Also grandfathering applies to property under construction before February 22, 1994.

Available-for-use rule

A corporation is not considered to have acquired a property or made capital expenditures for earning an investment tax credit until the property becomes **available for use**. This rule applies to property that the corporation acquired after 1989.

See item 41 under the heading "When is property available for use?" for more information about the available-for-use rule.

References

Subsections 13(26) to 13(32)

Investment tax credit claim

A corporation can deduct the full amount of its investment tax credit against federal Part I tax it would otherwise have to pay. If the corporation is claiming an investment tax credit for a depreciable property, including shared-use equipment, it has to reduce the capital cost of the property in the next taxation year by the amount of this year's investment tax credit. If the corporation is claiming an investment tax credit for scientific research and experimental development (SR&ED) expenditures, other than expenditures in respect of shared-use equipment, it has to reduce the SR&ED expenditure pool in the next taxation year by the amount of this year's investment tax credit. For more information, see item 41 under the heading "Column 4: Adjustments."

Reference

Subsection 13(7.1)

You can carry forward any undeducted investment tax credits for ten years, or carry them back three years, to reduce Part I tax. Remember that you can only carry back investment tax credits to a previous year if you cannot deduct them in the year the corporation earns them.

Please note that special rules restrict the carry-forward of investment tax credits following an acquisition of control.

References

Subsections 127(9.1) and 127(9.2)

When to complete Form T2038(CORP)

You have to complete and file Form T2038(CORP) with the T2 return if the corporation:

- acquired any property or incurred any expenditures that qualify for the investment tax credit;
- is carrying forward unused investment tax credits from a previous year;

- is transferring unused investment tax credits from a predecessor corporation on amalgamation, or from a subsidiary corporation on wind-up;
- is applying investment tax credits against Part I tax;
- is requesting a carry-back of unused investment tax credits to a previous taxation year; or
- is requesting a refund of unused investment tax credits.

On line 221 on page 6 of the T2 return, enter the amount of the corporation's investment tax credit for the current year.

Investment tax credit refund

Certain Canadian-controlled private corporations can claim a refund of the unused investment tax credit they earned during the taxation year. The refund rates are as follows:

- Qualifying corporations** can request a 40% refund of the investment tax credit they earned in the taxation year.
- Most qualifying corporations that have investment tax credits they earned in the taxation year on scientific research and experimental development (SR&ED) expenditures** can claim:
 - a full refund (100%) of the investment tax credit they earned on the first \$2 million of **current** SR&ED expenditures; **plus**
 - 40% of the investment tax credit they earned on any current expenditures that are more than \$2 million; **plus**
 - 40% of the investment tax credit they earned on capital expenditures at either rates of 35% or 20%.

Definitions

A **qualifying corporation** is a Canadian-controlled private corporation whose taxable income for the preceding taxation year, plus the taxable incomes of all associated corporations (for taxation years ending in the same calendar year as the corporation's preceding taxation year), is not more than the total of the business limits of the corporation and the associated corporations for those preceding years.

Generally, a corporation's **expenditure limit** for a taxation year is \$2 million. This limit is the maximum annual amount of SR&ED expenditures that qualify for the 35% investment tax credit rate. However, when a corporation's taxation year is shorter than 51 weeks, you have to prorate the expenditure limit by the number of days in the taxation year divided by 365.

Also, if the corporation is associated with one or more corporations, you have to allocate the expenditure limit among the associated corporations on Form T2013, *Agreement Among Associated Corporations*. See item 22 in this guide for details about Form T2013.

You have to file Form T2038(CORP) to claim the investment tax credit refund. On line 146 on page 8 of the T2 return, enter the corporation's investment tax credit refund claim you calculated on Form T2038(CORP).

Note

For taxation years beginning after 1993, a Canadian-controlled private corporation that is **not a qualifying corporation** as described above, is eligible for a portion of refundable credit on up to \$2 million of current and capital SR&ED expenditures. If the total taxable incomes for the preceding taxation year are more than \$200,000 but not more than \$400,000, the \$2 million amount is reduced by \$10 for every \$1 over \$200,000.

Example

H Co. is a Canadian-controlled private corporation that is not associated with any other corporation. It incurs \$2 million in current SR&ED expenditures in Canada. Its taxable income for the preceding taxation year is \$300,000. H Co. calculates the amount eligible for the refundable credit at the 35% rate as follows:

SR&ED expenditures				\$2,000,000
less:				
taxable income for preceding taxation year	\$300,000			
less: business limit excess	<u>200,000</u>			
	\$100,000	× 10 =	<u>1,000,000</u>	
Expenditures eligible for a full refund at the 35% rate				<u>\$1,000,000</u>

References

Section 127.1

Subsections 127(5) to 127(12)

Regulations 4600 and 2902

IT-151 *Scientific Research and Experimental Development Expenditures*

IC 78-4 *Investment Tax Credit Rates*

78

Line 224 — Part VI tax credit — Form T921

You can get this form from your tax services office or tax centre.

On line 224 on page 6 of the T2 return, enter the amount of the unused Part VI tax credit the corporation is carrying forward from taxation years ending before 1992 and claiming in the current year. File the completed Form T921, *Calculation of Unused Part VI Tax Credit and Unused Part I Tax Credit*, with the T2 return.

A corporation can use this form to calculate the balance of unused Part VI tax credit from taxation years ending before 1992 that it can deduct from Part I tax within the present seven-year carry-forward period.

References

Subsections 125.2(1) and 190.1(3)

79

Line 226 — Part I.3 tax credit — Form T962

You can get this form from your tax services office or tax centre.

On line 226, on page 6 of the T2 return, enter the amount of Part I.3 tax credit being carried forward from taxation years ending before 1992. File the completed Form T962, *Calculation of Unused Part I.3 Tax Credit and Unused Surtax Credit*, with the T2 return.

The corporation can use this form to calculate the balance of unused Part I.3 tax credit from taxation years ending before 1992 that it can deduct within the present seven-year carry-forward period.

References

Subsections 125.3(1) and 181.1(4)

80

Part I tax payable

The corporation's Part I tax payable for the year is its basic Part I tax minus any allowable deductions and credits (line F minus line G on page 6 of the return).

Enter this amount on line H on page 6, and also on line 129 in the "Summary of Tax and Credits" box on page 8 of the T2 return.

Chapter 6 — Page 7 of the T2 Return

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The "Part IV Tax on Taxable Dividends Received" box

81

Lines 404, 405, 406, 418, and 419 —

Schedule T2S(3), Dividends Received and Taxable Dividends Paid

You can get this schedule from your tax services office or tax centre.

Use Schedule T2S(3) to calculate the corporation's Part IV tax payable on taxable dividends it received.

Every corporation that was a **private or subject corporation** at any time during the taxation year has to pay Part IV tax on any taxable dividends it received before 1993. Taxable dividends that a corporation receives after 1992 are only subject to Part IV tax if the corporation receives them while it is a private or subject corporation. However, the corporation can deduct these taxable dividends from its net income for the purposes of Part I tax. Part IV tax paid is refundable to the corporation when it pays taxable dividends to its shareholders.

Dividends received from a **connected corporation** are subject to Part IV tax only when paying the dividends generates a dividend refund for the payer corporation.

Taxable dividends received are subject to Part IV tax at a rate of 25%. You have to identify any taxable dividends that are subject to Part IV tax in Area A of Schedule T2S(3).

Note

A dividend does not include stock dividends a corporation receives after 1990 from a non-resident corporation.

Proposed legislation

The February, 1994 budget proposed that, for taxable dividends received after December 31, 1994 the Part IV tax rate would increase from 25% to 33 1/3%. Draft legislation released in July, 1995, proposed that the rate

change be postponed and will apply to taxable dividends received after June 30, 1995.

Reference

Subsection 248(1).

Definitions

A **private corporation** is a corporation that is:

- resident in Canada;
- not a public corporation;
- not controlled by one or more public corporations (other than a prescribed venture capital corporation);
- not controlled by one or more prescribed federal Crown corporations; and
- not controlled by any combination of prescribed federal Crown corporations and public corporations.

Reference

Subsection 89(1)

A **subject corporation** is a corporation, other than a private corporation, that is resident in Canada and is controlled by or for the benefit of either an individual other than a trust, or a related group of individuals other than trusts.

Reference

Subsection 186(1)

A **payer corporation is connected** to the corporation that receives the dividends (the recipient) if the recipient controls the payer corporation. The payer and recipient corporations are also connected when:

- the recipient owns more than 10% of the issued share capital (with full voting rights) of the payer corporation; and
- the recipient owns shares of the capital stock of the payer corporation with a fair market value of more than 10% of the fair market value of all the issued share capital of the payer corporation.

You determine control of the corporation by considering the actual ownership of shares, without taking into account any rights referred to in paragraph 251(5)(b).

Reference
Subsection 186(4)

Exempt corporations

The following types of corporations are exempt from Part IV tax:

- A. a corporation that was bankrupt at any time during the year; or
- B. a corporation that, throughout the year, was:
 - a prescribed labour-sponsored venture capital corporation;
 - a prescribed investment contract corporation;
 - an insurance corporation;
 - a corporation licensed as a trustee;
 - a bank; or
 - a non-resident-owned investment corporation.

Reference
Section 186.1

Exempt dividends

A corporation that is a prescribed venture capital corporation throughout the year does not have to pay Part IV tax on dividends it received from a prescribed qualifying corporation.

References
Section 186.2
Regulation 6704

Dividends not subject to Part IV tax

Dividends that the corporation received on a small business development bond or on a small business bond are not subject to Part IV tax.

References
Sections 15.1 and 15.2

Dividends not taxable

Any dividends that a corporation received from a capital dividend account are not taxable, as long as the payer corporation made an election under section 83. Therefore, do not include these dividends in the corporation's income.

On Schedule T2S(1), deduct from the corporation's income any section 83 dividends it received.

Completing Area A of Schedule T2S(3)

In the following section, we provide details on how to complete each column in Area A of Schedule T2S(3).

Column 1: Payer corporation — In column 1, list all the payer corporations from which the corporation received the dividends.

Column 2: Is payer corporation a connected corporation? — In this column, tick *yes* or *no* to show whether or not the payer is a connected corporation.

Column 3: Amount received — In column 3, show the amount of dividends the corporation received from each payer corporation.

Column 4: Dividends deductible from income under sections 112 and 113 — When calculating taxable income, you can deduct, under section 112, any of the following types of taxable dividends the corporation received:

- dividends from a taxable Canadian corporation, or from a corporation resident in Canada and controlled by the receiving corporation; and
- dividends (or a portion thereof) from a non-resident corporation (other than a foreign affiliate) that has carried on business in Canada continuously since June 18, 1971.

The following types of taxable dividends the corporation received are not deductible under section 112:

- dividends from a corporation that is exempt from Part I tax;
- dividends from a non-resident-owned investment corporation;
- dividends on collateralized preferred shares (loss rental plans);
- dividends that are part of a dividend rental arrangement, as defined in subsection 248(1);
- dividends on term preferred shares received by certain financial institutions; and
- dividends on shares guaranteed by a specified financial institution, as described in subsection 112(2.2).

References
Subsections 112(1), 112(2), and 112(2.1) to 112(2.9)

Section 113 contains the authority and the limitations concerning the deduction of dividends the corporation received from foreign affiliates.

On line 119 on page 3 of the T2 return, enter the total of all the amounts you entered in column 4 of Schedule T2S(3).

Columns 5 & 6: Dividends subject to Part IV tax — Every corporation that was a private or subject corporation at any time during the taxation year has to pay Part IV tax on any taxable dividends it received before 1993. Taxable dividends that a corporation receives after 1992 are only subject to Part IV tax if the corporation receives them while it is a private or subject corporation. Any of the following types of dividends it received are subject to Part IV tax:

- taxable dividends from non-connected corporations that are deductible under subsection 112(1) when you calculate taxable income;
- taxable dividends from non-connected foreign affiliates that are deductible under paragraphs 113(1)(a), (b), or (d), or subsection 113(2) when you calculate taxable income; and
- taxable dividends from connected private corporations, when paying the dividends generates a dividend refund for the payer corporation. In this case, you have to complete the calculation in Area A on page 1 of Schedule T2S(3) to determine the amount that is subject to Part IV tax.

If the connected payer corporation's taxation year ends more than three months after the corporation's taxation year, you have to estimate the payer's dividend refund when you calculate the corporation's Part IV tax payable.

Reference

IT-269 *Part IV Tax on Taxable Dividends Received by a Private or Subject Corporation*

In column 5, report all taxable dividends subject to Part IV tax received in the taxation year and before July 1, 1995. Add all of these amounts and enter the total on line 405 on page 7 of the T2 return.

In column 6, report all taxable dividends subject to Part IV tax received in the taxation year and after June 30, 1995. Add all of these amounts and enter the total on line 404 on page 7 of the T2 return.

A corporation can reduce the amount of dividends subject to Part IV tax by applying non-capital losses or farm losses either incurred in the year or carried over from other years.

On line 406 on page 7 of the T2 return, enter the amount of available non-capital or farm losses you are using to reduce dividends subject to Part IV tax.

Part IV tax otherwise payable on a dividend is reduced by any amount of Part IV.1 tax payable on the same dividend. See item 87 in this guide for details. On line 418 on page 7 of the T2 return, enter the amount of Part IV.1 tax payable on dividends in line 405 and on line 419 enter the amount of Part IV.1 tax payable on dividends in line 404.

On line 131 on page 8 of the T2 return, enter the amount of Part IV tax.

The "Refundable Dividend Tax on Hand" box

82

Lines 409, 410, 465, and 411

The refundable dividend tax on hand (RDTOH) account only applies to corporations that were **private or subject corporations**, as defined in item 81.

A Canadian-controlled private corporation (CCPC) generates RDTOH on both the Part I tax it pays on investment income, and on the Part IV tax it pays on dividends it receives. For any other type of private corporation, only the Part IV tax it pays generates RDTOH.

All or part of a corporation's RDTOH at the end of the taxation year is available as a refund, if the corporation pays taxable dividends to its shareholders during the taxation year.

To calculate the RDTOH at the end of the taxation year, add the following amounts:

- the RDTOH balance at the end of the preceding taxation year (minus any dividend refund issued to the corporation in the preceding year);
- the RDTOH generated in the current year; and
- any balance of RDTOH transferred from a predecessor corporation on amalgamation, or from a subsidiary corporation on wind-up.

For the first taxation year of a successor corporation formed as a result of an amalgamation, enter on line 465 all RDTOH balances being transferred from predecessor corporations. Do not include this amount on line 409.

For a parent corporation that wound up a wholly-owned subsidiary, enter on line 465 any RDTOH transferred from the subsidiary corporation. On line 409, enter the RDTOH the parent corporation is carrying forward from its preceding taxation year.

Note

You cannot transfer any RDTOH to a successor or parent corporation if, had the predecessor or subsidiary corporation paid a dividend immediately before the amalgamation or wind-up, subsection 129(1.2) would have applied to that dividend.

On line 411, enter the amount of RDTOH at the end of the taxation year. Also, enter the same amount on line D in the "Dividend Refund" box.

References

Subsection 129(3) and 186(5)

The "Dividend Refund" box

83

Lines 414 and 424

A private or subject corporation may be entitled to a dividend refund for dividends it paid after 1992 if it paid the dividends while it was a private or subject corporation, regardless of whether it was a private or subject corporation at the end of the taxation year.

A dividend refund arises if the corporation pays taxable dividends to shareholders, and if the corporation has an amount of refundable dividend tax on hand (RDTOH) at the end of the taxation year.

To claim a dividend refund, the corporation has to have made an actual payment to the shareholders, unless the dividend is considered paid (a deemed dividend).

The corporation can make this payment either in cash, or with some other tangible assets at fair market value, including the following:

- stock dividends;
- section 84 deemed dividends; and
- amounts paid as interest or dividends on income bonds or debentures that are not deductible when calculating the corporation's income.

If the corporation loses its **private** status following a change in control, a deemed year-end occurs. This allows the corporation to claim a dividend refund for any dividends it paid during the deemed short year.

The dividend refund is equal to one of the following amounts, whichever is less:

- one-quarter of the taxable dividends the corporation paid in the year while it was a private or subject corporation; or
- the RDTOH at the end of the taxation year.

Proposed legislation

Draft legislation released in July, 1995, proposed that the one-quarter dividend refund rate on taxable dividends the corporation paid in the year will be increased to one-third. This new rate will apply to taxable dividends paid after June 30, 1995, regardless of the rate at which the RDTOH was accumulated.

Area B on page 2 of Schedule T2S(3)

If the corporation paid taxable dividends in the year, complete Area B on page 2 of Schedule T2S(3) to determine the taxable dividends that qualify for the dividend refund. Deduct the following amounts from total dividends the corporation paid in the year:

- dividends paid out of the capital dividend account;
- capital gains dividends;
- dividends paid for shares that do not qualify as taxable dividends because the main purpose of acquiring the

shares was to receive a dividend refund (subsection 129(1.2));

- taxable dividends paid to a controlling corporation that was bankrupt at any time in the year; and
- deemed dividends paid on a small business development bond.

On line 414 on page 7 of the T2 return, enter the taxable dividends paid in the taxation year before July 1, 1995 that qualify for the dividend refund.

On line 424 on page 7 of the T2 return, enter the taxable dividends paid in the taxation year after June 30, 1995 that qualify for the dividend refund.

When the dividend refund is more than the amount of Part I tax payable for the year, we first deduct the excess from any other taxes the corporation owes under the *Income Tax Act*. Any balance left over is available for a refund.

On line 147 on page 8 of the T2 return, enter the amount of dividend refund you calculated.

References

Section 129
 Subsection 186(5)
 IT-243 *Dividend Refund to Private Corporation*

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The “Summary of Tax and Credits” box

In the “Summary of Tax and Credits” box, you summarize the amounts of federal tax and provincial or territorial tax the corporation has to pay, as well as the credits and refunds the corporation is claiming to reduce its total tax payable.

Lines 129 to 135 — the “Federal tax” area

84

Line 129 — Part I tax payable

On line 129 on page 8 of the T2 return, enter the amount of the corporation’s Part I tax payable that you determined on line H on page 6 of the T2 return.

References
Items 68 to 78

85

Line 130 — Part I.3 tax payable — Forms T2147, T2148, and T2149

You can get these forms from your tax services office or tax centre.

Part I.3 of the Act levies a tax on the taxable capital employed in Canada by large corporations, including large financial institutions and large insurance corporations. Part I.3 tax is 0.2% of the corporation’s taxable capital employed in Canada that is more than its capital deduction of \$10 million for the year. Also, under subsection 181.1(4), a corporation can deduct its Canadian surtax from the amount of Part I.3 tax payable. This is called the surtax credit.

To calculate the balance of unused surtax credits and to carry-back any unused surtax credits, the corporation can use Form T962, *Calculation of Unused Part I.3 Tax Credit and*

Unused Surtax Credit. You can get this form from your tax services office or tax centre.

A corporation can deduct its unused surtax credit from its Part I.3 tax in any of the three preceding and seven later taxation years that end after 1991.

If the corporation is a member of a related group, you have to allocate the capital deduction among the members. Use Form T2150, *Agreement Among Related Corporations — Part I.3 Tax*, to allocate the capital deduction. File this form with the T2 return. You can get Form T2150 from your tax services office or tax centre.

Note

For the purposes of this allocation, a Canadian-controlled private corporation is only considered to be related to corporations with which it is also associated.

A corporation has to file the applicable Part I.3 tax return with its T2 return if it is subject to Part I.3 tax, or if it is not subject because the corporation deducted a surtax credit. There are three types of returns you can use to calculate the corporation's Part I.3 tax:

- Form T2147, *Part I.3 Tax Return — Tax on Large Corporations*
- Form T2148, *Part I.3 Tax Return — Tax on Large Financial Institutions; and*
- Form T2149, *Part I.3 Tax Return — Tax on Large Insurance Corporations.*

The following corporations do not have to pay tax under Part I.3:

- non-resident-owned investment corporations;
- bankrupt corporations;
- corporations exempt from tax under section 149 on all their taxable income;
- corporations that were not resident in Canada and did not carry on a business from a permanent establishment in Canada;
- deposit insurance corporations; and
- a corporation described in subsection 136(2) of the Act whose principal business is marketing natural products belonging to or acquired from its members or customers.

On line 130 on page 8 of the T2 return, enter the amount of the corporation's Part I.3 tax payable.

Part I.3 instalment requirements are the same as those for Part I. See item 6 for details. For more information, see the *Corporation Instalment Guide*, which is available at your tax services office or tax centre.

Proposed legislation

Draft legislation released in July, 1995, proposed that the rate of Part I.3 tax be increased to 0.225% from 0.2%. This increase will apply for taxation years ending after February 27, 1995. For taxation years that include February 27, 1995, the Part I.3 tax will be prorated based on the number of days in the taxation year that are after February 27, 1995.

References

Subsections 181(1) to 181.7

86

Line 131 — Part IV tax payable

On line 131, enter the amount of the corporation's Part IV tax payable that you determined in the "Part IV Tax on Taxable Dividends Received" box on page 7 of the T2 return.

Reference
Item 81

87

Line 132 — Part IV.1 tax payable — Form T761, *Calculation of Parts IV.1 and VI.1 Taxes Payable*

You can get this form from your tax services office or tax centre.

Box 3 of Form T761: "Calculation of Part IV.1 Tax"

Box 3 of Form T761 gives details on how to calculate Part IV.1 tax.

Public corporations and certain other corporations may be subject to the 10% Part IV.1 tax on dividends they receive on taxable preferred shares. A **restricted financial institution** is also subject to tax on dividends received on **taxable restricted financial institution shares** (see subsection 248(1) for definitions of these terms).

The issuer of taxable preferred shares can elect to pay a 40% tax under Part VI.1 on dividends on taxable preferred shares. This election exempts the holder of these shares from the 10% tax under Part IV.1. See item 89 for details.

Excepted dividends, which are defined in section 187.1, are not subject to Part IV.1 tax. For example, an excepted dividend is one the corporation receives on a share of another corporation in which the corporation had a substantial interest at the time it received the dividend.

On line 132 on page 8 of the T2 return, enter the amount of Part IV.1 tax payable that you calculated in box 3 of Form T761.

References
Sections 187.1 to 187.6
Subsection 191.2(1)

88

Line 134 — Part VI tax payable — Form T2044, *Part VI Tax Return — Tax on Capital of Financial Institutions*

You can get this form from your tax services office or tax centre.

Use Form T2044 to calculate the corporation's Part VI tax. Part VI of the Act levies a tax on a financial institution's taxable capital employed in Canada. Part VI tax is 1.25% of the corporation's taxable capital employed in Canada that is more than its capital deduction for the year. Also, under subsection 190.1(3), a corporation can deduct its Part I tax from its Part VI tax payable. This is called the Part I tax credit.

A corporation can deduct any unused Part I tax credits from its Part VI tax in any of the three preceding and seven later taxation years that end after 1991.

To calculate the balance of unused Part I tax credits and to carry-back this credit, the corporation can use Form T921, *Calculation of Unused Part VI Tax Credit and Unused Part I Tax Credit*. You can get this form from your tax services office or tax centre.

Financial institutions include banks, trust companies, corporations that accept deposits and carry on the business of lending money on the security of real estate or investing in mortgages or hypothecs on real estate, life insurance corporations, and certain holding corporations.

The capital deduction for the year is \$200 million, plus A or B, whichever amount is less:

- A. \$20 million; or
- B. 20% of the amount of the taxable capital employed in Canada that is more than \$200 million.

A corporation has to file Form T2044 with its T2 return if it is subject to Part VI tax, or if it is not subject because it deducted a Part I tax credit or surtax credit.

If the corporation is a member of a related group, you have to allocate the capital deduction among the members. Use Form T2045, *Agreement Among Related Financial Institutions — Part VI Tax*, to allocate the capital deduction. File this form with the T2 return. You can get Form T2045 from your tax services office or tax centre.

Part VI instalment requirements are the same as those for Part I. See item 6 for details. For more information, see the *Corporation Instalment Guide*, which is available at your tax services office or tax centre.

On line 134 on page 8 of the T2 return, enter the amount of Part VI tax payable that you calculated on Form T2044.

References

Sections 190, 190.1 and 190.11 to 190.15

Additional temporary tax on life insurance corporations

Every life insurance corporation that carries on business in Canada at any time in a taxation year must pay an additional Part VI tax. The amount must be equal to 1% on its taxable capital employed in Canada for the year that is more than its capital allowance for the year. This additional tax is effective for taxation years ending after February 25, 1992, and starting before 1996.

Proposed legislation

Draft legislation released in July, 1995, proposed that a temporary surtax be imposed on financial institutions, other than life insurers, for taxation years that end after February 27, 1995 and begin before November 1, 1996. This surtax is 0.15% of the corporation's taxable capital employed in Canada that is more than the enhanced capital deduction which is \$400 million (rather than \$200 million). This surtax cannot be offset by Part I tax. The surtax will be prorated for taxation years that straddle either of the above dates. Beginning in

July, 1995, monthly instalment payments are required to reflect this surtax.

Reference

Subsection 190.1(1.1)

89

Line 133 — Part VI.1 tax payable — Forms T761, T769, and T770

The following forms are available at your tax services office or tax centre:

- Form T761, *Calculation of Parts IV.1 and VI.1 Taxes Payable*;
- Form T769, *Election Under Section 191.2 by an Issuer of Taxable Preferred Shares to Pay Part VI.1 Tax at a Rate of 40%*; and
- Form T770, *Agreement on Liability for Part VI.1 Tax*.

Box 1 of Form T761: "Calculation of Dividend Allowance"

You can calculate the corporation's dividend allowance in box 1 of Form T761.

Generally, the first \$500,000 of dividends the corporation paid in the year on taxable preferred shares is exempt from any Part VI.1 tax liability. This basic annual exemption is called the **dividend allowance**.

However, the \$500,000 basic allowance is reduced if the corporation paid \$1 million or more of dividends on taxable preferred shares in the preceding year.

In addition, if the corporation is a member of an associated group, you have to allocate the dividend allowance between the members. Box 1 provides an area for this allocation.

Box 2 of Form T761: "Calculation of Part VI.1 Tax"

You can calculate the corporation's Part VI.1 tax in box 2 of Form T761. Part VI.1 tax is levied on dividends the corporation paid on short-term preferred shares and taxable preferred shares.

The corporation is subject to a tax of 66 2/3% on dividends it paid on **short-term preferred shares** that are more than the \$500,000 annual dividend allowance.

The corporation is subject to a tax of 25% on dividends it paid on **taxable preferred shares** (other than short-term preferred shares) that are more than any remaining dividend allowance.

See subsection 248(1) for definitions of the terms **short-term preferred shares** and **taxable preferred shares**.

Form T769, *Election Under Section 191.2 by an Issuer of Taxable Preferred Shares to Pay Part VI.1 Tax at a Rate of 40%*

Corporations other than **financial intermediary corporations** or **private holding corporations** (see subsection 191(1) for definitions) can elect to pay a 40% tax instead of 25% on dividends paid on taxable preferred shares.

If the corporation makes this election, the holder of these shares will be exempt from the 10% Part IV.1 tax.

See item 87 for details. To make this election, complete Form T769 and send it to us with Form T761.

Form T770, Agreement on Liability for Part VI.1 Tax

Complete Form T770 to certify the transfer of the corporation's Part VI.1 tax liability and send it to us with Form T761.

A corporation (the transferor) can transfer all or part of its Part VI.1 tax liability to another corporation (the transferee), if the corporations were related throughout the following taxation years:

- the transferor's taxation year for which it owes Part VI.1 tax; and
- the transferee's taxation year that ends on or before the end of the above-mentioned transferor's taxation year.

A corporation can deduct Part VI.1 tax payable from its income. See item 58 for more information. Any Part VI.1 tax that is left over after you reduce taxable income to zero is part of the corporation's non-capital loss for the year. See item 48 for details.

On line 133 on page 8 of the T2 return, enter the amount of Part VI.1 tax payable you calculated in box 2 of Form T761.

References

Sections 191, and 191.1 to 191.4

90

Line 135 — Part XIV tax payable — Schedule T2S(20), Part XIV Tax on Canadian Branches

We do not print this schedule.

Any corporation that is **not** a Canadian corporation throughout the year and carries on business in Canada is subject to Part XIV tax, which is known as **branch tax**.

The branch tax rate is usually 25%, but a reciprocal tax treaty can reduce this percentage. In addition, a tax treaty may restrict the branch tax to corporations that carry on business in Canada through a permanent establishment in Canada.

You have to show how you calculated Part XIV tax. Identify these calculations as Schedule T2S(20) in the top right-hand corner of the page.

On line 135 on page 8 of the T2 return, enter the amount of Part XIV tax payable you calculated on Schedule T2S(20).

Note

Corporations that are subject to Part XIV tax should file their T2 return at the International Tax Services Office. See item 5 in this guide for details.

References

Section 219

IT-137 *Additional Tax on Certain Corporations Carrying on Business in Canada*
IT-277 *Branch Tax — Effect of Tax Treaties*

Lines 137 to 143 — the "Provincial and territorial tax" area

Quebec, Ontario, and Alberta administer their own corporate income tax systems. Corporations that earn

income in these provinces have to file separate provincial corporate income tax returns.

All other provinces and territories legislate their corporate income tax provisions, and Revenue Canada administers them. These provinces and territories do not charge income tax on the taxable income of non-resident-owned investment corporations, or on the taxable income of corporations that are exempt from tax under section 149.

Therefore, if the corporation does not have a permanent establishment in Quebec, Ontario, or Alberta, you have to calculate provincial and territorial income taxes and credits, as well as federal income taxes and credits, on the T2 return.

If you need help with **Quebec's** corporate tax, please see *Quebec's Corporation Income Tax Guide*. You can order this guide by contacting one of the offices of the Ministère du Revenu du Québec.

If you need help with **Ontario's** corporate tax, please see the *Ontario Corporations Tax* guide. You can order this guide by calling one of the following numbers:

Metro Toronto 965-1160
All other areas in Ontario 1-800-263-7965
French-language enquiries 1-800-668-5821
Telecommunications Device for the Deaf..... 1-800-263-7776
Outside Ontario (you may call
collect) (905) 433-6539 or (905) 433-6559

If you need help with **Alberta's** corporate tax, please see the brochure called *An Introduction to Alberta's Corporate Income Tax*, and the *Guide to the Completion of the Alberta Corporate Income Tax Return*. You can order these publications by calling one of the following numbers:

Edmonton (403) 427-0712
Calgary (403) 297-5200
Outside the Edmonton and Calgary
calling areas but within Alberta..... 1-800-363-6296

91

Line 137 — Provincial or territorial jurisdiction

On line 137 on page 8 of the T2 return (page 1 of the T2 Short), give the name of the province or territory where the corporation earned its income. Usually, this is where the corporation has its permanent establishment.

If the corporation earned income in more than one province or territory, write "multiple." Corporations with a **multiple jurisdiction** have to file Schedule T2S-TC, *Tax Calculation Supplementary — Corporations*, with the T2 return.

By completing line 137, you ensure that the corporation's income taxes go to the correct province or territory. Please complete this line even if no tax is payable, or if the provincial jurisdiction is Quebec, Ontario, or Alberta.

92

Line 139 — Provincial or territorial tax payable — Schedule T2S-TC, Tax Calculation Supplementary — Corporations

You can get this schedule from your tax services office or tax centre.

File Schedule T2S-TC with the T2 return if the corporation:

- has a **permanent establishment** in more than one province or territory (whether or not the corporation is taxable); or
- is claiming provincial or territorial tax credits, or rebates (see item 93 for details).

If the corporation has no taxable income, you only have to complete columns B and D in Part I of Schedule T2S-TC.

A **permanent establishment** in a province or territory is usually a fixed place of business of the corporation, which includes an office, branch, mine, oil well, farm, timberland, factory, workshop, or warehouse. If the corporation does not have a fixed place of business, the corporation's permanent establishment is the principal place in which the corporation's business is conducted.

If the corporation carries on its business through an employee or an agent established in a particular place, the corporation is considered to have a permanent establishment in that place if the employee or agent:

- has general authority to contract for the corporation; or
- has a stock of merchandise owned by the corporation from which the employee or agent regularly fills orders received.

See Regulation 400(2) for a complete definition of **permanent establishment**.

Reference

IT-177 *Permanent Establishment of a Corporation in a Province and of a Foreign Enterprise in Canada*

Part I of Schedule T2S-TC: "Allocation of taxable income"

We assess provincial income taxes on the amount of taxable income the corporation allocates to each province. See Regulation 402 for details on how to allocate taxable income.

Generally, to allocate taxable income to each province, you have to use a formula based on gross revenue and salaries and wages. See Part I of Schedule T2S-TC for details.

You will find the rules on how to allocate gross revenue in Regulations 402(4) and 402(4.1).

Do not include any of the following amounts in the corporation's gross revenue:

- interest on bonds, debentures, or mortgages;
- dividends on shares of capital stock; or
- rentals or royalties from property that the corporation does not use in its principal business operations.

Be sure to allocate gross salaries and wages the corporation paid in the year to the permanent establishment in which those salaries and wages were paid. Do not include in gross salaries and wages any commissions the corporation paid to a person who is not an employee.

See Regulations 403 to 413 for details on special methods for allocating taxable income for the following types of business:

- insurance corporations;
- chartered banks;
- trust and loan corporations;
- railway corporations;
- airline corporations;
- grain-elevator operators;
- bus and truck operators;
- ship operators;
- pipeline operators;
- divided businesses; and
- non-resident corporations.

Dual rates of provincial and territorial income tax

All provinces and territories have two rates of income tax: the **lower rate**, and the **higher rate**. You will find the rates that apply to each province and territory in items 95 through 103.

The **lower rate** applies to the part of taxable income you allocate to a province or territory that is eligible for the federal small business deduction.

The **higher rate** applies to the part of taxable income you allocate to a province or territory that is not eligible for the federal small business deduction.

Example 1

Corporation X earned all of its income in 1995 from its permanent establishment in Saskatchewan.

The corporation's taxation year runs from September 1, 1994, to August 31, 1995.

Corporation X claimed the small business deduction when it calculated its federal tax payable.

The **lower rate** of tax for Saskatchewan is 8.5% for 1994 and 8% for 1995. The **higher rate** is 17%.

Corporation X calculates its Saskatchewan tax payable as follows:

Taxable income	\$90,000
Subtract amount taxed at lower rate:	
Least of lines 223, 225, and 227 or (F) if applicable, in the small business deduction calculation	<u>\$78,000</u>
Amount taxed at higher rate	\$12,000
Taxes payable at higher rate:	
$\$12,000 \times 17\% =$	\$ 2,040
Taxes payable at lower rate:	
$\$78,000 \times 8.5\% \times \frac{122}{365} =$	\$ 2,216
$\$78,000 \times 8\% \times \frac{243}{365} =$	<u>\$ 4,154</u>
Saskatchewan tax payable	<u>\$ 8,410</u>

If, in the above example, the corporation had not qualified for a federal small business deduction, you would calculate the provincial corporation tax payable as follows:

Saskatchewan tax payable:

$$\$90,000 \times 17\% = \$15,300$$

When you allocate a corporation's taxable income to more than one province or territory, you also have to allocate proportionally any income eligible for the small business deduction.

Example 2

Corporation Y has permanent establishments in both Manitoba and British Columbia. Its taxation year runs from January 1, 1995, to December 31, 1995.

Corporation Y claimed the small business deduction when it calculated its federal tax payable.

The lower rate of tax for Manitoba is 9%, and the higher rate of tax is 17%.

To calculate its Manitoba income tax, Corporation Y does the following calculations:

Taxable income allocated to Manitoba (from Schedule T2S-TC)	\$60,000
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Taxable income allocated to British Columbia (from Schedule T2S-TC)	<u>\$30,000</u>
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Total taxable income	\$90,000
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Least of lines 223, 225, and 227 or (F), if applicable, in the small business deduction calculation	\$78,000
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Income eligible for the small business deduction attributed to Manitoba:		total taxable income allocated to province or territory
$\frac{\$60,000}{\$90,000} \times \$78,000 =$	\$52,000	<u>total taxable income</u>

Taxable income earned in Manitoba	\$60,000
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Subtract: Income eligible for the small business deduction attributed to Manitoba	<u>\$52,000</u>
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Amount taxed at higher rate	\$ 8,000
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Taxes payable at higher rate: \$8,000 × 17% =	\$ 1,360
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Taxes payable at lower rate: \$52,000 × 9% =	<u>\$ 4,680</u>
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Manitoba tax payable	<u>\$ 6,040</u>
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To calculate its British Columbia income tax payable, Corporation Y would repeat the same steps, using the rates that apply.

On line 139 on page 8 of the T2 return, enter amount K from Schedule T2S-TC, which is the total amount of provincial or territorial tax payable from column H on Schedule T2S-TC.

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Line 141 — Provincial and territorial tax credits and rebates — Part II of Schedule T2S-TC

Complete Part II of Schedule T2S-TC if the corporation is claiming provincial or territorial tax credits or rebates to reduce the provincial or territorial income tax it would otherwise have to pay.

On line 141 on page 8 of the T2 return, enter the total amount of credits and rebates you calculated in Part II of Schedule T2S-TC. Attach to the T2 return any forms you completed to claim provincial or territorial credits or rebates.

In item 94, you will find information about provincial foreign tax credits for all provinces and territories. In items 95 to 103, we have also provided details on all other provincial and territorial credits and rebates.

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Provincial or territorial foreign tax credits

Every province and territory allows a corporation to claim a foreign tax credit for taxes it paid to another country on foreign non-business income.

However, you cannot claim foreign tax credits on the T2 return for the provinces of Quebec, Ontario, and Alberta, since these provinces collect their own income taxes.

For each province for which the corporation is claiming a credit, you have to do a separate calculation. Calculate a provincial foreign tax credit as the least of:

<p>A. provincial or territorial tax rate (%)* × foreign non-business income</p>	×	total taxable income allocated to province or territory
---	---	---

and

B. (i) × [(ii) - (iii)]

where

(i) = $\frac{\text{taxable income allocated to province or territory}}{\text{taxable income allocated to all provinces or territories}}$

(ii) = non-business foreign tax paid (not including tax paid on dividends from a share of a foreign affiliate) after deduction under subsection 20(12)

(iii) = federal foreign non-business income tax credit allowed

* If the tax rate has changed during the taxation year, prorate the calculation in A above using the two rates. If the corporation has dual rates of corporate tax, always use the higher rate when you calculate the foreign tax credit.

In Part II of Schedule T2S-TC, enter on line 601 the total of provincial and territorial foreign tax credits.

95

Newfoundland

The **lower** rate of Newfoundland income tax is 5%. This lower rate applies to taxable income earned in Newfoundland that qualifies for the federal small business deduction.

The **higher** rate of income tax is 16% for 1994 and 14% for 1995. These higher rates apply to taxable income earned in Newfoundland that does **not** qualify for the federal small business deduction.

If January 1, 1995, falls within the corporation's taxation year, you have to prorate the higher tax rate based on the number of days in the taxation year before and after this date. See example 1 in item 92 for details.

These rates also apply to taxable income earned in the Newfoundland offshore area.

Newfoundland political contribution tax credit

You can claim contributions the corporation made to registered political parties and registered candidates, as defined under the *Elections Act, 1991 of Newfoundland*, as follows:

- 75% of the first \$100 contributed; **plus**
- 50% of the next \$450 contributed; **plus**
- 33 1/3% of the amount contributed that is more than \$550, to a maximum credit of \$500.

Attach official receipts to the T2 return. We can only accept photocopies if the issuer certifies them as true copies.

In Part II of Schedule T2S-TC, enter on line 602 the total amount of qualifying contributions, and enter on line 603 the amount of the credit the corporation is claiming.

Form T1100, Newfoundland Manufacturing and Processing Profits Tax Credit

You can get this form from your tax services office or tax centre.

Corporations that have earned taxable income and manufacturing and processing profits in Newfoundland are eligible for the Newfoundland manufacturing and processing profits tax credit. Complete Form T1100 and file it with the T2 return to claim this tax credit.

On line 681 in Part II of Schedule T2S-TC, enter the amount of the credit the corporation is claiming.

96

Prince Edward Island

The **lower** rate of Prince Edward Island income tax is 7.5%. This rate applies to:

- taxable income earned in Prince Edward Island that qualifies for the federal small business deduction; and
- a credit union's income that qualifies for the additional deduction under subsection 137(3).

The **higher** rate of income tax is 15%. This 15% rate applies to taxable income that does **not** qualify for the federal small business deduction.

Prince Edward Island political contribution tax credit

You can claim contributions the corporation made to recognized Prince Edward Island political parties, and to candidates who were officially nominated under the *Election Act of Prince Edward Island*, as follows:

- 75% of the first \$100 contributed; **plus**
- 50% of the next \$450 contributed; **plus**
- 33 1/3% of the amount contributed that is more than \$550, to a maximum credit of \$500.

Attach official receipts to the T2 return. We can only accept photocopies if the issuer certifies them as true copies.

In Part II of Schedule T2S-TC, enter on line 630 the total amount of qualifying contributions, and enter on line 632 the amount of the credit the corporation is claiming.

Form T1091, Prince Edward Island Manufacturing and Processing Profits Tax Credit

You can get this form from your tax services office or tax centre.

Corporations that have earned taxable income and manufacturing and processing profits in Prince Edward Island are eligible for the Prince Edward Island manufacturing and processing profits tax credit. Complete Form T1091 and file it with the T2 return to claim this tax credit.

On line 682 in Part II of Schedule T2S-TC, enter the amount of the credit the corporation is claiming.

Form T1092, Prince Edward Island Corporate Investment Tax Credit

You can get this form from your tax services office or tax centre.

Use Form T1092 to claim the Prince Edward Island corporate investment tax credit. A corporation can earn this credit on qualified property it acquired after December 31, 1992 to reduce Prince Edward Island tax payable.

You can carry forward the unclaimed credit to the seven taxation years that follow the taxation year in which the corporation made the purchase. You can also carry back an unused credit to the three previous taxation years from the taxation year that the corporation made the purchase. You cannot carry back the credit to any taxation year ending before 1993.

On line 760 in Part II of Schedule T2S-TC, enter the total of qualified expenditures the corporation made in the year. On line 763, enter the amount of the credit the corporation is claiming.

97

Nova Scotia

The **lower** rate of Nova Scotia income tax is 5%. This lower rate applies to taxable income earned in Nova Scotia that qualifies for the federal small business deduction.

The **higher** rate of income tax is 16%. This 16% rate applies to taxable income earned in Nova Scotia that does **not** qualify for the federal small business deduction.

Nova Scotia provincial income tax at the above rates also applies to taxable income earned in the Nova Scotia offshore area.

Nova Scotia political contribution tax credit

You can claim contributions the corporation made to candidates and recognized parties, as defined under the *Elections Act of Nova Scotia*, as follows:

- 75% of the first \$100 contributed; **plus**
- 50% of the next \$450 contributed; **plus**
- 33 1/3% of the amount contributed that is more than \$550, to a maximum credit of \$500.

Attach official receipts to the T2 return. We can only accept photocopies if the issuer certifies them as true copies.

In Part II of Schedule T2S-TC, enter on line 616 the total amount of qualifying contributions, and enter on line 612 the amount of the credit the corporation is claiming.

Form T701, Nova Scotia Corporate Tax Reduction for New Small Businesses

You can get this form from your tax services office or tax centre.

Use Form T701 to calculate the Nova Scotia corporate tax reduction for new small businesses.

This tax reduction applies to the first two taxation years of qualifying Canadian-controlled private corporations incorporated in Nova Scotia. For corporations that incorporated after April 24, 1992, this tax reduction has been extended to the first three taxation years. For the 1993 and subsequent taxation years, this tax reduction has been extended to a corporation incorporated outside the province if it pays at least 25% of its wages to employees who are resident in the province and its head office is located in the province.

If the qualifying corporation is eligible for a federal small business deduction for the year, you can claim this tax reduction to reduce Nova Scotia income tax that the corporation would otherwise have to pay.

To claim the reduction, send a completed Form T701 with the T2 return, along with the *Certificate of Eligibility* that the province issues.

In Part II of Schedule T2S-TC, enter on line 668 the amount of the reduction the corporation is claiming.

Form T85, Nova Scotia Research and Development Tax Credit

You can get this form from your tax services office or tax centre.

Use Form T85 to calculate the Nova Scotia research and development tax credit.

The corporation can claim this credit if it has a permanent establishment in Nova Scotia, and if it made eligible expenditures for scientific research and experimental development carried out in Nova Scotia. The amount of the credit is equal to 15% of eligible expenditures.

The credit is applied to reduce Nova Scotia tax payable as well as any amounts owing under the federal and

provincial income tax acts, the *Canada Pension Plan* and the *Unemployment Insurance Act*. Any remaining balance will be refunded.

The corporation can carry forward any unclaimed credits earned in taxation years ending on or before December 31, 1993 to the following seven years from the taxation year that it made the expenditure.

To claim the credit, file Form T85 with the T2 return. Form T85 has more details on how to do the calculation.

In Part II of Schedule T2S-TC, enter on line 670 the total eligible expenditures the corporation made in the year, and enter on line 154 on page 8 of the T2 return the total amount of the credit earned in the current year. Enter the amount of credit carried forward from preceding years and applied against the current year provincial tax payable on line 671 of schedule T2S-TC.

Nova Scotia ISO9000 certification tax credit

The Minister of Finance for the province of Nova Scotia will issue a tax credit certificate, ISO 9000, for audit, training and documentation expenses made after 1993 (by a corporation with a permanent establishment in the province of Nova Scotia).

The tax credit is equal to 25% of the lesser of the following amounts:

- the amount of current-year eligible expenditures; or
- \$150,000.

The certificate, indicating the amount of tax credit, must be filed with the income tax return.

The tax credit may be deducted from the provincial tax otherwise payable.

In Part II of Schedule T2S-TC, enter on line 613 the amount of the credit the corporation is claiming.

Nova Scotia prospectus tax credit

The Minister of Finance for the province of Nova Scotia will issue a tax credit certificate for eligible expenditures incurred after 1994 and before 2000 (by a corporation with a permanent establishment in the province of Nova Scotia). Eligible expenditures are audit, legal and printing expenses necessary for the corporation to file a prospectus pursuant to the *Securities Act* or a stock exchange as prescribed by regulation.

The tax credit is equal to 35% of the lesser of the following amounts:

- the amount of eligible expenditures made in the taxation year; or
- \$100,000.

The certificate, indicating the amount of the tax credit, must be filed with the T2 return. The tax credit may be deducted from provincial tax otherwise payable. This credit is not refundable and there is no carry-back or carry-forward provisions.

In Part II of Schedule T2S-TC, enter on line 779 the amount of the credit the corporation is claiming.

Nova Scotia film industry tax credit refund

The Minister of Finance for the province of Nova Scotia will issue a tax credit certificate to a corporation producing an eligible film in the province.

The amount of the credit is equal to the lesser of the following amounts:

- 30% of eligible salaries paid after 1994 and before 2000 to residents of Nova Scotia; or
- 15% of the total production costs of the eligible film.

This credit is applied to reduce Nova Scotia tax payable as well as any amounts owing under the federal and provincial income tax acts, the *Canada Pension Plan Act* and the *Unemployment Insurance Act*. Any remaining balance will be refunded.

To claim the credit, file the certificate with the T2 return and enter the amount of the credit earned in the current year on line 152 on page 8 of the T2 return.

98

New Brunswick

The **lower** rate of New Brunswick income tax is 9% for 1994 and 7% for 1995. These rates apply to taxable income earned in New Brunswick that qualifies for the federal small business deduction.

The **higher** rate of income tax is 17%. This 17% rate applies to taxable income earned in New Brunswick that does **not** qualify for the small business deduction.

If January 1, 1995, falls within the corporation's taxation year, you have to prorate the lower tax rate based on the number of days in the taxation year before and after this date. See example 1 in item 92 for details.

New Brunswick political contribution tax credit

You can claim contributions the corporation made to a registered political party, a registered district association, or a registered independent candidate, as defined under the *Elections Act of New Brunswick*, as follows:

- 75% of the first \$100 contributed; **plus**
- 50% of the next \$450 contributed; **plus**
- 33 1/3% of the amount contributed that is more than \$550, to a maximum credit of \$500.

Attach official receipts to the T2 return. We can only accept photocopies if the issuer certifies them as true copies.

In Part II of Schedule T2S-TC, enter on line 622 the total amount of qualifying contributions, and enter on line 624 the amount of the credit the corporation is claiming.

Form T1111, New Brunswick Research and Development Tax Credit

You can get Form T1111 from your tax services office or tax centre. Use it to calculate the New Brunswick research and development tax credit. The corporation can claim this credit if it has a permanent establishment in New Brunswick and if it made eligible expenditures for scientific research and experimental development to be carried out in New Brunswick after February 25, 1994. The

amount of the credit is equal to 10% of eligible expenditures. Apply the credit to reduce New Brunswick tax that the corporation would otherwise have to pay.

The corporation can carry back any unclaimed credit to the preceding three taxation years from the year that it made the expenditure. It cannot carry back the credit to any taxation year ending before February 26, 1994. In addition, the corporation can carry forward the unclaimed credit to the following seven years from the taxation year that it made the expenditure.

To claim the credit, file Form T1111 with the T2 return. Form T1111 has more detailed information on how to calculate this credit.

On line 770 in Part II of Schedule T2S-TC, enter the total eligible expenditures the corporation made in the year. On line 773, enter the amount of the credit the corporation is claiming.

99

Manitoba

The **lower** rate of Manitoba income tax is 9.5% for 1994 and 9% for 1995. These lower rates apply to:

- taxable income earned in Manitoba that qualifies for the federal small business deduction; and
- a credit union's income that qualifies for the additional deduction under subsection 137(3).

The **higher** rate of income tax is 17%. This 17% rate applies to taxable income earned in Manitoba that does **not** qualify for the small business deduction.

If January 1, 1995, falls within the corporation's taxation year, you have to prorate the lower tax rate based on the number of days in the taxation year before and after this date. See example 1 in item 92 for details.

Manitoba political contribution tax credit

You can claim contributions the corporation made to registered political parties and registered candidates, as defined under the *Election Finances Act of Manitoba*, as follows:

- 75% of the first \$100 contributed; **plus**
- 50% of the next \$450 contributed; **plus**
- 33 1/3% of the amount contributed that is more than \$550, to a maximum credit of \$500.

Attach official receipts to the T2 return. We can only accept photocopies if the issuer certifies them as true copies.

In Part II of Schedule T2S-TC, enter on line 620 the total amount of qualifying contributions, and enter on line 619 the amount of the credit the corporation is claiming.

Form T1088, Manitoba Research and Development Tax Credit

You can get this form from your tax services office or tax centre.

Use Form T1088 to calculate the Manitoba research and development tax credit.

The corporation can claim this credit if it has a permanent establishment in Manitoba, and if it made eligible expenditures for scientific research carried out in Manitoba after March 11, 1992. The amount of the credit is equal to 15% of eligible expenditures. Apply the credit to reduce Manitoba tax that the corporation would otherwise have to pay.

The corporation can carry back any unclaimed credit to the preceding 3 taxation years from the year that it made the expenditure. The corporation cannot carry back the credit to any taxation year ending before March 12, 1992. The corporation can carry forward the unclaimed credit to the following 7 years from the taxation year that it made the expenditure.

To claim the credit, file Form T1088 with the T2 return. Form T1088 has more details on how to calculate this credit.

On line 755 in Part II of Schedule T2S-TC, enter the total eligible expenditures the corporation made in the year. On line 758, enter the amount of the credit the corporation is claiming.

Form T1089, Manitoba Manufacturing and Processing Tax Credit

You can get this form from your tax services office or tax centre.

Use Form T1089 to claim the Manitoba manufacturing and processing tax credit. A corporation can earn this credit on qualified property it acquired after March 11, 1992, and before July 1, 1996, to reduce Manitoba tax payable. The corporation has to use the qualified property in Manitoba primarily for the purpose of manufacturing or processing goods for sale or lease.

On line 750 in Part II of Schedule T2S-TC, enter the total of qualified expenditures the corporation made in the year. On line 753, enter the amount of the credit the corporation is claiming.

You can carry back an unused credit to the three previous taxation years from the taxation year that the corporation made the purchase. You cannot carry back the credit to any taxation year ending before March 12, 1992. You can also carry forward the unclaimed credit to the seven taxation years that follow the taxation year in which the corporation made the purchase.

Form T800, Manitoba Corporate Tax Reduction for New Small Businesses

You can get this form from your tax services office or tax centre.

Use Form T800 to calculate the Manitoba corporate tax reduction for new small businesses.

This tax reduction applies to Canadian-controlled private corporations, credit unions, or co-operative corporations that incorporated in Manitoba from August 9, 1988, to December 31, 1992, inclusive.

For corporations that incorporated before April 18, 1991, the tax reduction applies to the first five taxation years. However, for corporations that incorporated after April 17, 1991, the province of Manitoba has changed the

legislation to limit this reduction to the first four taxation years.

If the corporation is eligible, you can reduce the amount of lower-rate Manitoba tax otherwise payable by a percentage of the taxable income the corporation earned in Manitoba that qualifies for the federal small business deduction. The reduction also applies to the amount of a credit union's income that is eligible for the additional deduction under subsection 137(3).

The reduction rate declines by 2% per year over the first four or five taxation years of the corporation, as follows:

Taxation year	Five-year reduction	Four-year reduction
First year	10%	8%
Second year	8%	6%
Third year	6%	4%
Fourth year	4%	2%
Fifth year	2%	—
Sixth and later years	—	—

To claim the reduction, send a completed Form T800 with the T2 return, along with the *Confirmation Notice* the province issues.

In Part II of Schedule T2S-TC, enter the reduction rate on line 610, and enter on line 611 the amount of the reduction the corporation is claiming.

100 Saskatchewan

The **lower** rate of Saskatchewan income tax is 8.5% for 1994 and 8% for 1995. These lower rates apply to:

- taxable income earned in Saskatchewan that qualifies for the federal small business deduction; and
- a credit union's income that qualifies for the additional deduction under subsection 137(3).

The **higher** rate of income tax is 17%. This higher rate applies to taxable income earned in Saskatchewan that does not qualify for the federal small business deduction.

If January 1, 1995, falls within the corporation's taxation year, you have to prorate the lower tax rate based on the number of days in the taxation year before and after this date. See example 1 in item 92 for details.

Form T70, Saskatchewan Royalty Tax Rebate Calculation (Corporations)

You can get this form from your tax services office or tax centre.

Use Form T70 to calculate the Saskatchewan royalty tax rebate. This rebate is available to corporations that, in the taxation year, had both taxable income earned in Saskatchewan and **attributed Canadian royalties and taxes**, as defined in paragraph 2(1)(a) of the *Saskatchewan Royalty Tax Rebate Regulations*.

To claim the rebate, file Form T70 with the T2 return. Form T70 gives details on how to do the calculations.

On Part II of Schedule T2S-TC, enter on line 605 the royalty tax rebate the corporation is claiming. On line 614, enter any rebate it is carrying forward to the current taxation year. On line 615, enter the current adjusted attributed Canadian royalties and taxes.

Saskatchewan venture capital tax credit

If the corporation is resident in Saskatchewan and invests in equity shares of a venture capital corporation, it may be able to claim a venture capital tax credit.

The Saskatchewan government issues an information slip called the T2C(SASK) to these corporations. To claim the credit, send the T2C(SASK) with the T2 return.

You have to apply any available credit to reduce the corporation's Saskatchewan provincial tax to zero. If there is an amount left over, the corporation can carry it forward to the seven taxation years that follow and deduct it from the Saskatchewan tax payable.

On line 636 in Part II of Schedule T2S-TC, enter the total credit the corporation earned in the year, as reported on the T2C(SASK), plus the amount of credit available for carry-forward from the previous taxation year. On line 637, enter the amount of the credit the corporation is claiming.

Saskatchewan livestock investment tax credit

Corporations that were resident in Saskatchewan were able to earn the livestock investment tax credit if, before 1990, they owned, fed, and marketed eligible classes of livestock.

If the corporation still has any unclaimed credits, you can carry them forward to the seven taxation years following the year the corporation earned them, and apply them to any Saskatchewan tax the corporation would otherwise have to pay.

In Part II of Schedule T2S-TC, enter on line 638 the amount of credit available for carry-forward from the previous taxation year, and enter on line 639 the amount of the credit the corporation is claiming.

Saskatchewan livestock facilities tax credit

Corporations that were resident in Saskatchewan were able to earn a Saskatchewan livestock facilities tax credit if, before 1990, they invested in eligible livestock facilities.

In Part II of Schedule T2S-TC, enter on line 678 the amount of credit available for carry-forward from the previous taxation year, and enter on line 676 the amount of the credit the corporation is claiming.

If the corporation still has any unclaimed credits, it can carry them forward to the seven taxation years following the year the corporation earned the credits, and apply them to any Saskatchewan tax the corporation would otherwise have to pay.

Form T1101, Saskatchewan Manufacturing and Processing Tax Credit

You can get this form from your tax services office or tax centre.

Use Form T1101 to claim the Saskatchewan manufacturing and processing tax credit. A corporation can earn this credit on qualified property it acquired after March 31, 1993, and before January 1, 1994, to reduce Saskatchewan tax payable. The corporation has to use the qualified property in Saskatchewan primarily for the purpose of manufacturing or processing goods for sale or lease.

On line 768 in Part II of Schedule T2S-TC, enter the amount of the credit the corporation is claiming.

You can carry forward the unclaimed credit to the ten taxation years that follow the taxation year in which the corporation made the purchase. You can also carry back an unused credit to the three previous taxation years from the taxation year that the corporation made the purchase.

Form T1128, Saskatchewan Manufacturing and Processing Investment Tax Credit

You can get this form from your tax services office or tax centre.

Use Form T1128 to claim the Saskatchewan manufacturing and processing investment tax credit. A corporation can earn this credit on qualified property it acquired after February 16, 1995 to reduce Saskatchewan tax payable. The corporation has to use the qualified property in Saskatchewan primarily for manufacturing and processing goods for lease or sale.

On line 765 in Part II of Schedule T2S-TC, enter the total qualified expenditures the corporation made in the year. On line 777, enter the amount of the credit the corporation is claiming.

You can carry forward the unclaimed credit to the seven taxation years that follow the taxation year in which the corporation made the purchase. You can also carry back an unused credit to the three previous taxation years from the taxation year that the corporation made the purchase.

Saskatchewan manufacturing and processing profits tax reduction

A corporation can reduce the Saskatchewan income tax rate by as much as 7% on Canadian manufacturing and processing profits, as reported on their T2 return. The tax reduction is effective July 1, 1995 and can be pro-rated by the number of days in the fiscal year after June 30, 1995.

The Revenue Division of the Saskatchewan Department of Finance will administer the tax reduction as a corporation income tax rebate. Corporations will be required to apply directly to Saskatchewan Finance for a rebate of the tax paid, upon filing of their T2 return.

For more information, contact the Revenue Division of Saskatchewan Finance.

101 British Columbia

The lower rate of British Columbia income tax is 10%. This lower rate applies to:

- taxable income earned in British Columbia that qualifies for the federal small business deduction; and

- a credit union's income that qualifies for the additional deduction under subsection 137(3).

The **higher** rate of tax is 16.5%. This higher rate applies to taxable income earned in British Columbia that does **not** qualify for the federal small business deduction.

British Columbia political contribution tax credit

You can claim contributions the corporation made to recognized British Columbia political parties, recognized British Columbia constituency associations, or to candidates for an election to the British Columbia Legislative Assembly, as follows:

- 75% of the first \$100 contributed; **plus**
- 50% of the next \$450 contributed; **plus**
- 33 1/3% of the amount contributed that is more than \$550, to a maximum credit of \$500.

Attach official receipts to the T2 return. We can only accept photocopies if the issuer certifies them as true copies.

In Part II of Schedule T2S-TC, enter on line 606 the total amount of qualifying contributions, and enter on line 604 the amount of the credit the corporation is claiming.

Form T81, British Columbia Royalty and Deemed Income Rebate Calculation and Application

You can get this form from your tax services office or tax centre.

Use Form T81 if the corporation is subject to British Columbia income tax, and if it has income affected by any of paragraphs 12(1)(o), 18(1)(m), 20(1)(v.1), or subsections 69(6) or 69(7) of the federal *Income Tax Act*. File the completed form with the T2 return.

This rebate allows a deduction for Crown royalties and deemed income, and replaces the federal resource allowance. Use the adjusted taxable income to recalculate any provincial taxes payable. The difference between the British Columbia tax that the corporation would otherwise have to pay and the recalculated British Columbia tax payable may result in an amount receivable or payable by the corporation.

In Part II of Schedule T2S-TC, enter on line 607 the rebate or addition you calculated on Form T81, and enter on line 617 the amount of British Columbia tax that the corporation would otherwise have to pay.

British Columbia logging tax credit

Corporations that have paid a **logging tax** to British Columbia on income they earned from logging operations for the year can claim a British Columbia logging tax credit. The credit is equal to one-third of the logging tax the corporation paid.

In Part II of Schedule T2S-TC, enter on line 608 the amount of the credit.

British Columbia small business venture capital tax credit

Corporations investing in shares of a registered venture capital corporation can claim a British Columbia venture capital tax credit.

The British Columbia government issues an information slip called Form FIN 565 to these corporations. File this information slip with the T2 return to claim the British Columbia venture capital tax credit.

You have to apply this credit to reduce the British Columbia provincial tax payable for the year to zero. If there is still some credit left over, the corporation can carry it forward for four taxation years to reduce its British Columbia tax payable.

On line 642 in Part II of Schedule T2S-TC, enter the total credit the corporation earned in the year, as reported on the FIN 565 slip, **plus** any credit available for carry-forward from the previous taxation year. On line 644, enter the amount of the credit the corporation is claiming.

British Columbia mining reclamation tax credit

A corporation that is a beneficiary of a mining reclamation trust in a taxation year of the trust which ends in a particular taxation year of the corporation can deduct from provincial tax payable the tax payable by the trust under Part XII.4 of the *Income Tax Act*. Any unused credit may be applied as a credit against taxes payable under the *Income Tax Act* for the taxation year to which the credit relates and any remaining amount may be refundable to the corporation.

On line 158, on page 8 of the T2 return, enter the total amount of credit earned in the current year.

102 Yukon

The **lower** rate of Yukon income tax is 6%. This lower rate applies to taxable income earned in the Yukon that qualifies for the federal small business deduction.

The **higher** rate of tax is 15%. This higher rate applies to taxable income earned in the Yukon that does **not** qualify for the small business deduction.

Yukon political contribution tax credit

You can claim contributions the corporation made to a registered political party or to a candidate for an election to the Yukon Legislative Assembly, as follows:

- 75% of the first \$100 contributed; **plus**
- 50% of the next \$450 contributed; **plus**
- 33 1/3% of the amount contributed that is more than \$550, to a maximum credit of \$500.

Attach official receipts to the T2 return. We can only accept photocopies if the issuer certifies them as true copies.

In Part II of Schedule T2S-TC, enter on line 626 the total amount of qualifying contributions, and enter on line 628 the amount of the credit the corporation is claiming.

Form T572, Yukon Manufacturing and Processing Profits Tax Credit

You can get this form from your tax services office or tax centre.

Corporations that have earned taxable income and manufacturing and processing profits in the Yukon are

eligible for the Yukon manufacturing and processing profits tax credit. Complete Form T572 and file it with the T2 return to claim this tax credit.

On line 634 in Part II of Schedule T2S-TC, enter the amount of the credit the corporation is claiming.

103

Northwest Territories

The **lower** rate of Northwest Territories income tax is 5%. This lower rate applies to taxable income earned in the Northwest Territories that qualifies for the federal small business deduction.

The **higher** rate of Northwest Territories income tax is 14%. This rate applies to taxable income that does **not** qualify for the small business deduction.

Northwest Territories political contribution tax credit

You can claim contributions the corporation made to a candidate for an election to the Northwest Territories Legislative Assembly. The allowable political contribution tax credit is equal to:

- 100% of the first \$100 contributed; **plus**
- 50% of the next \$800 contributed, to a maximum credit of \$500.

Attach official receipts to the T2 return. We can only accept photocopies if the issuer certifies them as true copies.

Note

Contributions to a political party do **not** qualify for a credit.

In Part II of Schedule T2S-TC, enter on line 648 the total amount of qualifying contributions, and enter on line 609 the amount of the credit the corporation is claiming.

Lines 145 to 158 — the “Other credits” area

104

Line 145 — Tax instalments paid

We publish a guide called the *Corporation Instalment Guide*, which is available from your tax services office or tax centre. This guide gives you more details about how to make payments and how to calculate instalments.

Make all cheques or money orders payable to the Receiver General, and send them with Form T9, *Corporation Remittance Form*.

If you do not have a remittance form, use the copy of Form RF-Corp, *Remittance Form*, that we have provided at the end of this guide. Be sure to include the corporation's name, address, and account number or business number on the form. Also, be sure to enter the taxation year-end and the payment amount in the correct boxes.

Remember to review every statement of account (Form T9) you receive from us to make sure that we have applied the corporation's instalment payments to the correct taxation year. If we did not allocate a payment correctly, contact your tax centre immediately.

On line 145 on page 8 of the T2 return (page 1 of the T2 Short), report all of the instalment payments the corporation made for the taxation year. Keep in mind that, if there is a discrepancy between the amount you report on the return and the amount in the instalment account, we will use the amount in the corporation's instalment account for the taxation year being assessed when we process the return.

In addition to the interest that the corporation has to pay for late or deficient instalment payments, a penalty may apply on the interest payable. The penalty is 50% of the amount you get after you subtract from the net instalment interest for the year one of the following amounts, whichever is more:

- \$1,000; or
- 25% of the instalment interest calculated as if the corporation had not made any instalment payments for the year.

References

Sections 157 and 163.1
Item 6

105

Line 146 — Investment tax credit refund

On line 146 on page 8 of the T2 return, enter the amount of the corporation's investment tax credit refund. See item 77 for details.

106

Line 147 — Dividend refund

On line 147 on page 8 of the T2 return, enter the amount of the corporation's dividend refund, which you calculated in the “Dividend Refund” box on page 7 of the T2 return. See item 83 for details.

107

Line 149 and 151 — Federal and Provincial or Territorial Capital Gains Refund — Schedule T2S(18)

We do not print this schedule.

Investment corporations (see section 130) and **mutual fund corporations** (see section 131) have to provide the following information with their T2 returns:

- details about the refundable capital gains tax on hand; and
- a calculation of the federal and provincial capitals gains refund.

Identify this information as Schedule T2S(18) in the top right-hand corner of the page.

The percentage you use to determine the refundable capital gains tax on hand is 28%.

To calculate the federal capital gains refund, determine 21% of one of the following amounts, whichever is less:

- the capital gains dividends paid; and
- the capital gains redemption.

Calculate the provincial capital gains refund according to the provincial income tax act that applies.

On line 149 on page 8 of the T2 return, enter the federal capital gains refund. On line 151, enter the provincial or territorial capital gains refund.

References
Sections 130 and 131

Note

If the corporation is established and maintained primarily to benefit non-residents, it does not qualify as a mutual fund corporation, and it cannot claim the capital gains refund.

108

Line 152 — Nova Scotia film industry tax credit refund

On line 152 on page 8 of the return, enter the amount of the credit the corporation is claiming. See item 97 for more details.

109

Line 153 — Allowable refund for non-resident-owned investment corporations — Schedule T2S(26)

We do not print this schedule.

A non-resident-owned investment corporation that is paying taxable dividends to its shareholders has to show how it calculated its claim for an allowable refund. Calculate a separate allowable refund for each taxable dividend the corporation paid during the year.

Identify this calculation as Schedule T2S(26) in the top right-hand corner of the page. Be sure to give the corporation's non-resident remitter number on the schedule.

On line 153 on page 8 of the T2 return, enter the amount of the total allowable refund.

Reference
Section 133

110

Line 154 — Nova Scotia research and development tax credit refund

On line 154 on page 8 of the return, enter the amount of the current year credit the corporation is claiming. See Form T85 in item 97 for more details.

111

Line 155 — Federal mining reclamation tax credit refund

A corporation that is the beneficiary of a mining reclamation trust in a taxation year of the trust which ends in a particular taxation year of the corporation may deduct, from Part I tax, the tax payable by the trust under Part XII.4. To the extent that the amount is not deducted by the corporation from Part I tax, it is considered to have been paid on account of the corporation's tax for the year. Enter this amount on line 155 on page 8 of the T2 return.

Proposed Legislation

Draft legislation released in July, 1995 proposed a Canadian film or video production tax credit refund.

112

Line 156 — Canadian film or video production tax credit refund

A fully refundable tax credit will be provided to qualified corporations that produce and own an eligible film or video tape. The tax credit is equal to the lesser of the following amounts:

- 25% of qualified salaries and wages expended after 1994 in respect of the production; and
- 12% of the production costs

The Department of Canadian Heritage will certify what constitutes an eligible film, qualified salaries and wages, and production costs.

To claim the credit, file Form T1131 and the certification from the Department of Canadian Heritage with the T2 return and enter the amount of the credit earned in the current year at line 156 on page 8 of the T2 return.

113

Line 157 — Tax withheld at source

This is the amount shown as "income tax deducted" on any NR4B, T4A, or T4A-NR information slips the corporation may have received. Attach these information slips to the T2 return to support a claim for a refund of tax withheld at source.

In addition, to claim a refund of non-resident withholding tax, you can also submit a completed Form NR7-R, *Application for Refund of Non-Resident Tax*, or send us a signed letter requesting the refund.

On line 157 on page 8 of the T2 return, enter the amount of the refund the corporation is claiming.

Reference
IC 77-16 *Non-Resident Income Tax*
IC 75-6 *Required Withholding from Amounts Paid to Non-Resident Persons Performing Services in Canada*

114

Line 158 — British Columbia mining reclamation tax credit

On line 158 on page 8 of the return, enter the amount of the credit the corporation is claiming. See item 101 for more details on this credit.

Lines 159 to 161 — Payment or refund area

115

Line 159 — Enclosed payment

On line 159 on page 8 of the T2 return, enter the amount of any payment you are sending with the T2 return. Do not include this payment amount in the instalment total you recorded on line 145.

Make the cheque or money order payable to the Receiver General, and attach it to the T2 return.

116

Line 163 — Balance unpaid

Line 165 — Overpayment

Your overpayment or balance unpaid is the difference you get after subtracting all the credits on lines 145 to 158 from the total tax payable on line 143.

If your total tax payable (line 143) is less than your total credits, enter the difference on line 165. This amount is your overpayment.

If your total payable (line 143) is more than your total credits, enter the difference on line 163. This amount is your balance unpaid.

117

Line 161 — Refund code

If the corporation is entitled to a refund, enter one of the following codes in the refund code box at line 161:

- enter 1, if you want us to refund the overpayment;
- enter 2, if you want us to transfer the overpayment to next year's instalment account; or
- enter 3, if you want us to apply the overpayment to another liability.

Keep in mind that we will first apply the overpayment to any outstanding tax the corporation owes. Then, we will direct any amount left over according to the code you enter.

If you enter 1 or do not enter a code, we will send you a cheque for the amount of the overpayment.

If you enter 2, we will transfer the overpayment to the next year's instalment account, as well as any refund interest that has accumulated from the assessment date.

Enter 3 if you want us to apply the corporation's overpayment to other tax liabilities (for example, an

expected debit from a reassessment), or to a different account. Attach a letter to the T2 return providing instructions.

118

Direct Deposit Request

Direct deposit has replaced cheques as the federal government's standard method of issuing payments. It has a number of advantages over the traditional method of payment. It offers a safe, convenient, dependable and time-saving way of receiving payments and saves the Government money through reduced fees and postage.

You can have the corporation's refund deposited directly into the corporation's account at a financial institution

To **start** direct deposit, or to **change** information you already provided to us, complete the Direct Deposit Request at the bottom of page 8 of the T2 return. You don't have to complete this area if you already have direct deposit service and the information you provided before hasn't changed.

Your direct deposit request will stay in effect until you change the information or cancel the service. However, if your financial institution advises us that you have a new account, we may deposit your payments into the new account. If we cannot deposit a payment into a designated account, we will mail a cheque to you at the address we have on file.

You can also use form T2-DD, *Direct Deposit Request Form for Corporations*. You can get this form from your tax services office or tax centre.

The "Certification" box

Complete the "Certification" box by providing the name, address, and title of the authorized signing officer of the corporation.

Be sure to have the officer sign and date the return.

List of federal and provincial corporate forms

Revenue Canada prints the following forms, which are available at your tax services office or tax centre.

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