

## MINING RECLAMATION TRUST INCOME TAX RETURN

For departmental use

- Complete this return for a Mining Reclamation Trust, as defined under subsection 248(1) of the *Income Tax Act*.
- File this return no later than 90 days after the end of the trust's taxation year.
- Send one completed return with the required financial statements to the tax centre servicing the area in which the trustee is located. Tax centres are listed in the General Information and Instructions with this return.
- We may impose penalties if this return is not filed on time. We charge interest at the prescribed rates on any amounts owing.

Name of plan or trust		Account number T     -       -	
Name of trustee, executor, or administrator			
Mailing address of trustee, executor, or administrator			Telephone number ( )
			Postal code
Location of mine			Taxation year
Date trust created 19         Year Month Day		If this is the final return of the trust, give the date the trust wound up or is planning to wind up 19         Year Month Day	

1. Number of beneficiaries under the trust .....	_____
2. Total contributions into the trust during the year .....	_____
3. Total withdrawals from the trust during the year .....	_____
4. Account number assigned for Trust Income Tax and Information Return (T3) if the trust was created before 1994 .....	T _____

<b>Taxable income and tax payable</b>	
Taxable income of trust (attach financial statements) .....	295 _____ 1
Part XII.4 tax payable (Taxable income from line 1 _____ x 28%) =	175 _____ 2
British Columbia mining tax payable (Taxable income from line 1 _____ x 16.5%) =	176 _____ 3
Add lines 2 and 3. <b>Total taxes payable</b>	190 _____ 4
Payments on account of tax .....	010 _____ 5
Subtract line 5 from line 4. <b>Balance owing or refund</b> We do not charge or refund a difference of less than \$2.00	090 _____ 6
Amount enclosed .....	_____
<b>Payment: Attach a cheque or money order payable to the Receiver General. Do not mail cash.</b>	

**Certification**

I, \_\_\_\_\_

certify that the information given in this return and any documents attached is, to the best of my knowledge, correct, and complete.

\_\_\_\_\_

Date
Signature of trustee, executor, or administrator
Telephone

## General Information and Instructions

- Unless otherwise stated the sections, subsections and paragraphs referred to on this return are from the *Income Tax Act*.
- A mining reclamation trust is generally defined as a trust maintained for the sole purpose of funding reclamation of a mine in the province in which the trust is resident, where the first contribution to the trust was made by a taxpayer after 1991. A mining reclamation trust does not include a trust that:
  - was not required to be maintained by federal, provincial, or territorial law, or contract entered into with the Crown;
  - relates to reclamation of a mine that is a clay (other than kaolin), gravel, shale, or sand pit, a deposit of peat, a peat bog, or a stone quarry that relates to the reclamation of a well;
  - is not maintained to secure the mining obligations of one or more persons or partnerships that are beneficiaries under the trust;
  - has a trustee other than Her Majesty in right of Canada or the province or a corporation in Canada licensed under the laws of Canada or a province to carry on the business of a trustee in Canada;
  - has borrowed money;
  - acquires any property other than cash, a deposit, or an obligation described in paragraph (a), (b), or (f) in the definition of "qualified investment" in section 204;
  - was at any previous time not a mining reclamation trust; or
  - made distributions before February 23, 1994.
- A mining reclamation trust is exempt from tax under Part I of the *Income Tax Act*.
- The T3M return calculates tax payable under Part XII.4 of the *Income Tax Act*.
- Calculate the mining reclamation trust's taxable income without regard to subsections 104(4) to (31) and sections 105 to 107 of the *Income Tax Act*.
- A beneficiary under the trust is entitled to a refundable tax credit with respect to the Part XII.4 tax payable by the trust. Any income or loss earned or realized by the trust in a taxation year is considered earned or realized by a trust beneficiary.
- Taxation year 1994 is the first year for which a T3M return has to be filed.
- For taxation year 1994, income, losses, or credits allocated to, or withdrawals made by, beneficiaries may be reported to beneficiaries in a letter or statement. Please specify on each letter or statement the refundable provincial tax credit and the province to which it applies, the refundable federal tax credit, capital losses, capital gains, non-capital losses, and other income for each beneficiary.
- All references to the taxation year of a mining reclamation trust mean a calendar year.
- A trust to which contributions were made before February 23, 1994, which would otherwise be considered a mining reclamation trust, may elect to not be considered a mining reclamation trust by notifying us, in writing, before January 1, 1996.
- Filers served by the tax services office in the left column should use the tax center in the right column.

### Tax Services Office

Bathurst, Charlottetown, Halifax, Saint John, St. John's and Sydney

### Tax Centre

Tax Centre  
St. John's NF A1B 3Z1

Chicoutimi, Québec, Rimouski, Rouyn-Noranda, Sherbrooke, and  
Trois-Rivières

Tax Centre  
Jonquière QC G7S 5J1

Laval, Montréal, and Saint-Hubert

Tax Centre  
Shawinigan-Sud QC G9N 7S6

Mississauga, North York, Ottawa, Scarborough, and Toronto

Tax Centre  
Ottawa ON K1A 1A2

Belleville, Hamilton, Kingston, Kitchener, London, Peterborough,  
St. Catharines, Sudbury, Thunder Bay, and Windsor

Tax Centre  
Sudbury ON P3A 5C1

Calgary, Edmonton, Regina, Saskatoon, and Winnipeg

Tax Centre  
Winnipeg MB R3C 3M2

Penticton, Vancouver, and Victoria

Tax Centre  
Surrey BC V3T 5E1