



# ENVIRONMENTAL TRUST INCOME TAX RETURN

For departmental use

- Complete this return for a qualifying environmental trust, as defined on the back of this return.
- File this return no later than 90 days after the end of the trust's taxation year.
- Send one completed T3M return with the required financial statements to the Ottawa Tax Centre, Ottawa ON K1A 1A2.
- 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 trust			Account number T       -       -		
Name of trustee					
Mailing address of trustee				Telephone number ( )	
				Postal code	
Province or territory of site				Taxation year	
Type of trust:					
Mining reclamation <input checked="" type="checkbox"/> 51		Waste disposal reclamation <input type="checkbox"/> 52		Quarry reclamation <input type="checkbox"/> 53	
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

1. Number of beneficiaries under the trust .....	_____
2. Total contributions to the trust during the year .....	_____
3. Total withdrawals from the trust during the year .....	_____

<b>Income and tax payable</b>	
Income subject to tax (attach financial statements) .....	295 _____ 1
Part XII.4 tax payable (income from line 1 _____ x 28 %) =	175 _____ 2
Provincial or territorial tax payable (see note) (income from line 1 _____ x _____ %) =	176 + _____ 3
<b>Add lines 2 and 3 – Total tax payable</b>	<b>190 = _____ 4</b>
Instalments .....	010 - _____ 5
<b>Line 4 minus line 5 – Balance due or refund</b>	<b>090 = _____ 6</b>
We do not charge or refund a difference of less than \$2.	
Amount enclosed (Attach a cheque or money order payable to the Receiver General for Canada. Do not mail cash.)	_____
<b>Note:</b> The British Columbia tax rate is 16.5%. The Saskatchewan tax rate is 17%. The Ontario tax rate is 15.5%. The Yukon tax rate is 15%.	

<b>Certification</b>			
I, _____, certify that the information given on this return and any documents attached is, to the best of my knowledge, correct and complete. (Please print)			
_____	_____	_____	_____
Date	Authorized person's signature	Position or title	Telephone number

## General Information and Instructions

- Unless otherwise stated, the parts, sections, subsections, and paragraphs we refer to in this return are from the *Income Tax Act*.
- A qualifying environmental trust is generally defined as a trust maintained for the sole purpose of funding the reclamation of a site previously used primarily for the operation of a mine, extraction of clay, peat, sand, shale, or aggregates (including dimension stone and gravel), or deposits of waste, in the province or territory in which the trust is resident, and to which a taxpayer made the first contribution after 1995, or 1991, in the case of a mining reclamation trust. A qualifying environmental trust does not include a trust that:
  - was not required to be maintained by federal, provincial, or territorial law, or a contract with the Crown, where the law was enacted or the contract was entered into on or before January 1, 1996, and the first anniversary of the creation of the trust, whichever date is later;
  - relates to the reclamation of a well;
  - is not maintained to secure the reclamation 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 a province or territory, or a corporation resident in Canada licensed or authorized under the laws of Canada, a province or a territory to carry on the business of a trustee in Canada;
  - has borrowed money;
  - acquires any property other than cash, an obligation or deposit described in paragraph (a), (b), or (f) in the definition of "qualified investment" in section 204;
  - elects in writing, before 1998, or April of the year following the year in which the first contribution to the trust is made, to never have been a qualifying environmental trust;
  - was at any previous time not a qualifying environmental trust; or
  - made distributions before February 19, 1997, or in the case of a mining reclamation trust, before February 23, 1994.
- A qualifying environmental trust is exempt from tax under Part I.
- Use this return to calculate tax payable under the applicable provincial or territorial income tax acts.
- Calculate the trust's income without regard to subsections 104(4) to (31) and sections 105 to 107.
- A beneficiary of the trust is entitled to a refundable tax credit for Part XII.4 tax payable by the trust. Any income or loss the trust earns or realizes in a taxation year is considered to be earned or realized by a beneficiary of the trust.
- Except for a mining reclamation trust, the refundable tax credit applies to taxation years ending after February 18, 1997. For a mining reclamation trust, the refundable tax credit applies to taxation years ending after February 22, 1994.
- British Columbia tax for a mining reclamation trust applies to 1994 and subsequent taxation years.
- Ontario, Saskatchewan and Yukon tax for a mining reclamation trust applies to taxation years ending after February 22, 1994.
- In a letter or statement, report to the beneficiaries the income, losses, credits, or withdrawals. Please specify in each letter or statement, the refundable provincial or territorial tax credit and the province or territory to which it applies, the refundable federal tax credit, net capital losses, capital gains, non-capital losses, and other income for each beneficiary.
- The taxation year of a qualifying environmental trust is a calendar year.