

# *Index*

## **A**

Arrival date, 65–66

## **B**

Board and lodging, 125  
    remote work site exception, 125  
Business income, *see* Income from business

## **C**

CCTB, *see* Canada child tax benefit  
CDB, *see* Child disability benefit  
CEC, *see* Canadian Experience Class  
CPP, *see* Canada pension plan  
CRA, *see* Canada Revenue Agency  
Canada Border Services Agency (CBSA), 103, 108, 109, 110, 114  
Canada child benefit (CTB), 92  
    replacing (CTB and UCCB), 92  
Canada child tax benefit (CCTB), 92  
    Form RC66, Canada Child Tax Benefits Application, 92  
    Form RC66SCH, Status in Canada/Statement of Income, 92  
Canada pension plan (CPP), 137–138  
    changes to, 138  
    credit, 42  
    social insurance number (SIN), 91  
Canada Revenue Agency (CRA)  
    tax centres contact information, 100–101  
Canada's tax system, 90  
Canadian driver's licence, *see* Driver's licence  
Canadian Experience Class (CEC), 9–12  
    eligibility requirements, 9–12  
        language ability, 11  
        principal applicant, 11–12  
        skilled work experience, 10–11  
    National Occupation Classification (NOC), 10  
Canadian exploration and development expenses, 40

- Canadian government offices abroad, 273–304
- Canadian National Occupational Classification (NOC), 4–5, 7–8, 10–12
- Capital gains, treaties, 56
- Capital losses, 38
- Capital property
  - deemed disposition of, 66–67
  - disposition of taxable Canadian property (TCP), 35–37, 38
  - transfer of taxable Canadian property (TCP), 36–38
- Car seats for children, 133–134
- Caregiver Program, 16
  - caring for children program, 16
  - caring for people with high medical needs program, 16
  - live-in, 16
- Charitable donations, 41
- Child disability benefit (CDB), 92
  - Form T2201, Disability Tax Credit Certificate, 92
- Child tax benefit (CCTB), 92
- Citizenship application, 28–31
  - age, 28–29
  - income tax filing, 29
  - intent to reside in Canada, 30
  - knowledge of Canada test, 30–31
  - language abilities, 30
  - permanent resident status, 29
  - prohibitions to citizenship, 31
  - time lived in Canada, 29
- Citizen test, 31
- Citizenship eligibility, 28–31
- Club dues, 127
- Compliance, 90
- Counselling services, 123
- Customs
  - declaration card, 27–28
  - failure to declare, 28
  - what to declare, 28

## **D**

- Death, 139
- Deductions from income and net income, 39–41, 96–97
- Deemed acquisition, 96
- Deemed residence, 86–87
- Dependent personal services (employed), treaties, 56
- Dividend income, treaties, 55

Documentation travel to Canada, 26–28  
    customs declaration card, 27–28  
    essential documents, 26  
    funds, 26–27  
    health, 27  
    miscellaneous, 27  
Donations, *see* Charitable donations  
Double taxation, 51, 52, 55, 56, 57, 119  
Driver's licence, 133–134  
Dual residence, 52–54, 75  
    tie-breaker rules, 52–53  
Due diligence test, 75–76

## E

Educational allowances for children, 123  
Eligible housing loss, 122  
Emigration, 149  
Employee stock options, 40, 127–128  
Employer provided benefits, *see* Taxable benefits  
Employment income, *see* Income from employment  
Employment insurance credit, 42  
Entrepreneur applicants, *see* Start-up visa  
Estate or trust income, withholding tax, 45  
Estate tax, 49  
Exempt foreign trust, 70  
Express entry, *see* Skilled immigrants (express entry)

## F

FAPI, *see* Foreign accrual property income  
FATCA, *see* Foreign Account Tax compliance Act  
FC, *see* Family Class  
FINTRAC, *see* Financial Transactions and Reports Analysis Centre of Canada  
FSTP, *see* Federal Skilled Trades Program  
Factual residence, 53, 82–86  
Family Class, 17. *See also* Family Sponsorship  
Family Sponsorship, 17–23  
    defined, 17  
    dependent child, 21  
    parents and grandparents, 23  
    spouse, 21–22  
Federal foreign tax credits, *see* Foreign tax credits  
Federal Skilled Trades Program (FSTP), 6–9

- language testing, 8
- National Occupation Classification (NOC) Requirements, 7–8
- Quebec selected skilled workers, 13–14
- Federal skilled workers, 4–6
  - basic eligibility, 4
  - defined, 4
  - minimum requirements, 4–5
    - education, 5
    - language ability, 5
    - work experience, 4
  - principal applicant, 6
  - proof of funds, 6
  - selection factors, 5–6
- Federal non-refundable tax credits, *see* Non-refundable tax credits, federal
- Financial Transactions and Reports Analysis Centre of Canada (FINTRAC), 77
- Foreign Account Tax Compliance Act (FATCA), 78
- Foreign accrual property income (FAPI), 70–71
- Foreign affiliates, 74
- Foreign property, 72–74
- Foreign income verification statement (T1135), 72–73
  - penalties, 73, 75
  - reporting requirements, 72–74
- Foreign tax credits, 49, 99, 119–120
- Foreign trusts
  - distributions from, 74–75
  - transfer and loans to, 74
- Forms
  - NR5, Application for Reduction of NR Tax Withheld, 47–48
    - reproduced, 153
  - NR6, Undertaking to File Tax Return by NR receiving Rent from Real Property, 45, 46, 55
    - reproduced, 155
  - NR7-R, Application for Refund of Part XIII Tax Withheld, 58
    - reproduced, 157
  - NR74, Determination of Residency Status (entering Canada), 86
    - reproduced, 159
  - NR301, Declaration of Eligibility for Benefits Under a Tax Treaty for a Non-Resident Taxpayer, 43–44
    - reproduced, 163
  - RC66, Canada Child Tax Benefits Application, 92, 95
  - RC66SCH, Status in Canada/Statement of Income, 92
  - T1013, Authorizing or Cancelling a Representative, 100
  - T1032, Joint Election to Split Pension Income, 96

- T1134, Information Return Relating To Controlled and Not-Controlled Foreign Affiliates (2011 and later taxation years), 74
- T1135, Foreign Income Verification Statement, 72, 73, 74, 75
  - reproduced, 166
- T1142, Information Return in Respect of Distributions from and In debtedness to a Non-Resident Trust, 75, 76
- T1213, Request to Reduce Tax Deductions at Source for Year(s) \_\_\_\_\_, 120
- T2062, Request by NR for Certificate of Compliance re Disposition of TCP, 36, 37, 38
  - reproduced, 172
- T2062A, Request by NR for Certificate of Compliance re Disposition of Cdn Resource Property, Cdn Real Property, or Depreciable TCP, 36
  - reproduced, 178
- T2201, Disability Tax Credit Certificate, 92

## G

- GIS, *see* Guaranteed Income Supplement
- GST/HST, *see* Goods and services tax/harmonized sales tax
- Global Affairs Canada, 271–272
- Goods and services tax/harmonized sales tax (GST/HST), 84, 94–95, 135–136
  - credit, 94–95
  - defined, 135
  - rates, 135
  - registration for, 136
- Granny trusts, 69
- Group term-life insurance premiums, 123–124
- Guaranteed Income Supplement, 139

## H

- Health insurance
  - application for, 129–130
  - provincial health insurance offices, 131–132
- Home relocation loans, 122
- Housing, 124–125

## I

- Immigrant applicant types
  - Canadian experience class, 9–12
  - caregiver program, 16
  - family sponsorship, 17–23

- Federal Skilled Trades Program, 2–6
- investor capital pilot program, 16
- live-in caregiver, 16
- provincial nominees, 12–13
- refugees, 24–26
- self-employed people, 15
- skilled immigrants (express entry), 2-5
- skilled workers, Quebec, 13–14
- start-up visa, 14–16
- Immigration to Canada, 1–31, *see also* skilled immigrants
  - tax issues, 33–50, 65–79
- Immigration trusts, 69
- Immunization, 130
- Importing possessions, 103–116
  - alcohol, 115
  - Canada Border Security Agency (CBSA), 103, 108, 109, 110, 114
  - cultural property, 114
  - currency restrictions, 116
  - duty and tax-free items, 109
  - firearms and weapons restrictions, 110–111
  - FormB4, 105, 109
  - health products (prescription drugs), 113
  - goods admissible/not admissible, 105–106
  - import central goods, 111–112
  - listing of goods to be imported, 107–108
  - settlers, defined, 103–104
  - ownership, possession, and use requirements, 106–107
  - prohibited consumer products, 112–113
    - Automated Import Reference System (AIRS), 112
    - Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) , 112
  - shipping goods, 108–109
  - tobacco products, 115–116
  - vehicles, 114
  - wedding gifts, 107
- Income from business/professional, non-resident, 34–35, 54–55
- Income from employment
  - dependent personal services (employed), treaties, 56
  - non-resident, 34
  - prescribed international organizations, 118
- Income, world, *see* World income
- Income Tax Folios (ITF)
  - S5-F1-C1, Determining an Individual’s Residence Status, 81, 83, 84, 85, 86
  - reproduced, 206

- S5-F2-C1, Foreign Tax Credit
  - reproduced, 224
- Independent personal services (self-employment), treaties, 56
- Information Circulars
  - 72-17R6, Section 116 Disposition of TCP by Non-Resident reproduced, 184
  - 75-6R2, Required Withholding, 57
  - 76-12R6, Applicable Rate of Part XIII Tax, 57
  - 77-16R4, Non-Resident Income Tax, 58
- Integration services, 25–26
- Interest-free and low-interest loans, 125–126
- Interest income
  - treaties, 55
  - withholding tax, 35, 44, 46
- International tax evasion, 76–79
- Interpretation Bulletins
  - IT-393R2, Election re Tax on Rents and Timber Royalties reproduced, 263
  - IT-420R3, Non-Residents Income Earned in Canada, 33
- Investor venture capital pilot program, 16

## J

- Joint tenent, death, 38

## L

- LCP, *see* Live-in Caregiver Program
- Live-in Caregiver Program (LCP), *see* Caregiver Program
- Loans, interest-free and low-interest, 125–126
- Losses, 41, *see also* Capital losses

## M

- Management fees or charges, withholding tax, 44
- Meals, subsidized, 125
- Medical credit, 42
- Medical expenses, 126–127
- Medical surveillance, 130
- Membership dues, 127
- Moving expenses, *see* Relocation expenses
- Mutual funds, withholding tax on income, 45

**N**

- NOC, *see* National Occupational Classification
- National Occupational Classification, 4–5, 7–8, 10–12
- Newcomers to Canada tax guide, 89
- Non-refundable tax credits, federal, 97–98
  - provincial or territorial, 99
- Non-resident of Canada taxation, 33–50
- Non-resident tax return, 34–42
- Non-resident withholding tax, *see* Withholding tax

**O**

- OAS, *see* Old Age Security
- OETC, *see* Overseas employment tax credit
- Offshore investment's, 68–79
  - aggressive tax avoidance, 76–78
  - funds, 71–72
  - international tax evasion, 76–78
- Offshore trusts, 49–50, 68–69, 70, *see also* Foreign trusts
- Old Age Security (OAS), 138–139
  - change to, 140
  - deferring, 140
  - eligibility, 140

**P**

- Pension income
  - splitting, 96
    - Form T1032, Joint Election to Split Pension Income, 96
  - treaties, 57
  - withholding tax, 33, 45, 53, 57
- Personal non-refundable tax credits, 42
- Powers of attorney, 148
- Prescribed international non-governmental organizations, 118–119
- Prescribed international organizations, 118
- Professional membership dues, 127
- Proposed changes in March 21, 2013 budget, 76
  - information gathering from third parties, 76
  - international funds transfers reporting, 76
  - Stop International Tax Evasion Program, 76
- Proposed changes in March 22, 2016 budget, 79
  - enhanced measures to combat tax evasion and avoidance, 79
- Provincial health insurance offices, 131–132



Provincial nominee applicants, 12–13  
    language testing, 12–13  
Provincial or territorial tax, 99  
Public health, 113

## Q

QPP, *see* Quebec pension plan  
Quebec pension plan (QPP), 91, 97, 98  
Quebec selected skilled workers, 13–14  
    eligibility, 13–14  
    medical exam, 14  
    police check, 14

## R

RRSP, *see* Registered retirement savings plan  
Recreational facilities, employer-provided, 127  
Recreational property, 87  
Refugees, 24–26  
    defined, 24  
    in-Canada asylum program, 25  
    integration services, 25–26  
    refugee and humanitarian resettlement program, 24–25  
    sponsorship, 25  
Registered retirement savings plan (RRSP), 40, 96, 127  
Relocation expenses  
    eligible housing loss, 122  
    employer reimbursed, not taxable, 121  
    employer reimbursed, taxable benefits, 122  
    home relocation loans, 122  
    moving expenses, student, 96  
    non-accountable allowances, 122–123  
    taxable benefits, 123–128  
    tax equalization and protection, 128  
Remote work site, 121, 125  
Rental income  
    NR6 election, 46  
    treaties, 55  
    withholding tax, 46  
        filed tax return, 46  
Representative, for tax matters, 99–100  
    Form T1013, Authorizing or Cancelling a Representative, 100  
Residence, *see also* Residential ties

- commencement of, 86
- deemed, 86–87
- dual, 52–54, 75
- factual, 47–48, 82–86
- Form NR74, Determination of Residency Status, 86
- Income Tax Folio S5-F1-C1, Determining an Individual's Residency Status, 83–85
- Residential ties, 83–86
  - primary
    - dwelling, 84
    - spouse and dependents, 84
  - secondary, 84–86
- Royalties income, treaties, 56

## S

- SIN, *see* Social insurance number
- Seat belts, 133
- Section 116 disposition of TCP by non-resident, 184
- Section 217 election, 47–49
- Self-employed person applicants, 15
  - date tax return due, 93
  - income from, treaties, 56
- Service Canada, 91, 142
- Skilled immigrants (express entry)
  - Canadian experience class, 9–12
  - family sponsorship, 17–23
  - federal skilled workers, 2–6
  - provincial nominees, 12–13
  - Quebec-selected skilled workers, 13–14
  - skilled trades, 6–9
  - start-up visa, 14–16
- Social insurance number (SIN), 91
- Social security agreements, 141–144
  - applying for benefits, 142
  - defined, 141
  - Canadian benefits, 141
  - foreign benefits, 142
  - list of countries and CPT form number, 142–144
- Sojourners, 87
- Sponsoring a relative, 17–23
- Start-up visa, 14–15
- Stock options, *see* Employee stock options
- Stop International Tax Evasion Program, 76

**Students**

- loan interest and tuition, 42
- moving expenses, 96

**Support payments, 39**

- deduction from tax, 97
- withholding tax on, none, 45

**T**

TCP, *see* Taxable capital property

TIEA, *see* Tax Information Exchange Agreements

**Taxable benefits, 123–128**

- board and lodging, 125
- club dues, 127
- counselling services, 123
- educational allowances for children, 123
- group term life insurance premiums, 123–124
- housing, 124–125
- interest-free and low-interest loans, 125–126
- medical expenses, 126–127
- professional membership dues, 127
- recreational facilities, 127
- registered retirement savings plans contributions by employer, 127
- remote work site exception, 125
- stock options, 127
- subsidized meals, 125

**Taxable Canadian property (TCP)**

- capital losses, 38
- disposition of, 35–37
- transfer of, 37–38

Tax avoidance and evasion measures, 76–78, 79

Tax centres contact information, 100–101

Tax compliance, 78, 79

Tax credits, 41–42, 97–98

Tax equalization and protection, 128

Tax Information Exchange Agreement (TIEA), 63–64, 77–78

Tax relief, 46–50, 117–128

Tax return penalties for failure to file, 75

Tax return, first, 68, 89–101

- date due, 93
- identification, 94
- obligation to file, 89, 93
- self-employed date due, 93
- which package to use, 93

- Tax system, 75, 90
- Tax treaties, 41, 49, 51–64, 117
  - business income, 54–55
  - capital gains income, 56
  - dependent personal services (employed), 56
  - dividend income, 55
  - double taxation, 51, 57
  - dual residence, 52–54
  - employment income, 56
  - exempt income, 41, 97
  - independent personal services (self-employment), 56
  - Information Circular 75-6R2, Required Withholding, 57
  - Information Circular, 76-12R6, Applicable Rate of Part XIII Tax, 57
  - Information Circular, 77-16R4, Non-Resident Income Tax, 58
  - interest income, 55
  - overview, 51–52
  - pension income, 57
  - rental income, 55
  - residence, 52–54
  - royalties, 56
  - withholding rates, 59–63
- Testamentary offshore trust, 70
- Tie-breaker rules, 52–53
- Travel to Canada, *see* Documentation
- Treaty-exempt income, 97
- Trusts, offshore, 49–50, 68–70

## U

- Underground economy, 90–91

## V

- Visas, 1, 14, 26
- Voluntary disclosure (VDP), 74

## W

- Wills, 147
- Withholding tax, 42–45
  - estate or trust income, 45
  - expiry date, 43–44
  - forms, NR301-NR303, 43

---

- interest, 44
- limitation of tax treaty benefits, 44
- management fees or charges, 44
- pensions, 45
- refund of, 43, 52
- rent, 45, 46
- support payments, 45
- tax treaty withholding rates, 59–63

World income, 41, 42, 47, 48, 53, 65, 68, 69, 70, 81, 82, 84, 86, 95, 97, 118

**Numerical**

90% income test, 41, 42, 47, 98

