



Ministry of Revenue
 Tax Compliance Branch
 Land and Resources Taxes
 33 King Street West
 PO Box 625
 Oshawa ON L1H 8H9

Application and Declaration for the Exemption of Land Transfer Tax

Pursuant to Ontario Regulation 70/91

Land Transfer Tax Act, R.S.O. 1990, c.L.6, as amended

In order to apply for an exemption from tax pursuant to section 2 of Ontario Regulation 70/91 the corporation acquiring the beneficial interest in land must:

1. complete a **Return on the Acquisition of a Beneficial Interest in Land** and attach it to this application;
2. provide a brief outline of the series of transactions or a copy of a ruling obtained from Canada Revenue Agency (CRA); and
3. execute the following declaration:

To: The Minister of Revenue

I, _____, am an Officer or Director
(insert name of declarant) (circle one)

of _____ and am authorized to act for the
(insert name of transferee corporation)

transferee corporation.

I confirm that the following requirements of the exemption have been met:

- The disposition occurred as part of a reorganization in the course of which a dividend was received by a corporation;
- The amount of the dividend would be deemed under subsection 55(2) of the *Income Tax Act* (Canada), but for the application of paragraph 55(3)(b) of that Act, not to be a dividend received by the corporation, but to be proceeds of disposition of a share or shares or to be a gain of the corporation from the disposition of a capital property;
- The disposition of the beneficial interest in land constituted a transfer of property of a particular corporation to one or more corporations for the purposes of the application of paragraph 55(3)(b) of the *Income Tax Act* (Canada) in respect of the dividend referred to in subsection 2(2) of O.Reg. 70/91; and
- That no conveyance or instrument evidencing the disposition has been registered.

Signature _____

Year	Month	Day

Enquiries:

Phone 1 866 ONT-TAXS (1 866 668-8297)
 Teletypewriter (TTY) 1 800 263-7776
 Internet ontario.ca/revenue

The personal information on this form is collected under the authority of the *Land Transfer Tax Act* R.S.O. 1990, c.L.6 as amended, R.R.O. 1990, Reg. 697, s.2 and will be used to determine eligibility to an exemption of Land Transfer Tax. Questions about the collection should be directed to: Manager, Land and Resources Taxes, Tax Compliance Branch, 33 King Street West, PO Box 625, Oshawa, ON L1H 8H9, 1 866 668-8297.