



“Tax Topics” Presentations

The Use of a Holding Company

What are the benefits to using a holding company?

- tax efficient investment accumulation
- asset protection/wealth preservation
- purification

When should a holding company be put in place (timing)?

- income splitting considerations
- asset accumulation
- retirement planning

Matters to be considered when putting a holding company in place:

- preserving the ability to claim the capital gains exemption
- considerations regarding dividend sprinkling shares
- merits of using a family trust

Estate Planning Considerations on the death of a shareholder:

- transition to family members
- double tax exposure and post mortem planning

The Ins and Outs of Rollover Transactions

Purpose of Rollover Transactions

Section 51 Roll Over – the ideal:

- When is it used/What to watch out for
- Compliance requirements

Section 86 Roll Over – the next best:

- When is it used/What to watch out for
- Compliance requirements

Section 85 Roll Over – if we have to:

- When is it used/What to watch out for
- Compliance requirements

Tips and Traps of “Boot”

- Pipeline
- Extracting corporate surplus with boot
- 84.1 Warning

Other Matters for Consideration

- Farm Property
- Converting recapture to capital gain
- Butterfly transactions
- Land inventory
- Triggering Controlled Gains

US Tax Matters of Relevance to Canadian Residents

When can a Canadian Resident be caught by the US Tax System and what are the US tax implications?

- How will the IRS ever find out if my Canadian resident client is not in compliance?
- If the IRS does find out, how can they impose penalties if my client never goes to the US?

What are the "US Anti-Deferral Rules" and how can they apply to a Canadian resident?

- What are the penalties for non-compliance?

What is the current status of the US Estate Tax and its application to Canadian residents?

- US citizens and non-US citizens?

How can US citizenship impact some very common Canadian planning techniques

- i.e. investment decisions, estate freeze transactions, use of family trusts.....?

Post Mortem Planning

How Does the Double Tax Exposure on Death Arise?

Strategies for Mitigating Double Tax Exposure:

- Do Nothing
- Pipeline
- 164(6) and Loss Carryback Planning
- Winding Up vs Estate Freeze
- Bump Planning
- “Simplified” Bump Planning
- Wasting Freeze

Pitfalls

- Gifts prior to death
- Jointly held assets
- Full Redemption with no RDTOH/CDA
- Superficial losses
- The 50% solution
- GRIP considerations
- Spouse Trusts/Alter Ego or Joint Partner Trusts
- Waiting too Long
- Capital Gains Exemption Basis

Pre-Mortem Planning

- Estate Freeze
- Wasting Freeze
- Acquisition of Control
- Continuity of Assets (spouse trust)



“Tax Topics” Presentations

T1 Primer

Automobile Benefits

- Qualifying vehicles
- Treatment of employer-owned vehicles versus employee-owned
- Standby charges and operating benefits
- Changes to CRA’s “mileage log” considerations
- Tips to mitigate and manage inclusions and deductions

Shareholder Benefits

- Amounts not to be included in income
- Personal use of corporate property
- Interest and debt

Investment Taxation Highlights

Completing the T1135

Significant Changes for 2010 T1’s

Domestic Trusts: What are they used for? And Recent CRA Activity

Background information

- Design of a trust
- Taxation of a trust
- Attribution considerations
- Taxation of transfers to a trust
- Taxation of dispositions from a trust
- 21st anniversary date
- Association considerations

Uses of trusts

- Income splitting
- Inter-provincial tax planning
- Estate planning
- Asset protection and confidentiality
- Other

Recent CRA activity