

Agenda Item	4. Qualified Donee Status
Purpose	For Information Purposes.
Key Message	Waterfront Toronto’s application to be registered with the Canada Revenue Agency (“CRA”) as a Qualified Donee (“QD”) being a public body that performs a function of government has been accepted (see CRA letter dated September 26, 2017 attached).
Areas of note/ Key issues	<p>Management is working with external counsel to establish appropriate record-keeping processes and to develop documentation to utilize this new status in connection with philanthropic initiatives for waterfront revitalization projects. Preliminary advice indicates that no annual reporting requirements to CRA are required. However, to maintain QD status, the Corporation must ensure that when issuing official donation receipts for income tax purposes, the requirements contained in the Income Tax Act and Regulations, as well as CRA’s administrative policies are complied with. As well, the Corporation must keep adequate books and records containing:</p> <ul style="list-style-type: none"> • information to allow the CRA to verify amounts that donors can claim for tax credits or deductions • information to allow the CRA to confirm that the entity meets the requirements for QD status under the ITA • a duplicate of each official donation receipt issued, containing prescribed information for the gift received <p>In 2007, the Corporation received a Consent from Governments, under Section 4(7) of the Toronto Waterfront Revitalization Corporation Act, to raise certain types of revenues including “grants or non-charitable donations of money or securities”. Management will inform governments of the Corporation’s new QD status and obtain any further Consent, if required, to receive revenues using this new status.</p>
Expected Outcome	The Committee will be informed of the process by which the Corporation will seek to utilize this new status in connection with philanthropic initiatives for waterfront revitalization projects. Management will report back to the Committee as processes are developed. The Committee and the Board will look to support philanthropic initiatives of the Corporation in appropriate manners, in due course.
Key Takeaways/ Next Steps	As above.



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Your file
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September 26, 2017

**Subject: Notification of Registration as a Qualified Donee
Toronto Waterfront Revitalisation Corporation
Effective date of registration: June 24, 2016**

Dear Mr. Carter:

We are pleased to inform you that, based on the information provided in the application for registration as a qualified donee, we have determined that Toronto Waterfront Revitalisation Corporation is a public body performing a function of government in Canada for the purposes of paragraph 149(1)(c) of the *Income Tax Act* (the Act). As such, we have registered Toronto Waterfront Revitalisation Corporation as a qualified donee, effective June 24, 2016 and will include it on the Canada Revenue Agency's (CRA) public listing.

General information

A registered municipal or public body performing a function of government in Canada is recognized as a qualified donee under subparagraph (a) (iii) of the definition of "qualified donee" in subsection 149.1(1) of the Act.

As a qualified donee it is eligible to receive gifts from registered charities and to issue official receipts for gifts it receives. Sections 110.1 and 118.1 of the Act provide that within specified limits, and if supported by official receipts, individual taxpayers may claim a credit against taxes payable, and corporations may claim a deduction in computing taxable income, for the eligible amount of a gift made to a qualified donee.

To maintain its registration as a qualified donee, a municipal or public body must fulfil certain obligations. The following paragraphs and the documents enclosed with this letter provide a general description of these requirements. We also encourage you to visit our website at cra-arc.gc.ca/chrts-gvng/qlfd-dns/mncplpblcbds-eng.html to find current information about these requirements.

Issuing official receipts for gifts

In order for donors to benefit from the tax incentives associated with making a gift to a qualified donee, they must receive an official receipt from the qualified donee. A qualified donee cannot issue an official receipt on behalf of another organization. It can only issue receipts for gifts it receives. The information that must be included on official receipts issued by your organization is set out in subsection 3501(1.1) of the *Income Tax Regulations*. For more information on what constitutes a gift at law and issuing receipts, please refer to our website at cra-arc.gc.ca/chrts-gvng/chrts/prtng/gftng-rcptng-eng.html or call our toll free line at 1-800-267-2384.

Books and records

A qualified donee must keep adequate books and records so that we can confirm that it continues to comply with the requirements for registration as a qualified donee; and to allow us to verify amounts that donors can claim for tax credits or deductions. For further details on keeping records, please refer to our website at cra-arc.gc.ca/tx/bsnss/tpcs/kprc/menu-eng.html.

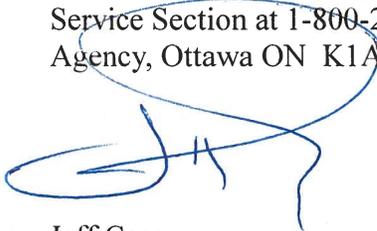
Suspension and revocation

A qualified donee must continue to meet the requirements for registration or its status may be revoked by the CRA. It may also have its receipting privileges and qualified donee status suspended or its registration revoked if it:

- does not keep books and records supporting the official donation receipts it issues, or fails to provide these to the CRA on request;
- is involved in the improper issuance of donation receipts;
- accepts a gift or transfer of property on behalf of a suspended qualified donee.

This letter could help resolve questions about the organization's qualified donee status, so please keep it in your permanent records.

For further information and guidance about qualified donees please visit our website at cra-arc.gc.ca/chrts-gvng/qlfd-dns/menu-eng.html. You can also contact our Client Service Section at 1-800-267-2384 or write to the Charities Directorate, Canada Revenue Agency, Ottawa ON K1A 0L5.



Jeff Casey
Manager
for Tony Manconi
Director General
Charities Directorate