

BILL

No. 135

An Act to amend *The Income Tax Act, 2000*

(Assented to _____)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Saskatchewan, enacts as follows:

Short title

1 This Act may be cited as *The Income Tax Amendment Act, 2014*.

S.S. 2000, c.I-2.01 amended

2 *The Income Tax Act, 2000* is amended in the manner set forth in this Act.

Section 32 amended

3 **Section 32 is amended:**

- (a) **by striking out “and” after clause (e);**
- (b) **in clause (f) in the portion preceding subclause (i) by striking out “for the 2012 taxation year and subsequent taxation years” and substituting “for the 2012 and 2013 taxation years”;**
- (c) **by adding “and” after clause (f); and**
- (d) **by adding the following clause after clause (f):**
 - “(g) for the 2014 taxation year and subsequent taxation years, the total of:
 - (i) 22.29% of any amount required by subparagraph 82(1)(b)(i) of the federal Act to be included in computing the individual’s income for the year; and
 - (ii) 39.95% of any amount required by subparagraph 82(1)(b)(ii) of the federal Act to be included in computing the individual’s income for the year”.

Section 56.3 amended

4 **Section 56.3 is amended by striking out the description of the variable C and substituting the following:**

“C, subject to section 56.5, is the total of:

- (a) the amount, if any, by which the amount D determined for the purposes of the formula in subsection 137(3) of the federal Act for the taxation year exceeds the least of the amounts determined pursuant to paragraphs 125(1)(a), (b) and (c) of the federal Act for the taxation year; and
- (b) the least of the amounts determined pursuant to paragraphs 125(1)(a), (b) and (c) of the federal Act for the period in the taxation year”.

Section 64.2 amended

5 Clause 64.2(1)(d) is amended:

- (a) in subclause (ii) by striking out “January 1, 2014” and substituting “January 1, 2015”; and**
- (b) in subclause (iii) by striking out “December 31, 2016” and substituting “December 31, 2017”.**

New section 66

6(1) Section 66 is repealed and the following substituted:

“Royalty tax rebate

66 There may be deducted from the tax otherwise payable pursuant to this Act for a taxation year by a taxpayer a royalty tax rebate in relation to oil or gas wells in Canada or to mineral resources in Canada determined with respect to a taxation year ending before January 1, 2007 in accordance with any regulations that may be made pursuant to clause 124(1)(h)”.

(2) Section 66 is amended:

- (a) by renumbering it as subsection 66(1);**
- (b) in subsection (1) by striking out “There may be” and substituting “Subject to subsection (2), there may be”; and**
- (c) by adding the following subsection after subsection (1):**
 - “(2) No amount of royalty tax rebate that was earned with respect to a taxation year ending before January 1, 2007 may be deducted pursuant to subsection (1) for any taxation year that ends after December 31, 2013”.**

Section 95 amended

7(1) Subsection 95(1) is repealed and the following substituted:

“(1) Subsections 164(1) to (1.31), (1.5), (2), (2.01), (2.1), (2.2) and (3) to (7) of the federal Act apply to the payment of tax pursuant to this Act”.

(2) Subsection 95(2) is amended in the portion preceding clause (a) by striking out “subsections 164(1) to (1.31), (1.5), (2), (2.1), (2.2) and (3) to (7) of the federal Act” and substituting “subsections 164(1) to (1.31), (1.5), (2), (2.01), (2.1), (2.2) and (3) to (7) of the federal Act”.

Section 124 amended

8(1) Clause 124(1)(h) is repealed.

(2) Subsection 124(3) is repealed.

Sask. Reg. 354/76 repealed

9 The Saskatchewan Royalty Tax Rebate Regulations are repealed.

Application

10 Section 4 of this Act applies to taxation years that end on and after March 21, 2013.

Coming into force

11(1) Subject to subsections (2) to (4), this Act comes into force on assent but is retroactive and is deemed to have been in force on and from January 1, 2014.

(2) Sections 4 and 10 of this Act come into force on assent but are retroactive and are deemed to have been in force on and from March 21, 2013.

(3) Subsection 6(1) of this Act comes into force on assent but is retroactive and is deemed to have been in force on and from January 1, 2007.

(4) Section 7 of this Act comes into force on assent but is retroactive and is deemed to have been in force on and from April 1, 2007.

THIRD SESSION

**Twenty-seventh
Legislature**

SASKATCHEWAN

B I L L

No. 135

An Act to amend *The Income Tax Act, 2000*

Received and read the

First time

Second time

Third time

And passed

Honourable Ken Krawetz
