

*The Budget—Resolutions*

(i) the percentage number by which the percentage obtained under paragraph (a) exceeds the percentage obtained under paragraph (b) by

(ii) the percentage number obtained under paragraph (a).

16. (1) Subject to subsection (2), every person who, being a resident vendor, sells any shares of a designated corporation other than shares of a designated corporation in respect of which no tax is payable under this part by virtue of subsection (2) of section 12 shall, within one month of such sale, file a return with the minister stating, with respect to the sale,

(a) the name of each of the parties to the sale;

(b) the address of each of the parties to the sale including, in the case of a corporation, the address of the head office of the corporation and of its principal place of business, if any, in Canada; and

(c) particulars of the sale including the date of the sale, the sale price of the shares of each class so sold and, where applicable, the number of shares of each class so sold; together with such further or other information or particulars as may be required by the regulations.

(2) The return required by this section to be filed by the minister may, in the case of a sale of shares deemed by section 15 to have been made to any corporation referred to in that section as a new corporation, be filed with the minister by that corporation on behalf of each of the persons resident in Canada by whom the sale was deemed so to have been made, and where any return is so filed by that corporation no return is required by this section to be filed by such persons with respect thereto.

17. There may be attached to any return filed with the minister as required by section 16 relating to the sale of any shares a certificate of identification as to the purchaser thereof,

(a) signed,

(i) where the purchaser thereof is an individual, by that individual, and

(ii) where the purchaser thereof is a corporation, by a responsible officer of that corporation; and

(b) stating that, at the time of the sale, such individual was, or to the best of such officer's knowledge, information and belief such corporation was, as the case may be, an eligible purchaser within the meaning of this part.

18. Where, in any month the number of sales of shares of a particular designated corporation made by a resident vendor with

respect to which a return would otherwise be required by section 16 to be filed with the minister exceeds 50, the vendor may, in lieu of filing a return under section 16 with respect to each such sale made in that month, file with the minister, within 30 days after the end of that month, a return setting forth with respect to all such sales made in that month,

(a) particulars as described in paragraphs (a) and (b) of subsection (1) of section 16 as to the vendor;

(b) the total number of shares of the corporation of each class so sold, for which the vendor holds certificates under section 17 indicating respectively that the purchaser or, in the case of a sale made to a number of purchasers jointly, that each such purchaser was an eligible purchaser within the meaning of this part, and the total sale price of those shares; and

(c) the total number of shares of the corporation of each class so sold, for which the vendor does not hold certificates as described in paragraph (b), and the total sale price of those shares; together with such further or other information or particulars as may be required by the regulations.

(2) Subsection (1) does not apply in respect of any sale of shares in the case of which a return may be filed as provided in subsection (2) of section 16.

19. Where,

(a) in the case of any return filed with the minister as required by section 16, no certificate of identification under section 17 as to the purchaser of the shares to which the return relates is attached thereto or, in the case of a return under section 18 filed with the minister, no certificate of identification under section 17 as to the purchaser of any particular shares to which the return relates is held by the vendor, or

(b) the certificate attached to the return or held by the vendor, as the case may be, does not indicate that the purchaser or, in the case of a sale made to a number of purchasers jointly, that each such purchaser was an eligible purchaser within the meaning of this part,

the purchaser or each such purchaser, as the case may be, shall, unless the contrary is established, be presumed to be a person other than an eligible purchaser.

20. A document signed by an officer of the Department of National Revenue, stating that to the best of his knowledge information and belief after examining the appropriate records of the department a particular corporation was at any stated time a designated corporation, is admissible in evidence and in the