

Declarations by the Transferor or Transferee

To be completed individually by each natural person, legal person, trust or partnership

The *Declarations by the Transferor or Transferee* are required under the Regulation respecting the presentation form for an application for registration of a transfer of an immovable¹ on the occasion of a transfer of an immovable evidenced in a document dated after 30 September, 2020.

The information in this form will not be entered in the land register.

If some of the information in this form should be found in the land register, it will have been provided by means other than the filing of this form. The information provided will be forwarded to the Minister of Finance for statistical purposes only, to monitor the real estate market, as part of his mandate to develop economic, fiscal, budgetary and financial policies.

SECTION 1

| | |
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| I am a party to a transfer of an immovable having the following cadastral designation: | |
| | |

| | |
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| This transfer of an immovable is contractual and is of the following nature: <i>(check the applicable nature)</i> | |
| Sale or purchase ² | <input type="checkbox"/> |
| Exchange | <input type="checkbox"/> |
| Alienation for rent | <input type="checkbox"/> |
| Contribution of property to a partnership | <input type="checkbox"/> |

| | |
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| I am a party to the contract in the following capacity: <i>(check the applicable title)</i> | |
| Transferee <i>(go to section 2 and answer applicable questions 1, 2 and 3)</i> | <input type="checkbox"/> |
| Transferor acting as syndic <i>(skip section 2, go to section 3)</i> | <input type="checkbox"/> |
| Transferor acting as liquidator of a succession <i>(skip section 2, go to section 3)</i> | <input type="checkbox"/> |
| Transferor as part of the exercise of a hypothecary right <i>(skip section 2, go to section 3)</i> | <input type="checkbox"/> |
| Transferor in the context of the forced execution of a judgment <i>(skip section 2, go to section 3)</i> | <input type="checkbox"/> |
| Transferor in the context of a failure to pay property tax <i>(skip section 2, go to section 3)</i> | <input type="checkbox"/> |
| Other transferor <i>(go to section 2 and answer applicable questions 1 and 2)</i> | <input type="checkbox"/> |

¹ Order in Council 1042-2019 dated October 16, 2019.

² The term "sale" includes the transfer of an immovable, sale with option to repurchase, sale by the creditor, sale under judicial control (in the context of a mortgage recourse and following a seizure) and sale following a failure to pay property taxes.

SECTION 2

| <i>To be completed in the case of a natural person</i> | |
|----------------------------------------------------------------------------------------------------------------------------|----------------------------------|
| 1. I hold the following citizenship: | |
| <input type="checkbox"/> | Canadian |
| <input type="checkbox"/> | Other (<i>please specify</i>): |
| 2. If I am a citizen of a country other than Canada, I am: ³ | |
| <input type="checkbox"/> | A Canadian permanent resident |
| <input type="checkbox"/> | A non-resident Canadian |
| <i>To be completed if the natural person is a transferee</i> | |
| 3. I intend, or a member of my family ⁴ intends, to occupy a dwelling in the immovable as a principal residence | |
| <input type="checkbox"/> | Yes |
| <input type="checkbox"/> | No |

| <i>To be completed in the case of a legal person or a trust</i> | |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------|
| 1. The legal person was incorporated or the act establishing the trust was entered into in the following State (country), province or territory: | |
| <i>(name of the country and, if Canada, please specify the province or territory)</i> | |
| 2. The legal person or trust is resident or deemed to be resident in Canada for the purposes of the Income Tax Act (R.S.C. 1985, c. 1, (5th Suppl.)) for its last taxation year ended before the date of this transfer of an immovable. | |
| <input type="checkbox"/> | Yes |
| <input type="checkbox"/> | No |
| <input type="checkbox"/> | The legal person or trust has not completed at least one taxation year in Canada |

| <i>To be completed in the case of a general partnership or a limited partnership</i> | |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| 1. The act forming the partnership was entered into the following State (country), province or territory: | |
| <i>(name of the country and, if Canada, please specify the province or territory)</i> | |
| 2. At least half of the members of the general partnership or at least one general partner of the limited partnership are foreign nationals. ⁵ | |
| <input type="checkbox"/> | Yes |
| <input type="checkbox"/> | No |

³ To be completed within the meaning of the Immigration and Refugee Protection Act (S.C. 2001, c. 27).

⁴ The following are members of the family of a transferee: his spouse, children and those of his spouse, his parents and those of his spouse, his brothers and sisters and those of his spouse, his grandparents and those of his spouse, his grandchildren and those of his spouse, and his great grandchildren and those of his spouse.

⁵ The expression "foreign national" has:

1° in the case of a natural person, the meaning assigned by the Immigration and Refugee Protection Act, namely a person who is not a Canadian citizen or a permanent resident; this definition includes stateless persons, that is, persons who are not considered citizens by any State;

2° in the case of a legal person, the meaning of a legal person that was not constituted in Canada and, where it has completed at least one taxation year, was not resident or was not deemed to be resident for the purposes of the Income Tax Act (R.S.C. 1985, c. 1, (5th Suppl.)) for its last taxation year ended before the date of the document evidencing the transfer;

3° in the case of a trust, the meaning of a trust whose trustee is a foreign national or, if there are a number of trustees, a trust at least half of whose trustees are foreign nationals;

4° in the case of a general partnership, the meaning of a general partnership at least half of whose members are foreign nationals;

5° in the case of a limited partnership, the meaning of a limited partnership whose general partner is a foreign national.

SECTION 3

I confirm that I have completed to the best of my knowledge the *Declarations by the Transferor or Transferee* and that the information provided is true and complete.

I authorize the lawyer, notary or any other person duly mandated to proceed with the publication of the transfer of an immovable concerning the immovable referred to in section 1, to enter all the information previously provided on the form for an application for registration of this transfer of an immovable.

Signed on _____ in _____
(date) (location)

(name of the declarant)