

Chapter 6

AN ACT TO AMEND THE INCOME TAX ACT (Assented to February 20, 2019)

The Commissioner, by and with the advice and consent of the Legislative Assembly, enacts as follows:

1. **This Act amends the *Income Tax Act*.**
2. **(1) Subsections 2.11(1) to (6) are repealed.**
(2) Subsection 2.11(7) is renumbered section 2.11.
(3) Section 2.11 is amended by replacing "taxation year" with "and subsequent taxation years".
3. **(1) Subsection 2.2(1) is repealed.**
(2) Subsection 2.2(2) is renumbered section 2.2.
(3) Section 2.2 is amended by replacing "if no amount were included in respect of a gain from a disposition of property to which section 79 of the federal Act applies in computing that income" with "if, in computing that income, no amount were included in respect of a gain from a disposition of property to which section 79 of the federal Act applies and no amount were deductible under paragraph 20(1)(ww) of the federal Act".
4. **Subsection 2.21(1) is amended by replacing the description of "B" with the following:**

B is equal to B as determined in accordance with subsection 118(3) of the federal Act.
5. **Subsection 2.32(1) is amended by replacing "in that section the references to "2/3" and "11/18" shall be read as references to "20%" with "the amounts referred to in that section are multiplied by 20% instead of by the fractions referred to in that section".**
6. **Sections 2.39 and 2.42 are amended by replacing "'29%", or to the percentage that it is amended to read," with "'highest individual percentage'".**
7. **The definition of "adjusted income" in subsection 3.1(1) is repealed and replaced by:**

"adjusted income" of an individual for a taxation year means the total of all amounts each of which would be the income for the year of the individual or of the person who was the individual's cohabiting spouse at the end of the year if, in computing that income, no amount were

- (a) included in respect of a gain from a disposition of property to which section 79 of the federal Act applies; or
- (b) deductible under paragraph 20(1)(ww) of the federal Act. (*revenu modifié*)

8. The following provisions are repealed:

- (a) subsection 2.14(2);
- (b) subsection 2.15(2);
- (c) subsection 2.16(1);
- (e) subsection 2.24(1);
- (f) subsections 4(1), (2.1) and (2.3);
- (g) subsections 4.1(2) and (3);
- (h) section 6.3.

Application

9. For greater certainty, the amounts expressed in dollars in section 2.11 of the Act as amended by section 2 of this Act apply to the 2011 taxation year and are adjusted in accordance with section 2.13 of the Act for subsequent taxation years.

10. (1) Sections 3, 4, 5 and 7 of this Act apply to the 2018 and subsequent taxation years.

(2) Section 6 of this Act applies to the 2016 and subsequent taxation years.