

# Elections Respecting the RRSP of a Deceased Annuitant

Read page 5 before completing this form.

Year covered

## 1 Information about the deceased annuitant

Last name and first name of deceased annuitant

Social insurance number

Address

Postal code

## 2 Information about the deceased annuitant's legal representative

Last name and first name of deceased annuitant's legal representative

Capacity

Address

Postal code

## 3 Information about the surviving spouse or qualifying survivor

Last name and first name of surviving spouse or qualifying survivor

Social insurance number

Address

Postal code

Relationship to deceased annuitant:  surviving spouse  qualifying survivor (spouse or dependent child or grandchild)

## 4 Information about the registered retirement savings plan (RRSP)

Issuer of the RRSP

Plan name

Plan number

## 5 Election to deem the surviving spouse the replacement annuitant of the plan and certification

This part must be completed jointly by the surviving spouse **and** the deceased annuitant's legal representative.

We hereby elect, under section 915.4 of the *Taxation Act*, to have the spouse of the deceased annuitant become the replacement annuitant of the RRSP, and to have any amount paid out of or under the plan for the spouse's benefit deemed to have been received as a benefit by the surviving spouse and by no other person.

We certify that all of the information provided in this form is accurate and complete.

Signature of the surviving spouse

Date

Area code

Telephone

Signature of the deceased annuitant's legal representative

Date

Area code

Telephone



14XW ZZ 49528887

### 6 Amount designated as a refund of premiums

Benefit deemed to have been received upon the annuitant's death (box E of the RL-2 slip issued in the deceased annuitant's name for the year of death). If only part of the benefit was paid, enter that amount.

1	
---	--

Qualifying survivor's share of the amount on line 1<sup>1</sup>

2	
---	--

Part of the amount on line 2 that was included as a refund of premiums in the qualifying survivor's income for any year prior to the year covered<sup>2</sup>

-	
---	--

Subtract line 3 from line 2. If the result is negative, enter 0.

=	
---	--

Amount from box K of the RL-2 slip issued in the qualifying survivor's name for the year covered

+	
---	--

Amount from box K of the RL-2 slip issued in the name of the succession for the year covered 6

+	
---	--

Qualifying survivor's share of the amount on line 6 (calculated according to the percentage used to determine the amount on line 2)

+	
---	--

Add lines 4, 5 and 7.

**Amount that can be designated as a refund of premiums**

=	
---	--

Enter the amount you are designating as a refund of premiums (maximum: amount on line 8).<sup>3</sup>

**Amount designated as a refund of premiums**

9	
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### Designation of an amount as a refund of premiums and certification

This part must be completed jointly by the qualifying survivor, who is the beneficiary of the succession, **and** the deceased annuitant's legal representative.

We hereby elect, under section 930 of the *Taxation Act*, to consider the amount on line 9 as a **refund of premiums**. Furthermore, we certify that all of the information provided in this form is accurate and complete.

Signature of the qualifying survivor	Date	Area code	Telephone

Signature of the deceased annuitant's legal representative	Date	Area code	Telephone

### 7 Total refund of premiums

Amount from line 3

10	
----	--

Amount from line 9

+	
---	--

Add lines 10 and 11.

**Total refund of premiums**

=	
---	--

### 8 Amount to be included in the deceased annuitant's income<sup>4</sup>

Before completing this part, complete the work chart on page 3.

Amount from line 1

13	
----	--

Amount from line F of the work chart

14	
----	--

Amount from line G of the work chart

+	
---	--

Add lines 14 and 15.

=	
---	--

Enter the amount from line 13 or 16, **whichever is less**.

-	
---	--

Subtract line 17 from line 16.

=	
---	--

Amount from line 16

÷	
---	--

Divide line 18 by line 19. The result cannot be greater than 1.

=	
---	--

Number **1**

21	<b>1</b>
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Amount from line 20

-	
---	--

Subtract line 22 from line 21.

=	
---	--

Amount from line L of the work chart

×	
---	--

Multiply line 23 by line 24.

=	
---	--

Amount from line 13

26	
----	--

Amount from line 25

-	
---	--

Subtract line 27 from line 26. If the result is negative, enter 0.

=	
---	--

Amount to be carried to the income tax return of the deceased annuitant, as determined by the latter's legal representative<sup>5</sup>

**Amount to be included in the deceased annuitant's income**

29	
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### 9 Amount to be included in the qualifying survivor's income as a refund of premiums

Amount from line 9 <sup>6</sup>			30	
Amount from line 29	31			
Amount from line 28	- 32			
Subtract line 32 from line 31.	= 33			
Qualifying survivor's share of the amount on line 33 <sup>7</sup>			- 34	
Subtract line 34 from line 30. <sup>8</sup>			= 35	<b>Amount to be included in the qualifying survivor's income as a refund of premiums</b>

### Work chart

		Y	Y	Y	Y	M	M	D	D
Date of annuitant's death	A								
Year immediately following the year of death	B					1	2	3	1
Date of the last payment of a refund of premiums from this RRSP	C								
Date immediately following the date entered on line C	D								
Date from line B or D, whichever is later	E								
Fair market value of the property in the RRSP on the date entered on line E. Carry the amount from line F to line 14 of the form.	F								
Total of amounts from the RRSP paid after the annuitant's death but before the date entered on line E:									
• benefit deemed to have been received by the annuitant at the time of death (box E of their RL-2 slip), or part thereof that was paid before the date on line E									
• total post-death income that was paid to:									
- the legal representative (boxes K and M of all RL-2 slips issued in the succession's name, in respect of the plan)	+								
- the qualifying survivors (boxes K and M of all RL-2 slips issued in their names, in respect of the plan)	+								
- persons other than the qualifying survivors (boxes K and M of all RL-2 slips issued in their names, in respect of the plan)	+								
Carry the amount from line G to line 15 of the form.	= G								
Total refund of premiums respecting the RRSP (total of amounts entered on line 12 of this form and on line 11 of the last TP-930-V form [if the version of the form predates 2021-10] completed by or on behalf of any qualifying survivor, in respect of the plan)	H								
Total tax-paid amounts respecting the RRSP that were paid to the qualifying survivors (according to all RL-2 slips issued in their names, in respect of the plan)	+								
Total tax-paid amounts respecting the RRSP that were paid to the legal representative (according to all RL-2 slips issued in the name of the succession, in respect of the plan)	J								
Share of all qualifying survivors in the amount on line J	+								
Add lines H, I and K. Carry the amount from line L to line 24 of the form.	= L								



## Notes

1. Calculate the share of the qualifying survivor who is the beneficiary of the RRSP because they are a legal or testamentary heir or are named by means of a valid beneficiary designation by multiplying the amount on line 1 by the percentage of the RRSP they are entitled to.
2. This amount corresponds to the total of the amounts entered on line 35 of all TP-930-V forms completed (or on line 28 in the case of a version of the form predating 2021-10), or would have been entered if the forms had been completed, by or for the qualifying survivor in previous years in respect of the RRSP.
3. If the amount designated as the refund of premiums is equal to the amount on line 8, the amount to be included in the deceased annuitant's income (line 29) will be reduced to the lowest amount possible. You must also enter the amount on line 9 on line 30 to calculate the amount to include as a refund of premiums in the qualifying survivor's income.
4. Part 8 is used to calculate the amount to be included as a benefit deemed to have been received at the time of death in the deceased annuitant's income tax return.
5. The amount on line 29 must not be less than the amount on line 28; it can be greater than the amount on line 28, but must not exceed the amount on line 13. The smaller the difference between the amount on line 29 and the amount on line 13, the greater the reduction of the amount to be included as a designated benefit in the qualifying survivor's income.
6. If the amounts on lines 28 and 29 are the same, carry the amount on line 30 to line 35.
7. If the qualifying survivor is the **only person** who received an amount from this plan in the year covered, carry the amount from line 33 to line 34. Otherwise, enter on line 34 the qualifying survivor's share of the amount on line 33. The share is calculated according to the percentage obtained by dividing the amount on line 30 by the amount on line H in the work chart on page 3.
8. The amount on line 35 must be carried to line 154 of the qualifying survivor's income tax return for the year in which the payment was received as a refund of premiums by the legal representative. On line 153 of the return, enter the code given in the guide to the income tax return (TP-1.G-V) for income entered in box E of the RL-2 slip.

If an amount respecting the RRSP is entered in box K of the qualifying survivor's RL-2 slip, it must not be carried to line 154 of their return, as it is already included in the amount on line 35 of this form.

If an amount was included in this respect in the qualifying survivor's income for a year preceding the year covered (line 3), and the amount on line 29 exceeds that on line 28, contact us to determine the amount to be included in the qualifying survivor's income.

Consequently, the amount to be included as a refund of premiums in the qualifying survivor's income that the qualifying survivor could, in some circumstances, transfer to an eligible plan or fund, or transfer to the issuer of a plan or to an authorized annuity provider in order to acquire an eligible annuity, and that could give entitlement to a deduction, is reduced.

The amount on line 29 (not the amount shown in box E of the deceased annuitant's RL-2 slip) must be carried, as a benefit deemed to have been received at the time of death, to line 154 of the deceased annuitant's income tax return for the year of death. On line 153 of the return, enter the code given in the guide to the income tax return (TP-1.G-V) for income entered in box E of the RL-2 slip. If the return has already been filed, you may request an adjustment by filing form TP-1.R-V, *Request for an Adjustment to an Income Tax Return*, with copy 2 of this form.



## Information

This form is for:

- the legal representative of a registered retirement savings plan (RRSP) annuitant who received an RRSP amount following the annuitant's death;
- the surviving spouse (in the case of a matured RRSP) or a qualifying survivor (in the case of an unmatured RRSP) of the deceased annuitant who is entitled to all or part of an RRSP amount in full or partial satisfaction of the person's rights as a **beneficiary of the annuitant's succession**.

The legal representative and surviving spouse can use this form to jointly make an election under section 915.4 of the *Taxation Act*. Likewise, a legal representative and a qualifying survivor can use this form to designate an amount as a refund of premiums under section 930 of the Act.

### Election under section 915.4 of the *Taxation Act*

This election can be made if the annuitant's death occurred after the plan reached maturity and if, at the time of the death of the annuitant, the deceased's legal representative acquired the right to receive an amount from the RRSP for the benefit of the surviving spouse. By virtue of the election, the surviving spouse is considered to have become the replacement annuitant of the plan because of the annuitant's death, and this amount, once remitted by the plan issuer, is considered to have been received by the surviving spouse as a **benefit**. If you are making this election, complete only **parts 1 through 5** of this form.

### Designation of an amount as a refund of premiums under section 930 of the *Taxation Act*

This designation can be made if the deceased annuitant's legal representative received an amount from the deceased's RRSP during a given year. By virtue of the designation, all or part of this amount is considered to have been received by the qualifying survivor as a **refund of premiums**. If you are making this designation, enter the year in question in the "Year covered" box and complete **all of this form (except Part 5)**.

A qualifying survivor who has been designated a **beneficiary** of all or part of the **property held in the deceased annuitant's RRSP** (according to the terms of the RRSP contract or the deceased annuitant's will) and has received a **refund of premiums** from the RRSP can use this form to calculate the amount to include in their income tax return with respect to the refund. In this case, enter the year the amount was received in the "Year covered" box and complete **parts 1 through 4, Part 6 and parts 7 through 9**. A beneficiary who is the surviving spouse must **not** complete this form if the refund of premiums is shown in box D of their RL-2 slip.

### Filing the form

You must complete three copies of this form. **Copy 1 must be enclosed with the surviving spouse's or qualifying survivor's income tax return for the year covered by this form.** Copy 2 can be used, if necessary, by the legal representative to request an adjustment to the deceased annuitant's income tax return for the year of death. The surviving spouse or qualifying survivor must keep copy 3 for their files.

A **separate form** must be completed for each of the deceased annuitant's RRSPs for the surviving spouse or each qualifying survivor and for each year for which an election or designation is made under section 915.4 or 930 of the *Taxation Act*.

## Definitions

### Annuitant

An individual, other than a trust, who has the right to receive amounts from an RRSP.

### Qualifying survivor (for the purpose of designating an amount as a refund of premiums)

An individual who immediately before the annuitant's death:

- was the annuitant's spouse (if the annuitant died before the plan matured and the amount is paid because of the annuitant's death);
- was a financially dependent child or grandchild of the annuitant.

Unless there is evidence to the contrary (in which case we will analyze the specific facts brought forward), an annuitant's child or grandchild is deemed **not to have been financially dependent** on the annuitant immediately before the annuitant's death if:

- the child's or grandchild's net income for the year preceding the year of the annuitant's death was greater than the full basic personal amount (line 30000 of the federal income tax return);
- the child or grandchild was dependent on the annuitant because of a physical or mental impairment and their net income for the year preceding the year of the annuitant's death was greater than the total of the full basic personal amount and the disability amount claimed for them (line 31600 of the federal income tax return).

### Refund of premiums

Any amount paid out of or under an RRSP of the deceased annuitant to a beneficiary, excluding any part of the amount that is a tax-paid amount in respect of this plan (a tax-paid amount in respect of the RRSP is shown in box M of the RL-2 slip issued in the qualifying survivor's name).

If the legal representative receives an amount from an RRSP of the deceased annuitant, and if the amount would have constituted a refund of premiums had it been paid directly to a qualifying survivor, this qualifying survivor is deemed to receive a refund of premiums provided that the qualifying survivor and the legal representative jointly elect to consider the amount as a refund of premiums under section 930 of the *Taxation Act*.

### Surviving spouse

A person who, at the time of the annuitant's death, was married to the annuitant, was living in a civil union with the annuitant or was their de facto spouse.

A de facto spouse is a person who:

- was living in a conjugal relationship with the annuitant and was the biological or adoptive parent (legally or in fact) of a child of whom the annuitant was also the parent; **or**
- had been living in a conjugal relationship with the annuitant for at least 12 consecutive months (the 12-month period is considered to have been uninterrupted if the individuals lived apart because of the breakdown of their relationship for a period of less than 90 days).

