

**GENERAL INFORMATION**

Qualifying Venture Capital Fund \_\_\_\_\_

CRA Business # \_\_\_\_\_ Provincial RJSC # \_\_\_\_\_

Taxation Year End \_\_\_\_\_ Certificate of Registration # \_\_\_\_\_

Website \_\_\_\_\_

Head Office (NS) Street Address \_\_\_\_\_  
City \_\_\_\_\_  
Postal Code \_\_\_\_\_ Province NS

Mailing Address Street Address \_\_\_\_\_  
City \_\_\_\_\_  
Postal Code \_\_\_\_\_ Province \_\_\_\_\_

Contact Person Salutation \_\_\_\_\_  
First Name \_\_\_\_\_ Last Name \_\_\_\_\_  
Position Title \_\_\_\_\_  
Phone # \_\_\_\_\_  
Email \_\_\_\_\_

General Partner (if applicable) Name \_\_\_\_\_

**ELIGIBILITY - Raise of Equity Capital**

Yes No

Is the proposed raise of equity capital in compliance with the *Nova Scotia Securities Act* ?

Maximum funds that will be raised from eligible investments within this raise of equity capital: \_\_\_\_\_

Number of eligible investors that will make eligible investments within this raise of equity capital: # of Individual Investors \_\_\_\_\_

# of Corporate Investors \_\_\_\_\_

Summarize what the funds raised within this raise of equity capital will be used for and the associated timing. Provide a more detailed description in the investment plan.

**ACKNOWLEDGEMENTS**

1. Each eligible investor must hold their eligible investment(s) in the qualifying venture capital fund for at least 4 years. If a return of capital is made or an investment is redeemed/repurchased before the end of 4 years, the fund must withhold the full amount of the tax credit from the investor at the time of the transaction and must repay it back to the province.
2. The funds raised during this authorized raise of equity capital must be used by the fund to make qualifying small business investments within the timeframe as specified in the *Venture Capital Tax Credit Regulations* and Guidelines.
3. Using a qualifying small business investment to gain control of a qualifying small business is prohibited.
4. Using a qualifying small business investment to make a non-arm's length investment in a qualifying small business is prohibited.
5. Qualifying small business investments must not be used by the qualifying small business for a prohibited purpose as specified in the *Venture Capital Tax Credit Regulations* and Guidelines.
6. The qualifying venture capital fund is required to submit an annual return to the Department for each of the 4 years after the date its authorized raise of equity capital expires.

**INCLUSIONS**

1. Copy of the qualifying venture capital fund's certificate of registration under the Venture Capital Tax Credit program.
2. Investment plan describing what the equity capital to be raised will be used for and the timing for using it.
3. Up-to-date Notarized Shareholder Register / Record of Limited Partners (showing all share/limited partnership unit transactions since incorporation/formation).
4. List of all eligible investors and the amount they will be investing during this raise of equity capital.
5. A signed statement (*using the form on the Department's website*) from each of the qualifying small business(es) in which the equity capital to be raised will be invested.
6. Certified copy of the venture capital fund's constitution/articles of incorporation, certificate of incorporation and memorandum of association or certificate of limited partnership (*if it has been updated since the fund's last application*).
7. Certified copy of the venture capital fund's limited partnership agreement or shareholder agreement (*if it has been updated since the fund's last application*).

**DECLARATION**

I certify that I am an authorized officer of the applicant qualifying venture capital fund ("the fund"), that the information contained in this application and its inclusions has been examined by me and is true and correct, and that the fund and this raise of equity capital are eligible for the Venture Capital Tax Credit to the best of my knowledge and belief. On behalf of the fund, I expressly consent to the information in this application being used by the Province of Nova Scotia to publish in a public document or report, or on a public website, the name and registration date of the fund along with the total potential tax credits approved, actual tax credits issued and number of investors. This express consent also extends to the sharing of information collected in this application with officials within departments of the Province of Nova Scotia and the Government of Canada for the purposes of analysis, evaluation or development of fiscal policy.

I also hereby acknowledge on behalf of the fund that any information contained in this application and inclusions has limited confidentiality privileges and the Department of Finance and Treasury Board may disclose this information to any legal, regulatory or other authority at its discretion.

I certify that I will cause the fund to comply with Section 37B of the *Income Tax Act*, c. 217, Revised Statutes of Nova Scotia, 1989, as amended, and the *Venture Capital Tax Credit Regulations* pursuant to the Income Tax Act.

I will also furnish or cause the fund to furnish, upon request, all additional records and documents deemed necessary by the Minister of Finance and Treasury Board and hereby consent to the conduct of any audit to be performed on the fund for certification purposes.

\_\_\_\_\_  
Name (Authorized Officer of the Fund)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Position

\_\_\_\_\_  
Date (dd-mmm-yy)

**Warning: The Income Tax Act allows for penalties to be applied if any person provides information which they know is false or misleading, or if material facts are omitted.**