

Date: _____, 2008

Canada Revenue Agency

Dear Sir/Madam:

Re: Questionnaire for the 2005 Taxation Year

Please find attached my response to your questionnaire.

Yours truly,

(Signed)

(Date)

Name:

Address:

City:

Postal Code:

Telephone:

Fax:

Email:

Social Ins. Number:

FORM OF CRA QUESTIONNAIRE AND SAMPLE RESPONSES

Re: Global Learning Gifting Initiative 2004 Tax Shelter
 Tax Shelter Registration # TS 070003 - 2005 Donation Program

The Canada Revenue Agency ("CRA") is reviewing your claim for donations in relation to the Global Learning Gifting Initiative 2004 Tax Shelter ("the donation program under audit"). Pursuant to section 231.1 of the *Income Tax Act*, please provide the following documentation and/or information as well as a copy of this completed questionnaire.

(1) A list of all of the charitable donations made in connection with the donation program under audit indicating if the donation was in the form of cash or an in kind donation (i.e. property).

| | Name of Charity | Amount | Cash | In Kind |
|----|---|--|--|---|
| 1. | Millennium Charitable Foundation | \$ _____ <i>(insert amount indicated on Millennium tax receipt)</i> | \$ _____ <i>(insert amount indicated on Millennium tax receipt)</i> | \$ |
| 2. | Canadian Charity Association ("CCA") | \$ _____ <i>(insert amount indicated on CCA tax receipt)</i> | \$ | \$ _____ <i>(insert amount indicated on CCA tax receipt)</i> |
| 3. | | \$ | \$ | \$ |
| 4. | | \$ | \$ | \$ |
| | Total | \$ _____ <i>(Total of amounts above)</i> | \$ _____ <i>(Same # as above)</i> | \$ _____ <i>(Same # as above)</i> |

(2) As a participant in the donation program under audit, you should have received one or more "Statements of Tax Shelter" information forms (form T5003), Provide copies of any T5003 forms that you received in connection with the donation program under audit.

Suggested answer: *See attached* Attach T5003 (Document #1 from attached Checklist of Documents)

(3) Official receipts to support each donation listed in (1) above if you did not file a tax return in paper form with accompanying receipts (i.e. you e-filed or net-filed and did not submit the official receipts),

Suggested answer (choose one):

***See attached* (And attach document #8 from attached Checklist of Documents)**

OR

I paper-filed my tax return and sent the receipts with the return.

(4) Proof of cash payment for each cash donation listed in (1) above (i.e. copies of front and back of each cancelled cheque, bank draft etc.),

Suggested answer: See attached

If you made a cash donation, then you must include the front and back of the cancelled cheque(s) to the Millennium Charitable Foundation. If you do not have the cancelled cheques you must contact your bank and ask for a copy.

(5) Proof of your ownership of the property that you donated as in kind gifts listed in (1) above. (The documentation must include a detailed description of the property donated, the person from whom you received the property, the date ownership was transferred to you, the amount paid by you for the property and proof that ownership was transferred to you).

Suggested answer: See attached. A detailed description of the donated property appears in the donation receipt from the Canadian Charity Association, as well as the Assignment of Licenses.

Attached a copy of the Assignment of License

(6) Did you claim the total amount in (1) on your 2005 Income Tax Return (line 340 "Allowable charitable donations and government gifts")? **Yes** _____ No _____

(7) If you responded "no" to question (6) did you transfer any portion of the total amount in (1) to your spouse? Yes _____ No _____

If "yes", please provide the following details:

Amount transferred? \$ _____
Spouse's full name _____
Spouse's Social Insurance Number _____

This question is asking if you transferred a portion of the donation to your spouse. Please note that a spouse includes a common law partner. It is self-explanatory based on what you did. If you claimed the entire donation amount in 2005 then you leave this question blank or write "N/A".

If you did transfer a portion to your spouse then mark "Yes". If you did not claim it all in 2005 and did not transfer any amounts to a spouse then mark "No".

If you did transfer a portion to your spouse, then fill in the rest of question.

(8) If you responded "no" to question (6), did you carry forward a portion of your 2005 donations related to the donation program under audit and claim a portion on your 2006 Income Tax Return? Yes _____ No _____

If "yes", what was the amount claimed in 2006? \$ _____

What is the amount that you are carrying forward to future years beyond 2006? \$ _____

(9) Did the amount of your claim on your 2005 Income Tax Return (line 340 "Allowable charitable donations and government gifts") include any amounts carried forward from a year prior to 2005?

Yes _____ No _____

If "yes", please provide an itemized list in the space below indicating the name of the charity, the date the donation was made and the amount. If a donation was related to a Gifting Arrangement Tax Shelter, include the tax shelter identification number (i.e. TS plus a six digit number) and the name of the Tax Shelter.

| Tax Shelter Identification Number (if applicable) | Tax Shelter Name (if applicable) | Name of Charity | Date donation was made | Amount of donation claimed in 2004 \$ |
|---|----------------------------------|-----------------|------------------------|---------------------------------------|
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |

If you have a donation carry forward from a year before 2005 (2.g. 2004, 2003 etc) you will need to answer based on your own particular information, which GLGI would not have. If in 2005 you used a carryforward prior years, the information should be in your tax return. Fill in the requested information in the Box in question 9.

(10) Did you e-file or net-file your 2005 Income Tax Return? Yes _____ No _____

If "yes", provide a completed copy of Schedule 9 - Donations and Gifts from your 2005 Income Tax Return and copies of all official receipts to support your charitable donation claims in 2005. (Other than those that you have already provided in response to (3) above).

(11) As a participant in the donation program under audit, you may have made payments other than for the donations listed above, e.g. donations made to be qualified as a beneficiary of a Trust and escrow agent fees. Attach details and proof of each of these payments, including copies of the front and back of any cancelled cheques used to make the payments,

Suggested answers (choose one):

I chose to engage an escrow agent ("Escrow Agent Inc.") Attached is a copy of the front and back of my cheque to the escrow agent.

Attach a copy of the front and back of your cancelled cheque to EscrowAgent Inc.

OR

I chose to engage an escrow agent ("Escrow Agent Inc.") I arranged for the payment to the escrow agent of \$10.70 to retain the escrow agent to act on my behalf. CRA can readily ascertain from Escrow Agent Inc proof that they received payment in full to represent me.

(12) Did you seek any independent professional advice or opinions related to the donation program under audit? i.e. tax opinion, legal opinion, valuation opinion or advice from CRA. If so, attach details of information obtained and copies of the relevant documents,

Suggested answers (choose one):

I had access to the independent valuation prepared by emc partners and had confirmation of the valuation methodology posted on the Program's website. I was aware Global Learning Group Inc. had a favourable tax opinion.

OR

I had access to the independent valuation prepared by emc partners and had confirmation of the valuation methodology posted on the Program's website. I was aware Global Learning Group Inc. had a favourable tax opinion. In addition I did seek professional advice or opinions related to the Global Learning Group Inc. ("GLGI") donation program. Any legal advice is confidential and will not be provided to the CRA.

(13) Provide the name(s) of the individual(s) or entity(s) that arranged for the gifting of your donation.

Suggested answer: *GLGI is the promoter of this tax shelter donation program and an authorized representative of the Program assisted with my donation.*

(14) Were you restricted as to which registered charity or other qualified donee ("charity") would be in receipt of your gift? Yes _____ No _____

If "yes", attach details as to how you were directed to select the receiving charity.

(15) For all in kind property donated did you have the option of taking physical possession of the property? Yes _____ No _____

If "yes" attach details as to the steps that would have been required by you to take physical possession of the property,

Suggested answer:

The Program materials given to me clearly indicated that I could choose to keep the courseware by contacting GLGI and paying a nominal shipping and handling charge. I did not receive any consideration from the charity, or any other person, in return for or in connection with, the courseware license donation. I did not attach any restriction, obligation or other limitation on the use by the charity of the courseware licenses.

Did you take physical possession of the property? Yes _____ No _____

Suggested answers (choose one):

No, I did not take physical possession of the courseware licenses. I signed a written direction to Escrowagent Inc. (the "Escrow Agent") which gave me a period of reflection during which time I was free to decide to keep and receive physical possession or donate either, neither, or both of the property or cash to any charity of choice. In the case of the courseware license donation, the direction provided that I had forty-eight hours. In the case of the cash donation, I had seventy-two hours.

OR

Yes, I took physical possession of the courseware licenses.

(16) Please provide the following information regarding your Application to Global Learning Trust (2004) (the "Trust"):

(a) Who did you appoint as your agent when you applied to be a Capital Beneficiary of the Trust?

Suggested answer: *EscrowAgent Inc.*

(b) What responsibilities did you delegate to your agent regarding any property to be distributed by the Trust to you?

Suggested answer: *See Direction One.*

(c) How did you verify that the responsibilities you delegated to your agent were carried out by your agent?

Suggested answers (choose one):

__I donated both courseware licenses and cash. I received an email of both (i) notice of the trustee's approval of such application, and (ii) notice of the Trust's declaration of distribution to me of property. I received the donation receipts from the Foundation and from the charity.

OR

__I donated only courseware. I received an email of both (i) notice of the trustee's approval of such application, and (ii) notice of the Trust's declaration of distribution to me of property. I received the donation receipt from the Foundation.

(d) How did you know how much "educational courseware" the Trustee of the Trust would distribute to you?

Suggested answer:

I did not know if I would be accepted as a beneficiary and if accepted that I would receive a distribution or the amount of any distribution. In my application to become a capital beneficiary of the Trust, I indicated how much in dollar terms of the courseware licenses that I wished to receive.

(e) How did you know that you were a Capital Beneficiary of Global Learning Trust (2004) How ere you notified? When were you notified? Please provide confirmation.

I was provided with this information by the escrow agent. I received this information from the escrow agent by email. I confirm I was notified.

(f) Please provide a copy of your authorization to your agent to act on your behalf.

Suggested answer: *See attached*

Please attach Direction One and Two

(g) Please provide copies of all your written communications with your agent.

Suggested answer: *See attached.*

Please attach any email from Escrow Agent

(h) Please describe the "educational courseware" as indicated in your Application.

Suggested answer: *See my donation receipt from CCA*

(17) Please provide the following information regarding your appointment of an escrow agent:

(a) Why did you appoint an escrow agent?

Suggested answer: *To carry out my instructions in Direction One and Two.*

(b) Who is the escrow agent you appointed?

Suggested answer: *See answer to 16(a).*

(c) What responsibilities did you delegate to the escrow agent?

Suggested answer: *See Direction One and DirectionTwo.*

(d) How did you verify that the responsibilities you delegated to your agent were carried out by your agent?

Suggested answer: *See answer of 16(c).*

(e) Please provide a copy of your authorization(s) to the escrow agent.

Suggested answer: *See attached.*

(f) Please provide copies of all your communication with the escrow agent.

Suggested answer: *I have attached the copies I have in my possession.*

(g) If not already gathered in response to question 11, please include cancelled cheques of all fees you paid to the escrow agent. If you did not pay the escrow agent for these services who paid the fees? Were they paid on your behalf? Please provide copies of any documentation you received in this regard.

Suggested answer (choose one):

See attached.

OR

I arranged payment to retain the escrow agent to act solely on my behalf and only in accordance with my Directions One and Two that I had delivered to my escrow agent.

(h) If you did not pay the escrow agent for these services who paid the fees? Were they paid on your behalf? Please provide copies of any documentation you received in this regard.

Suggested answers (Please choose):

N/A

OR

See my answer to 17(g.)