

REVENUE SHARING ACT

CHAPTER 368

Interpretation

1. In this Act

- “fiscal year” means a period of 12 months ending March 31;
- “fund” means the Revenue Sharing Fund;
- “one point of individual income tax” means, for a fiscal year, 1% of the tax payable under the Federal Act for that fiscal year under the *Income Tax Act*;
- “one point of corporation income tax” means, for a fiscal year, 1% of corporation taxable income earned in the year in British Columbia under the *Income Tax Act*;
- “shareable revenue” means, for a fiscal year, the sum of the
- (a) net revenue received by the government in that fiscal year under the *Fuel Oil Tax Act*, *Gasoline (Coloured) Tax Act*, *Gasoline Tax Act*, *Motive Fuel Use Tax Act* and the *Social Service Tax Act*;
 - (b) net revenue from lands and forests reported in the Public Accounts of the Province for the fiscal year, and consisting of net revenues received by the government in that fiscal year for
 - (i) timber lease rentals and fees, timber berth rentals and fees, timber licence rentals and fees, timber royalties, timber sales, rentals and fees and timber sales stumpage under the *Forest Act*;
 - (ii) land lease rentals and fees under the *Land Act*;
 - (iii) logging tax under the *Logging Tax Act*; and
 - (iv) grazing permits and fees under the *Range Act*;
 - (c) net revenue from minerals reported in the Public Accounts of the Province for the fiscal year, consisting of net revenues received by the government in that fiscal year for
 - (i) royalties, licences, permits, fees and rentals under the *Coal Act*, *Mineral Act*, *Mining (Placer) Act* and *Petroleum and Natural Gas Act*;
 - (ii) mining tax under the *Mining Tax Act*;
 - (iii) mineral land tax under the *Mineral Land Tax Act*; and
 - (iv) mineral resource tax under the *Mineral Resource Tax Act*; and
 - (d) money received for the fiscal year from the British Columbia Petroleum Corporation for net proceeds from the sale of natural gas;
- “tax payable under the Federal Act” has the meaning given it in section 3 (6) of the *Income Tax Act*;
- “taxable income earned in the year in British Columbia” has the meaning given it in section 5 (3) of the *Income Tax Act*.

1977-62-1.

Calculation of amount for grants

2. Beginning with the fiscal year ending March 31, 1979, the Minister of Finance shall determine an amount for each fiscal year by adding the estimated revenue received by the government from one point of individual income tax and one point of corporation income tax to 6% of the estimated shareable revenue.

1977-62-2.

Fund established

3. (1) Beginning with the fiscal year ending March 31, 1979, the Minister of Finance shall, in each fiscal year, pay from the consolidated revenue fund into a fund called the Revenue Sharing Fund the amount determined for that fiscal year by him under section 2, plus or minus adjustments representing the difference between the amount determined under section 2 and the actual revenue received by the government from one point of individual income tax, one point of corporation income tax and 6% of the shareable revenue in that fiscal year or previous fiscal years

(2) Notwithstanding the *Revenue Act* and the appropriate *Supply Act*, money remaining unexpended in the fund at the end of a fiscal year remains in the fund and shall be paid out for the purpose of this Act in the following year

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Grants to municipalities and regional districts

4. (1) In the fiscal year ending March 31, 1979, and in each subsequent fiscal year, the minister may make grants from the fund to municipalities and regional districts that qualify under the regulations

(2) The grants may be conditional or unconditional, shall be distributed among the municipalities and regional districts under the regulations and shall not, in the aggregate, exceed the amount determined for that fiscal year by the Minister of Finance under section 2, plus or minus adjustments for overpayments or underpayments representing the difference between the grants paid under this section and the actual yield in that or previous fiscal years from one point of individual income tax, one point of corporation income tax and 6% of the shareable revenue

(3) Conditional grants may be made under the regulations and may, for one or more of the following purposes or for any other prescribed purpose, include a grant

- (a) of a fixed amount for general housing incentives or for regional district planning or administrative purposes, or
- (b) of an amount calculated under a prescribed formula for water facilities or for major municipal highways

(4) Unconditional grants may be made under the regulations and distributed on the basis of

- (a) the population of a municipality or regional district,
- (b) the total annual expenditures of a municipality or regional district,
- (c) a fixed amount for each municipality or regional district,
- (d) a fixed amount for new housing construction, or
- (e) any other prescribed basis

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Regulations

5. The Lieutenant Governor in Council may make regulations

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Transitional

6. (1) Notwithstanding the definitions of “one point of individual income tax”, “one point of corporation income tax” and “shareable revenue”, or any other provision of this Act, the amount determined under section 2 does not include revenue attributable to

- (a) a period prior to February 1, 1978, in respect of individual income tax;
 - (b) a corporation taxation year ending prior to February 1, 1978, in respect of corporation income tax; or
 - (c) a taxation year ending prior to April 1, 1978, in respect of logging tax under the *Logging Tax Act* or mining tax under the *Mining Tax Act*.
- (2) For the purpose of this section, “taxation year” means a taxation year as defined in the appropriate Act.

1977-62-7