

Subject: gold coins inquiry
From: Radu Hociung <radu.fnt@ohmi.org>
Date: 21/07/2016 11:38 PM
To: guidelines-lignesdirectrices@fintrac-canafe.gc.ca

[resend, includes the footnotes, which were left out in the previous email]

Hello,

I'd like to inquire if Fintrac regards the following forms of gold as currency for the purposes of PCMLTFA:

1. \$50 Canadian Maple Leaf Gold coin [1]
2. \$5 Canadian Maple Leaf Silver coin [2]
3. \$50 United States "Buffalo" Gold coin [3]
4. \$1 United States "American Eagle" Silver coin [4]
5. Royal Canadian Mint 1oz 99.99% fine gold bar [5]

While items 1-4 are technically legal tender according to currency laws in Canada and US, the gold bars are not technically legal tender, but they are considered financial instruments by the CRA, as per memo 18.1 from 1999 (attached; maybe this is too old to still be considered valid?)

Items 1-2, while legal-tender in Canada, are not used in daily transactions as far as I know, though I did find a declaration by the finmin from 1999 that they are in fact valid currency (attached; perhaps 1999 is also too old to be considered valid?)

The two attachments on the topic of precious metals as financial instruments/currency have both been issued in April 1999, which seems to me like a curious coincidence; Do you know if they might be related? How?

Thank you,

Radu Hociung

[1]
<http://torontogoldbullion.com/gold/gold-coins/1-oz-gold-coins/1-oz-gold-canadian-maple-leaf-coin-2016.html>

[2]
<http://torontogoldbullion.com/silver/silver-coins/1-oz-silver-coins/1-oz-silver-canadian-maple-leaf-coin-2016.html>

[3]
<http://torontogoldbullion.com/gold/gold-coins/1-oz-gold-coins/1-oz-gold-us-buffalo-coin-2016.html>

[4]

<http://torontogoldbullion.com/silver/silver-coins/1-oz-silver-coins/1-oz-silver-american-eagle-coin-2016.html>

[5]

<http://torontogoldbullion.com/gold/gold-bars/1-oz-gold-bars/1-oz-gold-royal-canadian-mint-bar-new-design.html>

— Attachments: —

CRA definition of Financial Instruments - 17-1-e.pdf

159 KB

Dept of Finance Precious Metal Coins Affidavit.pdf

191 KB