

**Declaration Respecting Absence of Trust Transactions** (Section 75 of the Real Estate Services Rules, Regulatory Statement "Brokerage Reporting Requirements (RESA 21-004)")

If your related brokerage **has not** received or held public trust money as defined in section 1 of the Real Estate Services Rules\* during the fiscal year you may, as an alternative to filing an Accountant's Report, file this declaration. This completed and commissioned declaration must be **received** by BCFSA within 120 days of the brokerage's fiscal year end. **Do not complete this form prior to the year-end date.**

\*Section 1 of the Real Estate Services Rules defines "public trust money" as all money held or received by a brokerage and to which section 27(1), (2) or (3) of the *Real Estate Services Act* applies, except remuneration that has already been earned, as determined in accordance with the Real Estate Services Rules, by the brokerage at the time it is held or received by the brokerage. (Please see page 2 of this form).

## DECLARATION

I, \_\_\_\_\_ being the managing broker for \_\_\_\_\_ do  
(name of managing broker) (name of brokerage)

solemnly declare that the brokerage did not receive or hold public trust money during the fiscal year ended \_\_\_\_\_,  
(month, day, year)

or that part of that fiscal year for which the brokerage carried on business.

The following accounts were maintained by the brokerage during the fiscal year. (Use attachment if required)

Name and branch location of savings institution	Account #	Type of Account <small>(brokerage trust, commission, strata operating and contingency reserve, general, etc.)</small>	Date of opening if opened during fiscal year	Date of closing if closed during fiscal year

**I have read and understand section 75(8) of the Real Estate Services Rules (Please see page 2 of this form).**

**To my knowledge, all information and statements in this declaration are true and complete**

Signature of managing broker

DECLARED BEFORE ME AT \_\_\_\_\_

IN THE PROVINCE OF \_\_\_\_\_, CANADA

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_\_\_\_.

The making of a false statement is considered professional misconduct under section 35 of the *Real Estate Services Act*, constitutes a criminal offence and is punishable by law.

\_\_\_\_\_  
 A Commissioner for Oaths/Notary Public

<b>Mailing Address</b> BC Financial Services Authority 600-750 West Pender Street   Vancouver, B.C. Canada   V6C 2T8	<b>Enquiries</b> Tel: 604.660.3555   Toll-free: 1.866.206.3030   Fax: 866.660.3365 www.bcfsa.ca   info@bcfsa.ca
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## **REAL ESTATE SERVICES ACT AND RULES**

### **Section 27 of the *Real Estate Services Act***

To view *Real Estate Services Act* section 27 on payments into a trust account, please click here:

[https://www.bclaws.gov.bc.ca/civix/document/id/complete/statreg/04042\\_01#section27](https://www.bclaws.gov.bc.ca/civix/document/id/complete/statreg/04042_01#section27)

### **Section 75 of the Real Estate Services Rules:**

To view Real Estate Services Rule 75 on annual financial statements, accountant's report and brokerage activity, please click here:

<https://www.bcfsa.ca/about-us/legislation/real-estate-services-rules#75-annual-financial-statements-accountants-report-and-brokerage-activity-report>