

ALZHEIMER SOCIETY OF SASKATCHEWAN
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MEMO

To: The Honourable Diane Ablonczy P.C., M.P.
Secretary of State (Small Business and Tourism)
C.D. Howe Building
235 Queen Street
Ottawa, Ontario K1A 0H5

Director General, Telecommunications Policy Branch
300 Slater Street, 16th Floor,
Ottawa, Ontario K1A 0C8.

From: Elyse Fisher

Date: July 14, 2008

Re: *Canada Gazette, Part I, June 14, 2008, Telecommunications Act, Notice No. DGTP-002-2008 — Petition to the Governor in Council concerning Telecom Decision CRTC 2008-6, Vol. 142, No. 24.*

2008 JUL 21 A 11:50

Enclosed please find a copy of a letter sent to the following people in regards to the above:

Privy Council and Secretary to the Cabinet
Langevin Block, 80 Wellington Street,
Ottawa, ON K1A 0A3

The Honourable Jim Prentice P.C., M.P.,
Minister of Industry,
C.D. Howe Building,
235 Queen Street,
Ottawa, ON K1A 0H5

The Honourable Gordon O'Connor P.C., M.P.,
Minister of National Revenue,
7th Floor, 555 MacKenzie Avenue,
Ottawa ON K1A 0L5

Lead ~~SAMS-SESU~~ Input: 2008-07-21
Action ~~DRAFT~~ File#: DA 45000-1-1
Issue: **TELECOM-POLICY GEN**
Doc/File Date: 2008-07-11 Analyst: M.C
Document #: 0 144832

RF:2008-08-15

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S A S K A T C H E W A N

July 14, 2008

Privy Council and Secretary to the Cabinet
Langevin Block, 80 Wellington Street,
Ottawa, ON K1A 0A3

Re: ***Canada Gazette, Part I, June 14, 2008, Telecommunications Act, Notice No. DGTP-002-2008 — Petition to the Governor in Council concerning Telecom Decision CRTC 2008-6, Vol. 142, No. 24.***

To Whom It May Concern,

I am writing on behalf of the Alzheimer Society Of Saskatchewan regarding the above-referenced *Petition to Cabinet regarding the impact of the above-noted CRTC decision on Canada's charities.*

The Alzheimer Society Of Saskatchewan is a registered charity. For over 25 years our organization has been dedicated to providing help to those who are affected by Alzheimer's disease and related dementias. Through information, education, advocacy and support we provide programs and services to people who have dementia, their families, caregivers and communities. We are also providing hope for the future by directly supporting Alzheimer research to find a cause, a cure and better treatments for the disease.

The Alzheimer Society Of Saskatchewan appreciates having access to this right to appeal to Cabinet, and we wish to sincerely thank Cabinet for its consideration of our serious concerns about this decision. We appreciate that our elected officials have ultimate authority over public-policy making in Canada, and the Society strongly believes that this ruling by the CRTC erodes important long-standing public policy principles that have underscored the relationship between governments and charities since Confederation. We urge you to rescind the CRTC's ruling insofar as it applies to charities.

We establish charities to deliver important services to Canadians. The Alzheimer Society Of Saskatchewan's programs and services improve the quality of life for the 18,000 people in our province who meet the day-today challenges of living with dementia. Many charities function with few or no paid staff. While paid staff carry out important work — we also rely on over 13,000 hours of volunteer work annually to help us accomplish our goals. As 84,000 small enterprises, charities benefit most from red tape reduction—not more bureaucracy. Filling out forms under the *Telecommunications Act* is not something that we are well equipped to execute. I am sure that the Minister of Revenue will acknowledge that compliance with the T3010 regime at CRA is already quite challenging for many charities.



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TOLL FREE: 1-800-263-3367
WEBSITE: www.alzheimer.sk.ca
CHARITABLE REGISTRATION NUMBER: 12996 3617 RR0001

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S A S K A T C H E W A N

The Alzheimer Society Of Saskatchewan was pleased to see the introduction in June 2008 of Bill C-62, a *Not-for-Profit Corporations Act* aimed at reducing the red tape burden placed by governments and regulatory bodies on Canada's charities and nonprofits. This ruling by the CRTC effectively undermines the spirit and impact of this important legislative initiative. It also undermines the spirit of Parliament's decision to exempt registered charities from the national Do-Not-Call List (DNCL), which is the principle component of the telemarketing rules that the new CRTC investigative body was set up to enforce.

Apart from red tape, Canada's charities should not be subjected to unnecessary fees, which serve as a *de facto* tax on charities. Under the *Income Tax Act*, charities are exempt from taxation. Further, they must apply their funding and resources to charitable objectives. We and, more importantly, our donors, do not consider registering with and financing a new enforcement body at the CRTC to be a charitable objective. Further, unlike commercial organizations, charities are not able to pass such fees on to customers.

We understand that it is an exceptional request to ask Cabinet to intervene in a decision of a regulatory body. However, there is a long history of federal, provincial and municipal "forbearance" and exemption of charities from fees and regulations that are burdensome and undermine our charitable missions. Charities are exempt from income tax under the *Income Tax of Canada*; charities that own real estate, such as churches, are overwhelmingly exempt from property tax; charities are exempt from many corporate governance duties and benefit from distinct corporations law regimes; and in the telemarketing arena, charities secured an express statutory exemption to the national DNCL, to avoid placing new constraints on the ability of charities to raise charitable donations and fund our work in our communities. Our fundraising activities result in 22.2 million Canadians choosing to make donations to charities each year. The CRA data base demonstrates that Canadians claim \$9B/ year in receipted donations to charities.

For these reasons, we urge you to rescind the CRTC ruling insofar as it applies to charities. Thank you for your consideration of our strongly-felt concerns and your support of Canada's charities.

Sincerely,

Elyse Fisher, Fund Development and Communications Manager

cc. **The Honourable Diane Ablonczy P.C., M.**
Director General, Telecommunications Policy Branch