



MANITOBA

ORDER IN COUNCIL

DATE: **April 8, 2026**

ORDER IN COUNCIL NO.: **69/2026**

RECOMMENDED BY: **Minister of Innovation and New Technology**

REGULATION MADE OR APPROVED: [34/2026](#)

ORDER

The regulation set out in the attached Schedule A, which amends the *Small Business Venture Capital (SBVC) Tax Credit Regulation*, is made.

AUTHORITY

The Income Tax Act, C.C.S.M. c. 110, states:

Regulations

11.17(1) The Lieutenant Governor in Council may make regulations

- (a) defining "eligible investment" and any other term used in sections 11.13 to 11.16 but not defined;
- (a.1) prescribing requirements respecting eligible investors;
- (b) respecting the use of the proceeds of issuing eligible investments;
- (c) establishing recordkeeping and reporting requirements for issuers of eligible investments;
- (d) respecting the issuance and filing of SBVC tax credit receipts and information to be included on those receipts;
- (e) prescribing circumstances in which eligible investments may be transferred;
- (f) imposing a tax or penalty on the issuer of an eligible investment in circumstances where
 - (i) the issuer fails to comply with any requirement prescribed under this section,
 - (ii) the issuer allows the investment to be transferred contrary to section 11.15, or
 - (iii) the investment ceases to be an eligible investment within three years after the day it was issued;
- (g) respecting subsection 11.16(1) (recovery of credit), including regulations that
 - (i) exempt transactions from that subsection, or
 - (ii) reduce the amount otherwise payable under that subsection;
- (h) enabling eligible investors to earn SBVC tax credits in respect of an eligible investment acquired by a flow-through entity, such as a partnership or trust, to which they have contributed the capital required for the investment, including regulations
 - (i) respecting the obligations of these entities and their partners or trustees,
 - (ii) establishing recordkeeping and reporting requirements for these entities,
 - (iii) extending the application of sections 11.15 and 11.16, with necessary changes, to investments in these entities, and

(iv) imposing a tax or penalty on a flow-through entity or its administrators or investors for any failure to comply with section 11.15 or 11.16 or any regulation made under this section;

(i) modifying, extending or limiting the application of sections 11.13 to 11.16 to a corporation and its shareholders in the event of a reorganization, merger or amalgamation or a plan of arrangement under *The Corporations Act*;

(j) respecting any other matter that the Lieutenant Governor in Council considers necessary or advisable for the proper administration of the SBVC tax credit.