Certifications Information Session

Office of the Registrar-General
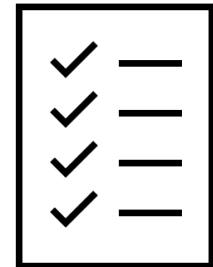### July 2020

Certifications
Participation Rule 7.10

Government of South Australia
Department of Planning, Transport and Infrastructure

Providing Certifications

- What are Certifications?

For more information see

[ARNECC MPR Guidance Note #3 – Certifications](#)
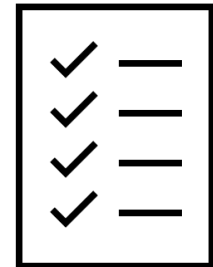
Types of Certifications

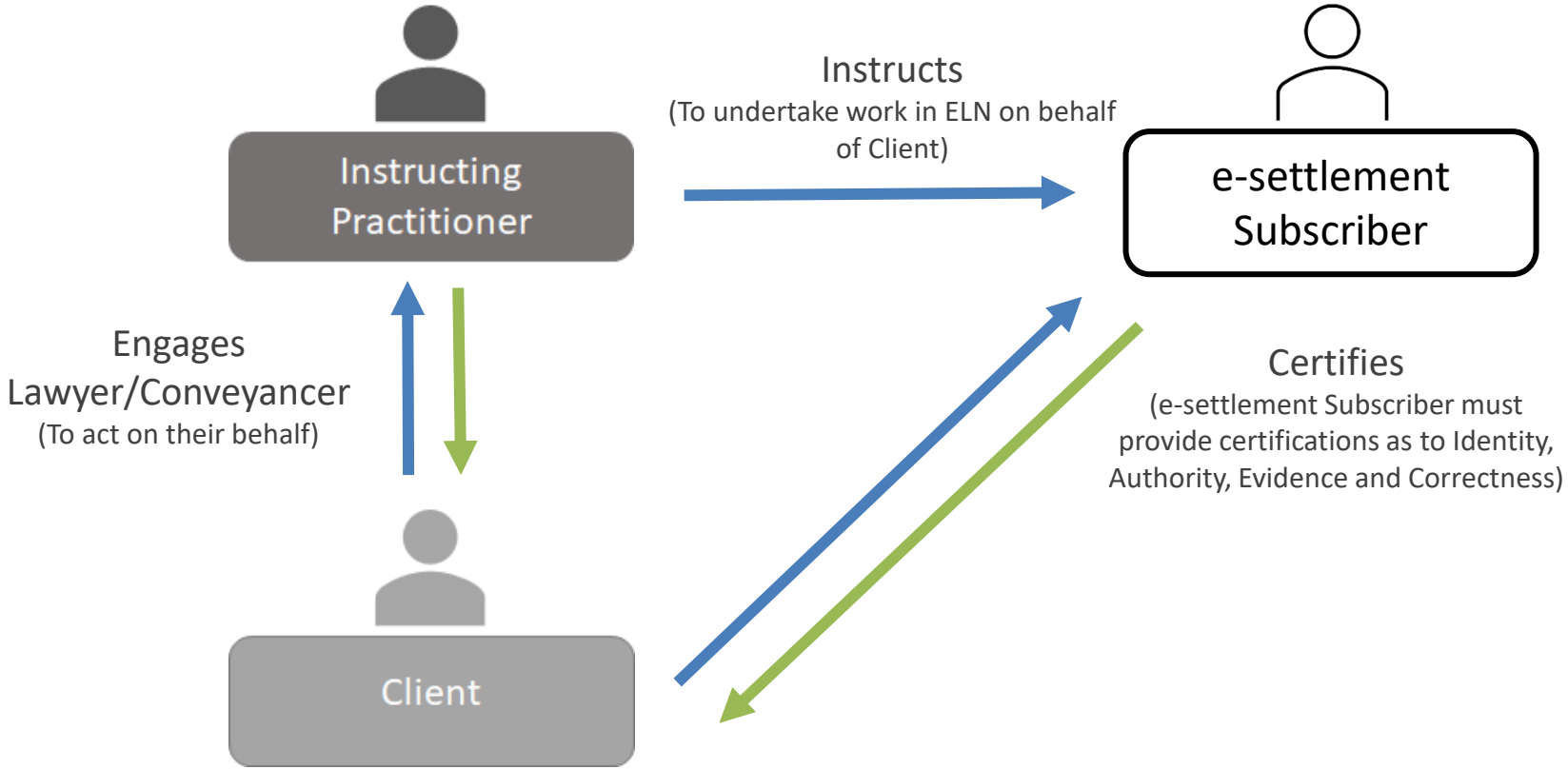| #	Subject	Certification
1	Identity	The Certifier has taken reasonable steps to verify the identity of the [transferor/transferee/mortgagor/mortgagee/caveator/applicant/covenantor/covenantee/encumbrancer/encumbrancee/grantor/grantee/lienor/lessor/lessee/receiving party/relinquishing party/Donor] or his, her or its administrator or attorney
2	Authority	The Certifier holds a properly completed Client Authorisation for the Conveyancing Transaction including this Registry Instrument or Document.
3	Evidence	The Certifier has retained the evidence supporting this Registry Instrument or Document.
4	Correctness	The Certifier has taken reasonable steps to ensure that this Registry Instrument or Document is correct and compliant with relevant legislation and any Prescribed Requirement.
5	Mortgagee	The Certifier, or the Certifier is reasonably satisfied that the mortgagee it represents: (a) has taken reasonable steps to verify the identity of the mortgagor or his, her or its administrator or attorney; and (b) holds a mortgage granted by the mortgagor on the same terms as this Registry Instrument or Document.

Providing Certifications

- Why are Certifications required?

- When are Certifications required?

- How are Certifications given?

For more information see

ARNECC MPR Guidance Note #3 – Certifications

Where an e-settlement Subscriber is engaged

Instructing Practitioner

Instructs
(To undertake work in ELN on behalf of Client)

e-settlement Subscriber

Engages Lawyer/Conveyancer
(To act on their behalf)

Client

Certifies
(e-settlement Subscriber must provide certifications as to Identity, Authority, Evidence and Correctness)

Further Information

Legislation

- *Real Property Act 1886*

- *Electronic Conveyancing National Law (South Australia) Act 2013*

ARNECC Website

- ARNECC MPR Guidance Note #3 – Certifications

- ARNECC Guidance for e-Settlement Subscribers and their Instructing Practitioners

LSSA Website

- Exempt dealings

- South Australian Participation Rules

- LSSA Certifications Webinar