

Right to Deal Information Session

Office of the Registrar-General
July 2020



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Government of South Australia

Department of Planning,
Transport and Infrastructure

Right to Deal

Participation Rule 6.4



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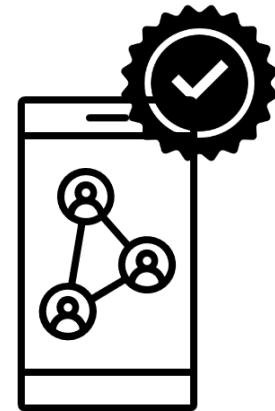
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Verifying Right to Deal

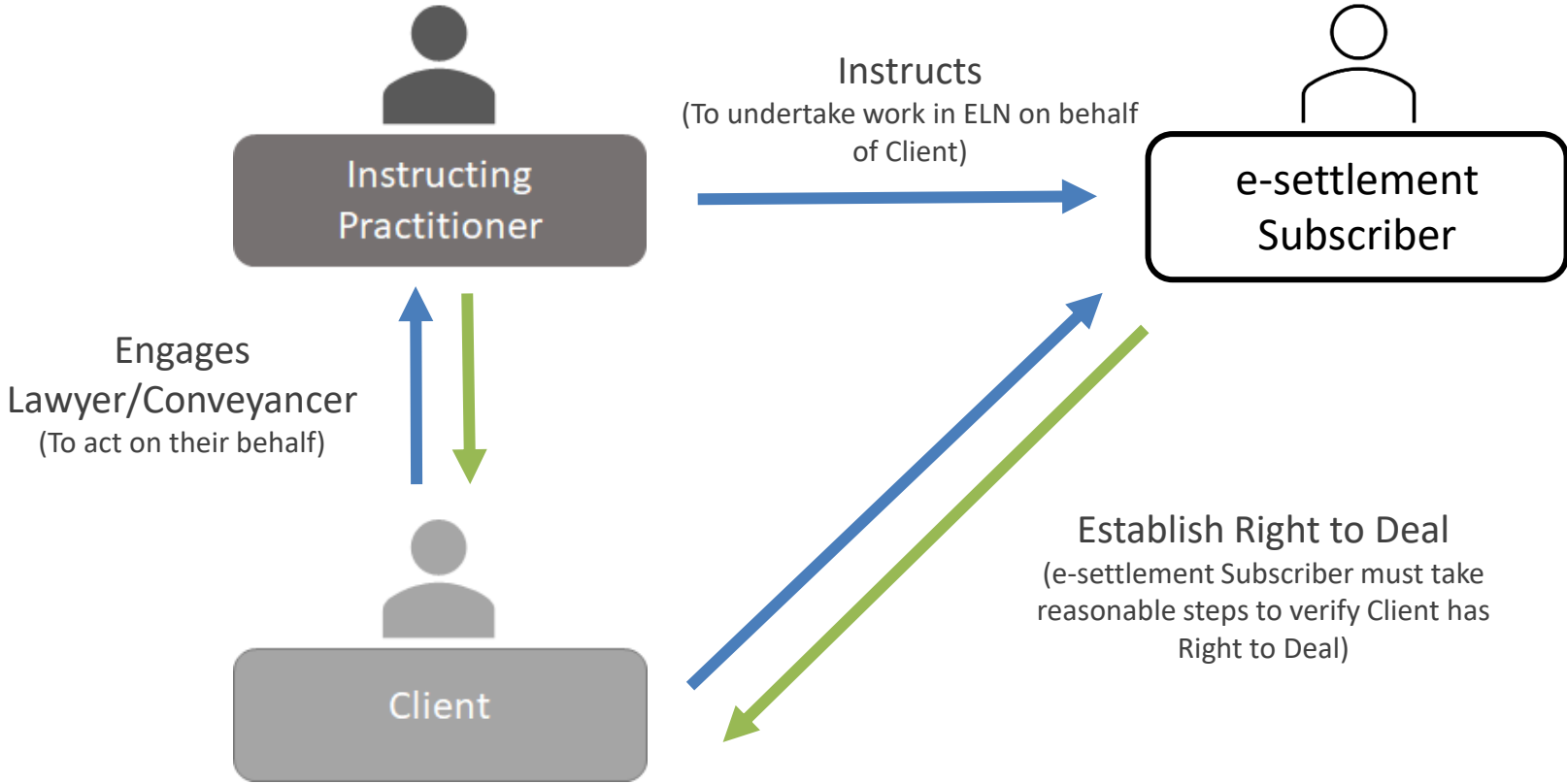
- What is a right to deal?
- Why is verification of right to deal required?
- When must right to deal be verified?
- How do you verify right to deal?

For more information see:

[ARNECC MPR Guidance Note #4 – Right to Deal](#)



Where an e-settlement Subscriber is engaged



Examples of Supporting Evidence

| For an outgoing Party/Mortgagor | For an Incoming Party |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|
| <ul style="list-style-type: none">• Local government rates notice• Utility bills• Land tax assessment notice• Loan documentation• The mortgage• The Certificate of Title/Duplicate Certificate and/or a recently issued registration confirmation statement | <ul style="list-style-type: none">• The Contract of Sale• Loan documentation |

Further Considerations

- May be required where:
 - The documents do not appear genuine
 - The age of the person does not align
 - The transacting Party's name differs on supporting documentation
 - The transacting Party is subject to trust/a statutory Person/a successor at law/an executor/represented/an incorporated association
 - A person is acting under Power of Attorney



Further information

Legislation

- [Real Property Act 1886](#)
- [Electronic Conveyancing National Law \(South Australia\) Act 2013](#)

ARNECC Website

- [ARNECC MPR Guidance Note #4 – Right to Deal](#)
- [ARNECC Guidance for e-Settlement Subscribers and their Instructing Practitioners](#)

LSSA Website

- [Exempt dealings](#)
- [Registrar-General's Verification of Authority Guidelines](#)
- [South Australian Participation Rules](#)