



OPERATING REQUIREMENTS WAIVER

SOUTH AUSTRALIA

Section 27 *Electronic Conveyancing National Law (South Australia) Act 2013*

Title

This instrument is South Australian Operating Requirements Waiver OR 1/2021 – Integration.

Enabling Provisions

1. Under sections 22 and 25 of the *Electronic Conveyancing National Law (South Australia) Act 2013* (the National Law) the Registrar-General (Registrar) has determined and published Version 6 of the Operating Requirements which came into effect on and from 12 April 2021 (Operating Requirements). Capitalised terms used in this instrument and not defined have the meaning given to those terms in the National Law or the Operating Requirements.
2. Section 27 of the National Law permits the Registrar to waive compliance with all or any provisions of the Operating Requirements if the Registrar is satisfied that granting the waiver is reasonable in all the circumstances.

Affected Operating Requirement

Operating Requirement 5.5.1 (Affected Operating Requirement).

Explanatory Statement

Under Operating Requirement 5.5.1, if an ELNO offers or intends to offer Integration, the ELNO must, amongst other requirements, prepare, implement, monitor, review and keep current a set of Integration terms and conditions, which set out the requirements for a Person Wishing To Integrate; and/or where it is not reasonably possible to develop a set of Integration terms and conditions for a particular type, level or class of Integration, a set of principles upon which the Integration terms and conditions will be negotiated.

The ELNO, Sympli Australia Pty Ltd (Sympli), does not currently offer Integration and has not published Integration terms and conditions or principles.

Sympli has requested that the Registrar temporarily waive compliance with the Affected Operating Requirement. This waiver will give Sympli the required lead time to comply with the Affected Operating Requirement.

The Registrar has determined that it would be reasonable in the circumstances to grant a waiver modifying the obligations of Sympli under the Affected Operating Requirement.

Waiver

Subject to the Conditions, the Registrar grants Sympli a waiver of its obligations to comply with the Affected Operating Requirement.



Conditions

The waiver is granted on the condition that Sympli must fully comply with Operating Requirement 5.5.1 prior to offering Integration.

Commencement

This waiver commenced on 12 April 2021.

Period during which this waiver applies

This waiver operates until the earlier of:

- (a) Sympli fully complies with the Affected Operating Requirement; or
- (b) 31 December 2021; or
- (c) the revocation of this waiver by the Registrar.

Dated: 24 May 2021

Signed by:

A handwritten signature in black ink that reads 'Jenny Cottnam'.

Jenny Cottnam
Registrar-General