

Notice

To Lodging Parties

12 February 2024 No. 263

Updated South Australian Operating Requirements and Participation Rules

South Australian Operating Requirements and Participation Rules

Under sections 22, 23 and 25 of the *Electronic Conveyancing National Law (SA) Act 2013* (ECNL Act), the Registrar-General has updated Operating Requirements (OR) and Participation Rules (PR) for South Australia to replace version 6 of those documents:

- OR- <https://www.landservices.com.au/land-registration/for-professionals/statutory-instruments/operating-requirements>
- PR- <https://www.landservices.com.au/land-registration/for-professionals/statutory-instruments/participation-rules>

The South Australian OR and PR are based on the Model Operating Requirements (MOR) and Model Participation Rules (MPR), published by the Australian Registrars' National Electronic Conveyancing Council (ARNECC). Version 7 of these regulatory documents will come into effect on 28 March 2024.

Version 7 of the South Australian OR and PR include amendments to definitions and eligibility requirements, as well as:

OR changes

- expansion of definition of equivalent basis, risk assessment, supplier and transaction audit records
- additions of definitions for Interoperability, Interoperability Agreement, Interoperability Agreement Matters, Interoperable Electronic Workspace, Interoperable Lodgment Case, Incident Response Plan, Lodgment Case, NECDS, NECIDS, Participating ELNO, Potential Interoperable ELNO, Resolution Institute Arbitration Rules, Responsible ELNO, and Responsible Subscriber
- updated obligations under the ECNL which ELNOs must abide by
- addition of ELNOs requirements for interoperability
- enhanced security, testing and data requirements for ELNOs in relation to interoperability
- changes to the cloud service requirements and data standards requirements
- changes to the Schedule 3 category 2 and category 3 reporting requirements
- addition of schedule 8 interoperability agreement matters

Office of the Registrar-General

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Government of South Australia

Department for Trade
and Investment

- PR changes
- expansion of definitions to include interoperable electronic workspaces and interoperable lodgment cases
 - additions of definitions for Interoperability, Interoperable Electronic Workspace and Interoperable Lodgment Case
 - changes to the additional participation rules

Noting that South Australia has not yet enacted section 18A(1) of the ECNL Act, the Interoperability Requirement and that a partial waiver will be granted modifying the obligations of ELNO(s) under the Affected Operating Requirements.

Further information

To understand how version 7 of the OR and PR differ from version 6 of the OR and PR, please refer to the marked-up version 7 of the MOR and MPR on the ARNECC website. This will highlight specific differences in text between the old version 6 and new South Australian Version 7 OR and PR:

- MOR- https://www.arnecc.gov.au/publications/model_operating_requirements
- MPR- <https://www.arnecc.gov.au/publications/model-participation-rules/>

Additionally, ARNECC has published Feedback Tables which detail issues that arose during the consultation processes. These tables provide feedback on why changes were made and can be found at: <https://www.arnecc.gov.au/resources/feedback>.

The ARNECC Guidance Notes applicable to the above changes will be updated shortly to further assist you in understanding how to comply with these requirements.

For further information, please contact Land Services SA customer support on 08 8423 5000 or email customersupport@landservices.com.au.



Jenny Cottnam
REGISTRAR-GENERAL