



Australian Government



Personal Property  
Securities Register

## PPS Register to commence 30 January 2012

The Attorney-General's Department confirms that no new risks to the 30 January 2012 commencement of PPS reform have arisen and it continues to work to 30 January 2012, as determined by the former Attorney-General, the Hon Robert McClelland MP.

The Department has also advised the States and Territories to take the steps necessary to proclaim the commencement of their PPS legislation on 30 January 2012.

## Appointment of new Attorney-General

The Hon Nicola Roxon MP, formerly the Minister for Health and Ageing, was officially sworn in as the [Attorney-General](#) on 14 December 2011.

## PPS Register now open for account creation and management

If you choose to transact on the PPS Register as an account user, you are able to create your account between 12 December 2011 and 15 January 2012.

If you do not create your account during this period, you will only be able to do so after the PPS Register becomes operational on 30 January 2012. A detailed fact sheet is now available on the [PPSR website](#).

## Government agencies should apply now for PPS Register access

Many Australian Government and state and territory government agencies will require access to the PPS Register to register and search for security interests and/or 'prescribed property'.

Prescribed property may be registered on the PPS Register and includes property subject to hoon liens, proceeds of crime orders, court orders and other interests.

The PPS Registrar has released a Practice Statement explaining how eligible government agencies can apply now for access to fee-free accounts for transacting in relation to security interests and prescribed property.

The Practice Statement and associated forms and guidance material is available from the [PPSR website](#) and the PPS reform [govdex site](#).

## Data migration progressing smoothly

As at Monday 19 December, data migration continues with 4.2 million registrations and 5.1 million attachments now migrated to the PPS Register.

Almost 2.2 million registrations have been processed for find and claim, and close to 1.3 million have been claimed. Pre-loading continues on schedule.

# PPS REFORM NEWSLETTER

DECEMBER 2011

## NEWS IN BRIEF

### PPS BUSINESS PROCESS AND IT USER FORUM

The next PPS Business Process and IT User Forum date will be confirmed in the new year, with PPS Registrar David Bergman recommending the date of Friday 23 March 2012 be reserved in your diary. The location is expected to be at the Commonwealth Bank's offices in Sydney.

### PPS REGISTER TUTORIALS NOW AVAILABLE

Five tutorials have been developed to assist users with the key functions of the PPS Register. Three tutorials are highly relevant for the current account creation and management access period open until 15 January 2012:

- Getting started
- Creating an account
- Creating a secured party group

The other tutorials will offer good guidance upon commencement of the PPS Register:

- Creating a registration
- Searching the PPS Register

They are available on the [PPSR website](#) accompanied by transcripts to download.

### PPS ARTICLES

We can provide your organisation with a news byte or short article for publication. If you are interested please email us at: [enquiries@ppsr.gov.au](mailto:enquiries@ppsr.gov.au)

[www.ppsr.gov.au](http://www.ppsr.gov.au)



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Personal Property Securities Register

## PPS instruments now available from [ComLaw](#) website

### **Personal Property Securities Amendment Regulations 2011 (No. 2)**

This Regulation provides that an interest granted by a company incorporated under the Norfolk Island *Companies Act 1985* is not an interest to which the Act applies. However, the Regulation does not apply to a Norfolk Island company registered under Part 5B.2 of the *Corporations Act 2001* (Cth).

### **Personal Property Securities (Fees) Determination 2011**

The determination sets out the fees that will be payable for transactions on the PPS Register; the fees are derived from the Cost Recovery Impact Statement. The determination also specifies that the PPS Registrar may approve a credit arrangement by which a person may pay for transactions in arrears.

### **Personal Property Securities (Reports) Determination 2011**

The determination identifies the subject matter of reports under section 176 of the PPS Act that a person may request. A request for a report may incur a fee in accordance with the fees determination.

### **Personal Property Securities (Priority of Statutory Interests) Instrument 2011**

The Instrument declares that certain statutory interests created, arising or provided for under *the Corporations Act 2001* and *Bankruptcy Act 1966* (Cth) are of a kind to which subsection 73 (2) applies. The effect of the Instrument is that those Acts will determine the relative priority between statutory interests provided for by those Acts and security interests under the PPS Act.

## PPS enquiries over the holiday period

The National Service Centre's operating hours over the Christmas and New Year break are:

Monday 26 December 2011	Closed
Tuesday 27 December 2011	Closed
Wednesday 28 December 2011	8.30 am to 5.00 pm (SA time)
Thursday 29 December 2011	8.30 am to 5.00 pm (SA time)
Friday 30 December 2011	8.30 am to 5.00 pm (SA time)
Monday 2 January 2012	Closed

Normal hours of operation will resume from 8.30 am on Tuesday, 3 January 2012.

## PPS REFORM NEWSLETTER

### PROFESSIONAL ADVICE RECOMMENDED

PPS reform can affect you and your business in a number of different ways. Seeking professional advice in relation to the specific issues affecting your business is recommended.

### NEW FACT SHEETS COMING SOON

Additional PPS fact sheets on aircraft, shipping and watercraft plus wholesale and retail traders will be available soon on the PPSR website.

