



COVERSHEET

Minister	Hon Dr David Clark	Portfolio	Commerce and Consumer Affairs
Title of Cabinet paper	Review of the Plant Variety Rights Act 1987: Release of Regulations Consultation Document	Date to be published	13 August 2021

List of documents that have been proactively released

Date	Title	Author
July 2021	Review of the Plant Variety Rights Act 1987: Release of Regulations Consultation Document	Office of the Minister of Commerce and Consumer Affairs
7 July 2021	DEV-21-MIN-0151 Minute	Cabinet Office

Information redacted

NO

Any information redacted in this document is redacted in accordance with MBIE's policy on Proactive Release and is labelled with the reason for redaction. This may include information that would be redacted if this information was requested under Official Information Act 1982. Where this is the case, the reasons for withholding information are listed below. Where information has been withheld, no public interest has been identified that would outweigh the reasons for withholding it.



Cabinet Economic Development Committee

Minute of Decision

This document contains information for the New Zealand Cabinet. It must be treated in confidence and handled in accordance with any security classification, or other endorsement. The information can only be released, including under the Official Information Act 1982, by persons with the appropriate authority.

Review of the Plant Variety Rights Act 1987: Release of Consultation Document on Proposed Regulations

Portfolio Commerce and Consumer Affairs

On 7 July 2021, the Cabinet Economic Development Committee (DEV):

- 1 **noted** that:
 - 1.1 in November 2019 and March 2021, Cabinet agreed to a number of changes to amend the Plant Variety Rights Act 1987 (the PVR Act) to meet New Zealand's obligations under the CPTPP and the Treaty of Waitangi [DEV-19-MIN-0301 and CAB-21-MIN-0063.02];
 - 1.2 the PVR Bill is currently before the House;
- 2 **noted** that the consultation document *Review of the Plant Variety Rights Act 1987: Proposed Regulations* (the consultation document), attached to the paper under DEV-21-SUB-0151, seeks feedback on proposed regulations to support the implementation of the new PVR regime;
- 3 **agreed** to the release of the consultation document, subject to any editorial or minor content changes that may be approved by the Minister of Commerce and Consumer Affairs before its release;
- 4 **noted** that the consultation document will be released for public consultation from 14 July 2021, and will be open for submissions for a period of six weeks;
- 5 **noted** that targeted consultation with stakeholders on preliminary issues relating to the PVR fees review will commence by 14 July 2021;
- 6 **invited** the Minister of Commerce and Consumer Affairs to report back to DEV later in 2021 seeking agreement to:
 - 6.1 policy proposals for inclusion in new regulations to replace the Plant Variety Rights Regulations 1988;
 - 6.2 release a discussion document on revised PVR fees.

Janine Harvey
Committee Secretary

Present: (see over)

Present:

Hon Grant Robertson (Chair)
Hon Dr Megan Woods
Hon David Parker
Hon Poto Williams
Hon Damien O'Connor (via zoom)
Hon Stuart Nash
Hon Michael Wood
Hon Dr David Clark
Hon Dr Ayesha Verrall
Hon Phil Twyford
Hon Meka Whaitiri
Rino Tirikatene MP
Dr Deborah Russell MP

Officials present from:

Office of the Prime Minister
Officials Committee for DEV