

Submission template

Economic regulation and consumer protection for three waters services in New Zealand

This is the submission template for the discussion paper, *Economic regulation and consumer protection for three waters services in New Zealand*.

The Ministry of Business, Innovation and Employment (MBIE) seeks written submissions on the issues raised in the discussion paper by 5pm on **20 December 2021**. Your feedback will help us advise the Government on the design of the future three waters regulatory system.

MBIE intends to upload PDF copies of submissions received to MBIE's website at www.mbie.govt.nz. MBIE will consider you to have consented to uploading your submission in full including your name by making a submission, unless you clearly specify otherwise. Please note that submissions are subject to the Official Information Act 1982.

Submission instructions

Please make your submission as follows:

1. Fill out your name and organisation in the table, "Your name and organisation".
2. Fill out your responses to the consultation document questions in the table, "Responses to discussion paper questions". Your submission may respond to any or all of the questions in the discussion paper. Where possible, please include evidence to support your views, for example references to independent research, facts and figures, or relevant examples.
3. We also encourage your input on any other relevant issues in the "Other comments" section below the table.
4. When preparing to send your submission:
 - a. Delete these first two pages of instructions.
 - b. Include your e-mail address and telephone number in the e-mail or cover letter accompanying your submission – we may contact submitters directly if we require clarification of any matters in submissions.
 - c. If your submission contains any confidential information:
 - i. Please clearly indicate this on the front of your submission or in the accompanying cover letter or e-mail. Any confidential information, together with reasons for withholding the information, should be clearly marked within the text of your submission. MBIE will take such objections into account and will consult with submitters when responding to requests under the Official Information Act 1982.
 - ii. Please provide a separate version of your submission excluding the relevant information for publication on MBIE's website.
 - d. If you do not wish for your submission to be published:
 - e. Please clearly indicate this in the cover letter or e-mail accompanying your submission. However, please note that submissions remain subject to request under the Official Information Act 1982.

5. Send your submission:

- as a Microsoft Word document or searchable PDF to ../Townsew/AppData/Roaming/OpenText/OTEdit/EC_mako/c93190713/mailto_economicregulation@mbie.govt.nz (preferred), or
- by mailing your submission to:

*Competition and Consumer Policy
Building, Resources and Markets
Ministry of Business, Innovation & Employment
PO Box 1473
Wellington 6140
New Zealand*

Please direct any questions that you have in relation to the submissions process to ../Townsew/AppData/Roaming/OpenText/OTEdit/EC_mako/c93190713/mailto_economicregulation@mbie.govt.nz.

Submission on economic regulation and consumer protection for three waters services in New Zealand

Your name and organisation

Name	Kaitiaki Papatuanuku Ranginui
Organisation (if applicable)	From the Mountains to the Sea i Am the River and the River is me.

Responses

Economic regulation	
1	<p>What are your views on whether there is a case for the economic regulation of three waters infrastructure in New Zealand?</p> <p>E rere Te Awa Tupua e rere Te Awa o Whanganui, Ko Au te Awa te Awa ko Au.</p>
2	<p>What are your views on whether the stormwater networks that are currently operated by local authorities should be economically regulated, alongside drinking water and wastewater?</p> <p>Storm water can be utilized and managed via redirection into catchments filtered and implemented in daily exports.</p>
3	<p>What are your views on whether the four statutory Water Services Entities should be economically regulated?</p> <p>You will not implement the 3 waters agreement from the mountains to the sea, Taonga Tukuoho. I am the River and the River is me.</p>
4	<p>What are your views on whether economic regulation should apply to community schemes, private schemes, or self-suppliers? Please explain the reasons for your views.</p> <p>Yes, you will ask to export from our Awa o Whanganui, Nga Kahui Maunga gives recognition to Tupuna Mountains who came before us to sustain the essence of life upon the Earth.</p>
5	<p>What are your views on whether the Water Services Entities should be subject to information disclosure regulation?</p> <p>Until there is fresh Puna wai sustaining and regulating Nga Kahui Maunga Ki Tangaroa & then the rest of NZ Nu Tiren. NO CONSENT FROM OUR HAPU WILL BE GIVIN.</p>
6	<p>What are your views on whether Water Services Entities should be subject to price-quality regulation in addition to information disclosure regulation?</p> <p>YOUR MONEY MEANS NOTHING, water is life. WE DO NOT CONSENT to regulations of our water.</p>
7	<p>What are your views on the appropriateness of applying individual price-quality regulation to the Water Services Entities?</p> <p>WE will manage our own affairs and assets, And when my land and people are healed WE will discuss a price.</p>

8	<p>A) Do you consider that the economic regulation regime should be implemented gradually from 2024 to 2027, or do you consider that a transitional price-quality path is also required?</p> <p>B) If you consider a transitional price-quality path is required, do you consider that this should be developed and implemented by an independent economic regulator, or by Government and implemented through a Government Policy Statement?</p>
	<p>This will be a discussion for the future, your priority is Nu Tireni and Hapu relations.</p>
9	<p>A) What are your views on whether the Minister of Commerce and Consumer Affairs should be able to reduce or extend the application of regulation on advice from the economic regulator?</p> <p>B) What factors do you consider the economic regulator should include in their advice to the Minister?</p>
	<p>I am River and the River is me, from the mountains to the sea. No one is regulating Me.</p>
10	<p>A) What are your views on whether the purpose statement for any economic regulation regime for the water sector should reflect existing purpose statements in the Telecommunications Act and Part 4 of the Commerce Act given their established jurisprudence and stakeholder understanding?</p> <p>B) What are your views on whether the sub-purpose of limiting suppliers' ability to extract excessive profits should be modified or removed given that Water Services Entities will not have a profit motive or have the ability to pay dividends?</p> <p>C) Are there any other considerations you believe should be included in the purpose statement, or as secondary statutory objectives?</p> <p>D) What are your views on how Treaty of Waitangi principles, as well as the rights and interests of iwi/Māori, should be factored into the design of an economic regulatory regime for the three waters sector?</p>
	<p>E rere Te Awa Tupua E rere Te Awa O Whanganui 2017-2021</p>
11	<p>What are your views on whether a sector specific economic regulation regime is more appropriate for the New Zealand three waters sector than the generic economic regulation regime provided in Part 4 of the Commerce Act?</p>
	<p>This is a discussion for when i see the outcome of the suppression of my people healed.</p>
12	<p>What are your views on whether the length of the regulatory period should be 5 years, unless the regulator considers that a different period would better meet the purposes of the legislation?</p>
	<p>3 years is the maximum for in due time</p>

13	<p>A) What are your views on whether the economic regulator should be required to develop and publish input methodologies that set out the key rules underpinning the application of economic regulation in advance of making determinations that implement economic regulation?</p> <p>B) What are your views on whether the economic regulator should be able to minimise price shocks to consumers and suppliers?</p> <p>C) What are your views on whether the economic regulator should be required to set a strong efficiency challenge for each regulated supplier? Would a strong 'active' styled efficiency challenge potentially require changes to the proposed statutory purpose statement?</p>
14	<p>A) What do you consider are the relevant policy objectives for the structure of three waters prices? Do you consider there is a case for parliament to directly control or regulate particular aspects in the structure of three waters prices?</p> <p>B) Who do you consider should have primary responsibility for determining the structure of three waters prices:</p> <p>a) The Water Services Entity, following engagement with their governance group, communities, and consumers?</p> <p>b) The economic regulator?</p> <p>c) The Government or Ministers?</p> <p>C) If you consider the economic regulator should have a role, what do you think the role of the economic regulator should be? Should they be empowered to develop pricing structure methodologies, or should they be obliged to develop pricing structure methodologies?</p>
15	<p>What are your views on whether merits appeals should be available on the regulators decisions that determine input methodologies and the application of individual price-quality regulation?</p>
	<p>Sustainable knowledge and implementations- Zero Plastics imported or exported. Alternative sustainable Packaging is required.</p>
16	<p>Do you broadly agree that with the compliance and enforcement tools? Are any additional tools required?</p>
	<p>Transtasman Regulatory</p>
17	<p>Who do you think is the most suitable body to be the economic regulator for the three waters sector? Please provide reasons for your view.</p>
	<p>KO AU TE AWA inc</p>
18	<p>What are your views on whether the costs of implementing an economic regulation regime for the three waters sector should be funded via levies on regulated suppliers?</p>
	<p>Yes</p>
19	<p>Do you think that the levy regime should:</p>
	<p>used to Source and provide alternatives to plastic bottles. - Glass -Bamboo -Gourd</p>

- A) *Require the regulator to consult on and collect levy funding within the total amount determined by the Minister? OR*
- B) *Require the Ministry to consult on the levy (on behalf of the Minister) and collect levy funding within the total amount determined by the Minister?*

A- hapu Regulatory, Te Awa Tupua- Ko Au te Awa inc.

20 *Are there any other levy design features that should be considered?*

The regulatory agreement is not consented to on behalf of Ngaa Hapu o Whanganui Awa. will be re advised in 3 years.

Consumer protection

- 21 A) *What are your views on whether additional consumer protections are warranted for the three waters sector?*
- B) *What are your views on whether the consumer protection regime should contain a bespoke purpose statement that reflects the key elements of the regime, rather than relying on the purpose statements in the Consumer Guarantees Act and Fair Trading Act? If so, do you agree with the proposed limbs of the purpose statement?*

Stop the drops of all harmful pesticides, stop additives of any chemical substances. Our water is Natural and living all qualities to sustain LIFE the additives remove sustainance creating DEAD Water.

22 *What are your views on whether the consumer protection regulator should be able to issue minimum service level requirements via a mandated code that has been developed with significant input from consumers?*

Yes, after developing evidence based information on the amount of Water required for each individual persons only that amount should be supplied.

23 *What are your views on whether the consumer protection regulator should also be empowered to issue guidance alongside a code?*

Yes, the regulator will set and implement an example set of guidelines TIKANGA to sustain and set foundations of LORE.

24 *What are your views on whether it is preferable to have provisions that regulate water service quality (not regulated by Taumata Arowai) in a single piece of economic regulation and consumer protection legislation?*

WATER IS LIFE, E rere te AWA tupua 2017- 2021

25 *What are your views on whether minimum service level requirements should be able to vary across different types of consumers?*

NSW WILL BE THE FIRST implemented trade and it will cover all Maori and Aboriginal Ethnic an unlimited supply. ALL others will be charged per liter.

26 *What are your views on whether the regulatory regime should include a positive obligation to protect vulnerable consumers, and that minimum service level requirements are flexible enough to accommodate a wide range of approaches to protecting vulnerable consumers?*

Water is life- Sustain our water we will sustain our lifes.
He Whakaputanga 1835- Nga Kahui Maunga ki Tangaroa, ko au Te Awa Te Awa Tupua e.

27	<p><i>What are your views on how Treaty of Waitangi principles, as well as the rights and interests of iwi/Māori, should be factored into the design of a consumer protection regime for the three waters sector?</i></p>	
	<p>Water is life- Sustain our water we will sustain our lifes. He Whakaputanga 1835- Nga Kahui Maunga ki Tangaroa, ko au Te Awa Te Awa Tupua e.</p>	
28	<p>A) <i>Do you consider that the consumer protection regime should apply to all water suppliers, water suppliers above a given number of customers, or just Water Services Entities? Could this question be left to the regulator?</i></p> <p>B) <i>Do you support any other options to manage the regulatory impost on community and private schemes?</i></p>	
	<p>iwi-Hapu will liason in 3 years with entities to source a regulatory plan.</p>	
29	<p><i>Do you broadly agree that with the compliance and enforcement tools proposed? Are any additional tools required?</i></p>	
	<p>Kawa- Tikanga. Hui with appropriate URI a sustainable plan and process of execution proposal.</p>	
30	<p><i>Do you agree with our preliminary view that the Commerce Commission is the most suitable body to be the consumer protection regulator for the three waters sector?</i></p>	
	<p>NO.</p>	
31	<p><i>What are your views on whether the regulator should be required to incentivise high-quality consumer engagement?</i></p>	
	<p>NO</p>	
32	<p><i>What are your views on whether there is a need to create an expert advocacy body that can advocate technical issues on behalf of consumers?</i></p>	
33	<p><i>What are your views on whether the expert body should be established via an extension to the scope of the Consumer Advisory Council's jurisdiction?</i></p>	
	<p>No, you will take what you get as you gave what we have. Gratitude is key to the future of all your needs.</p>	
34	<p><i>What are your views on whether there is a need for a dedicated three waters consumer disputes resolution scheme?</i></p>	
	<p>YES</p>	
35	<p><i>What are your views on whether these kinds of disputes should be subject to a dispute resolution schemes? Are there any other kinds of issues that a consumer dispute resolution provider should be able to adjudicate on?</i></p>	
	<p>yes, everyone has a right to be heard. NO ONE has a Right to be ungrateful.</p>	

36	<i>What are your views on whether a mandatory statutory consumer disputes resolution scheme should be established for the water sector?</i>
	Yes consisting of Hapu, reg inc & ministers of the environment
37	<i>Do you consider that a new mandatory statutory consumer disputes resolution scheme should be achieved via a new scheme or expanding the jurisdiction of an existing scheme or schemes?</i>
	New team.
38	<i>Do you consider that the consumer disputes resolution schemes should apply to all water suppliers, water suppliers with 500 or more customers, or just Water Services Entities?</i>
	All with over 500 consumers.
39	<i>Do you think the consumer dispute resolution scheme should incentivise water suppliers to resolve complaints directly with consumers?</i>
	Yes
40	<i>Do you consider that there should be special considerations for traditionally under-served or vulnerable communities? If so, how do you think these should be given effect?</i>
	Yes
41	<i>What are your views on whether the costs of implementing a consumer protection regime for the three waters sector should be funded via levies on regulated suppliers?</i>
	No
42	<p><i>Do you think that the levy regime should:</i></p> <p>A) <i>Require the regulator to consult on and collect levy funding within the total amount determined by the Minister? OR</i></p> <p>B) <i>Require the Ministry to consult on the levy (on behalf of the Minister) and collect levy funding within the total amount determined by the Minister?</i></p>
	A
43	<i>Are there any other levy design features that should be considered?</i>
44	Exporting fees, and sustainable resource packaging trade agreement NSW and Ko AU TE AWA inc.
Implementation and regulatory stewardship	
45	<i>Do you consider that regulatory charters and a council of water regulators arrangements will provide effective system governance? Are there other initiatives or arrangements that you consider are required?</i>
	Yes, in 3 years a self sustainable system will be in place- trans Tasman NSW. with initiatives supply traditionally under-served and vulnerable communities.

46

Do you consider it is useful and appropriate for the Government to be able to transmit its policies to the economic and consumer protection regulator(s) for them to have regard to?

I WILL DIRECT YOU, you will apply these terms and agree.

47

What are your views on whether the economic and consumer protection regulator should be able to share information with other regulatory agencies? Are there any restrictions that should apply to the type of information that could be shared, or the agencies that information could be shared with?

You may share what information is given i have no agenda but to Heal and sustain my people, while you clean up all this mess.

Other comments

Remember when the whole world laughed at Jesus, i bet no ones laughing now. this is the NWO THE Whole worlds life is in our hands...

NOW HEAL MY PEOPLE AND THE LAND.

Ko KAITIAKI Papatuanuku Randinui ahau. I AM GUARDIAN.