



COVERSHEET

Minister	Hon Dr David Clark	Portfolio	Commerce and Consumer Affairs
Title of Cabinet paper	Grocery sector regulator, dispute resolution approach and monitoring and enforcement framework Grocery industry Code of Conduct – approval to release consultation paper	Date to be published	26 July 2022

List of documents that have been proactively released		
Date	Title	Author
June 2022	Grocery industry Code of Conduct – approval to release consultation paper	Office of the Minister of Commerce and Consumer Affairs
29 June 2022	DEV-22-MIN-0149 Minute	Cabinet Office

Information redacted

YES

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.

Some information has been withheld for the reasons of free and frank opinions and confidential advice to government.



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.

Grocery Industry Code of Conduct: Release of Consultation Paper

Portfolio **Commerce and Consumer Affairs**

On 29 June 2022, the Cabinet Economic Development Committee (DEV):

- 1 **noted** that on 23 May 2022, Cabinet agreed to establish a mandatory Grocery Code of Conduct for major grocery retailers and their suppliers [CAB-22-MIN-0186];
- 2 **noted** that the *Grocery Industry Code of Conduct Consultation Paper* (the consultation paper), attached to the submission under DEV-22-SUB-0149, seeks feedback on three options for a possible Code of Conduct to govern relationships between major grocery retailers and suppliers, including by:
 - 2.1 establishing general conduct obligations to apply to major grocery retailers at all times and in all interactions;
 - 2.2 clarifying minimum expectations of grocery supply agreements;
 - 2.3 setting obligations on the conduct of retailers in relation to matters of product supply and placement, payment terms, and promotions;
 - 2.4 establishing a dispute resolution process for Code-related issues;
- 3 **noted** that the consultation paper was developed with input from the Ministry of Business, Innovation and Employment's Grocery Code of Conduct Advisory Group, and was shared with the National Māori Authority and the Iwi Chairs Forum;
- 4 **agreed** to the release of the consultation paper, subject to any minor and editorial changes that may be required, for a five week period of public consultation;
- 5 **invited** the Minister of Commerce and Consumer Affairs to report back to DEV to seek policy decisions following the consultation, in October 2022.

Janine Harvey
Committee Secretary

Present: (see over)

Present:

Hon Grant Robertson (Chair)
Hon Stuart Nash
Hon Michael Wood
Hon Kiri Allan
Hon Dr David Clark
Hon Dr Ayesha Verrall
Hon Meka Whaitiri
Hon Kieran McAnulty
Hon Phil Twyford
Rino Tirikatene, MP
Dr Deborah Russell, MP

Officials present from:

Office of the Prime Minister
Officials Committee for DEV