



COVERSHEET

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| Minister | Hon Dr Megan Woods | Portfolio | Energy and Resources |
| Title of Cabinet paper | Gas Governance Regulations on Production and Storage Facility Outage Information Disclosure | Date to be published | 23 September 2022 |

List of documents that have been proactively released

| Date | Title | Author |
|----------------|---|--|
| August 2022 | Gas Governance Regulations on Production and Storage Facility Outage Information Disclosure | Office of the Minister of Energy and Resources |
| 10 August 2022 | Gas Governance Regulations on Production and Storage Facility Outage Information Disclosure DEV-22-MIN-0180 Minute | Cabinet Office |
| 27 May 2022 | Regulatory Impact Statement: Information disclosure rules and regulations under the Gas Act 1992 | MBIE |
| 29 August 2022 | Gas Industry Company recommendations: Information disclosure arrangements for gas production and storage facility outages | MBIE |

Information redacted

YES / 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.

Some information has been withheld for the reason of privacy of natural persons.



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.

Gas Governance Regulations on Production and Storage Facility Outage Information Disclosure

Portfolio **Energy and Resources**

On 10 August 2022, the Cabinet Economic Development Committee:

- 1 **noted** that in 2018, both planned and unplanned reductions in gas supply had a range of impacts on the downstream gas sector and related electricity markets;
- 2 **noted** that initial investigations by the Gas Industry Company (GIC) found that there was limited publicly available information about gas supply issues, and that some gas industry participants had greater access to information than others, giving them an information advantage in decisions;
- 3 **noted** that information asymmetry could undermine efficient market behaviour to the detriment of consumers;
- 4 **noted** that the Emissions Reduction Plan commits the government to developing a plan to transition away from fossil gas, and that good data and information availability will support the transition and contribute to that plan;
- 5 **noted** that the Gas (Information Disclosure and Penalties) Amendment Act 2021 was passed in July 2021 to enable the Minister of Energy and Resources to recommend regulations for the disclosure of information that may have significant downstream impact, or may contribute to the risk of critical contingency events;
- 6 **noted** that on 18 February 2022, GIC recommended:
 - 6.1 making new gas governance rules for the disclosure of gas production and storage facility outage information under section 43F(2)(e), 43F(2)(f) and 43Q of the Gas Act 1992;
 - 6.2 amendments to the Gas Governance (Compliance) Regulations 2008, under section 43G(2)(k) of the Gas Act 1992, to refer to the proposed rules;
- 7 **noted** that the Minister of Energy and Resources has accepted GIC's recommendation to make new gas governance rules for the disclosure of gas production and storage facility outage information;
- 8 **agreed** to amend the Gas Governance (Compliance) Regulations 2008, under section 43G(2)(k) of the Gas Act 1992, to refer to the new gas governance rules;

- 9 **invited** the Minister of Energy and Resources to issue drafting instructions to the Parliamentary Counsel Office to give effect to GIC's recommendation to amend the Gas Governance (Compliance) Regulations 2008;
- 10 **authorised** the Minister of Energy and Resources to make further decisions on minor and technical matters in line with the policy decisions agreed by Cabinet;
- 11 **invited** the Minister of Energy and Resources to report back to the Cabinet Legislative Committee with a decision on the final draft of GIC's gas outage information disclosure rules.

Janine Harvey
Committee Secretary

Present:

Hon Grant Robertson (Chair)
Hon Dr Megan Woods
Hon David Parker
Hon Damien O'Connor
Hon Michael Wood
Hon Dr Ayesha Verrall
Hon Priyanca Radhakrishnan
Hon Meka Whaitiri
Hon Phil Twyford
Hon Kieran McAnulty
Dr Deborah Russell MP

Officials present from:

Office of the Prime Minister
Officials Committee for DEV