



## COVERSHEET

|                          |   |                             |                               |
|--------------------------|---|-----------------------------|-------------------------------|
| <b>Minister</b>          | Hon David Clark                             | <b>Portfolio</b>            | Commerce and Consumer Affairs |
| <b>Title of briefing</b> | Mandatory Unit Pricing for Grocery Products | <b>Date to be published</b> | 19 December 2022              |

### List of documents that have been proactively released

| <b>Date</b>      | <b>Title</b>   | <b>Author</b>   |
|------------------|--|---|
| 16 November 2022 | Regulatory Impact Statement: Mandatory Unit Pricing for Grocery Products | MBIE  |
| November 2022    | Mandatory Unit Pricing for Grocery Products                              | Office of the Minister of Commerce and Consumer Affairs |
| 23 November 2022 | DEV-22-MIN-027 Mandatory Unit Pricing for Grocery Products               | Cabinet Office  |

### Information redacted

**NO**

Any information redacted in this document is redacted in accordance with MBIE's and MFAT'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

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### Mandatory Unit Pricing for Grocery Products

**Portfolio** Commerce and Consumer Affairs

On 23 November 2022, the Cabinet Economic Development Committee (DEV):

- 1 **noted** that in May 2022, Cabinet:
    - 1.1 agreed to implement mandatory unit pricing for grocery products;
    - 1.2 invited the Minister of Commerce and Consumer Affairs (the Minister) to report back to DEV seeking agreement on the form and content of mandatory unit pricing regulation following consultation;
- [CAB-22-MIN-0186]
- 2 **agreed** that mandatory unit pricing requirements should apply to grocery products sold in physical grocery stores with a floorspace above 1,000 square metres and in online grocery stores, as well as to grocery products in respect of which unit pricing is displayed voluntarily;
  - 3 **agreed** that prescribed products should not be covered by mandatory unit pricing rules where the benefits of unit pricing will be limited, or unit pricing will be impractical or undesirable for these products;
  - 4 **agreed** that unit pricing should be required to be displayed in store (physical and online), as well as in physical and online print/ static advertising;
  - 5 **agreed** to adopt consistent standard units of measurement (e.g. 100 grams for products supplied by weight) for unit pricing;
  - 6 **agreed** to adopt non-standard units of measurements for products where, because of the standard size or nature of the grocery product, the standard measurements will not provide useful or appropriate information;
  - 7 **agreed** to adopt a combination of prescriptive and general requirements for the display of unit pricing (e.g. requirements that unit pricing be prominent, clearly legible, and should not be less than 25 percent of the height of the retail price);
  - 8 **agreed** to implement the above decisions through regulations under the Fair Trading Act 1986;

- 9 **invited** the Minister to issue drafting instructions to the Parliamentary Counsel Office to give effect to the above paragraphs;
- 10 **authorised** the Minister to make minor or technical changes, consistent with the policy framework in the paper under DEV-22-SUB-0279, on any issues that arise during drafting;
- 11 **authorised** the Minister to approve and release an exposure draft of the regulations for consultation purposes.

Janine Harvey  
Committee Secretary

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**Present:**

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

**Officials present from:**

Office of the Prime Minister  
Officials Committee for DEV