



COVERSHEET

Minister	Hon David Clark	Portfolio	Commerce and Consumer Affairs
Title of Cabinet paper	Initiating the Third Commerce Commission Market Study	Date to be published	22 November 2021

List of documents that have been proactively released

Date	Title	Author
10 November 2021	Initiating the Third Commerce Commission Market Study	Office of the Minister of Commerce and Consumer Affairs
10 November 2021	DEV-21-MIN-0225 Minute	Cabinet Office

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 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.

Initiating the Third Commerce Commission Market Study

Portfolio **Commerce and Consumer Affairs**

On 10 November 2021, the Cabinet Economic Development Committee:

- 1 **noted** that the Commerce Act 1986 gives the Minister of Commerce and Consumer Affairs (the Minister) the ability to require the Commerce Commission to undertake a market study;
- 2 **noted** that the Labour Party's 2020 Election Manifesto included a commitment for the Minister to direct the Commerce Commission to undertake a market study into building supplies;
- 3 **noted** that:
 - 3.1 the Minister intends to require the Commerce Commission to undertake a study into any factors that may affect competition for the supply or acquisition of key building supplies used to build the major components of residential buildings, in line with the notice set out in Annex 1 to the paper under DEV-21-SUB-0225;
 - 3.2 for this purpose, the major components of residential buildings are the foundation, flooring, roof, walls (structural and non-structural interior and exterior) and insulation;
- 4 **noted** that the Minister intends to require the Commerce Commission to publish its final report for this market study by 6 December 2022;
- 5 **noted** that statutory consultation with the Commerce Commission on the notice for the market study has occurred;
- 6 **noted** that the Commerce Commission will publish and consult on a draft report several months prior to the publication of the final report, which will provide a strong indication of the Commission's conclusions.

Janine Harvey
Committee Secretary

Present: (see over)

Present:

Hon Grant Robertson (Chair)
Hon David Parker
Hon Poto Williams
Hon Damien O'Connor
Hon Stuart Nash
Hon Kris Faafoi
Hon Willie Jackson
Hon Dr David Clark
Hon Meka Whaitiri
Rino Tirikatene MP
Dr Deborah Russell MP

Officials present from:

Office of the Prime Minister
Officials Committee for DEV