



COVERSHEET

Minister	Hon Andrew Bayly	Portfolio	Commerce and Consumer Affairs
Title of Cabinet paper	Customer and Product Data Bill – Approval for Introduction	Date to be published	21 June 2024

List of documents that have been proactively released		
Date	Title	Author
May 2024	<i>Customer and Product Data Bill: Approval for Introduction</i>	<i>Office of the Minister of Commerce and Consumer Affairs</i>
9 May 2024	<i>LEG-24-MIN-0085: Customer and Product Data Bill: Approval for Introduction</i>	<i>Cabinet Office</i>

Information redacted

YES / NO (please select)

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Some information has been withheld for the reasons of Confidential Advice to Government.



Cabinet Legislation 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.

Customer and Product Data Bill: Approval for Introduction

Portfolio Commerce and Consumer Affairs

On 9 May 2024, the Cabinet Legislation Committee:

Binding on the Crown

- 1 **noted** that it is appropriate for the Customer and Product Data Bill to be binding on the Crown because there is no reason for it not to be;
- 2 **agreed** that the Customer and Product Data Bill include a provision stating that the Act will bind the Crown;
- 3 **noted** that the implications for government departments of the Act binding the Crown will be financial liability for breaches of duties if a Crown organisation is a data holder or accredited requestor;

Introduction of the Customer and Product Data Bill

- 4 Confidential advice to Government
- 5 **noted** that the Customer and Product Data Bill is a mechanism for allowing customers to require data held about them to be shared safely and securely with trusted third parties;
- 6 **approved** the Customer and Product Data Bill for introduction, subject to the final approval of the government caucus and sufficient support in the House of Representatives;
- 7 **agreed** that the Customer and Product Data Bill [PCO 23493/10.0] be introduced by 16 May 2024;
- 8 **agreed** that the government propose that the Bill be:
 - 8.1 referred to the Economic Development, Science and Innovation Committee for consideration;

Confidential advice to Government

Assessing sectors for designation under the Customer and Product Data Bill

- 9 **noted** that in July 2022 the previous government previously agreed that banking would be the first sector assessed for designation under the criteria set out in the Customer and Product Data Bill [DEV-22-MIN-0151];
- 10 **agreed** that the electricity sector be assessed for designation under the criteria set out in the Customer and Product Data Bill alongside the assessment of the banking sector;

Confidential advice to Government

Vivien Meek
Committee Secretary

Present:

Rt Hon Winston Peters
Hon Dr Shane Reti
Hon Simeon Brown (Chair)
Hon Paul Goldsmith
Hon Judith Collins
Hon Todd McClay
Hon Tama Potaka
Hon Simon Watts
Hon Casey Costello
Hon Andrew Bayly
Hon Karen Chhour
Hon Scott Simpson
Todd Stevenson, MP
Jamie Arbuckle, MP

Officials present from:

Officials Committee for LEG