



COVERSHEET

Proactive release of Cabinet paper: Designating the Electricity Retail Sector under the Customer and Product Data Act 2025

Minister	Hon Simon Watts Hon Scott Simpson	Portfolio	Energy Commerce and Consumer Affairs
Cabinet paper	Designating the Electricity Retail Sector under the Customer and Product Data Act 2025	Date to be published	20 February 2026

List of documents that have been proactively released

Date	Title	Author
December 2025	Designating the electricity retail sector under the Customer and Product Data Act 2025	Office of the Minister for Energy Office of the Minister for Commerce and Consumer Affairs
9 December 2025	Designating the electricity retail sector under the Customer and Product Data Act 2025 EXP-25-MIN-0127 Minute	Cabinet Office
3 December 2025	Regulatory Impact Statement: Designating the electricity sector under the Customer and Product Data Act 2025	MBIE

Information redacted

YES

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.

Some information has been withheld for the reasons of:

- Privacy of natural persons
- Commercial information



Cabinet Expenditure and Regulatory Review 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.

Designating the Electricity Retail Sector under the Customer and Product Data Act 2025

Portfolio Energy / Commerce and Consumer Affairs

On 9 December 2025, the Cabinet Expenditure and Regulatory Review Committee:

- 1 **noted** that the Customer and Product Data Act 2025 (the Act) is a mechanism for allowing customers to require data held about them to be shared safely and securely with them and trusted third parties;
- 2 **noted** that in April 2025, the Cabinet Economic Policy Committee agreed to designate the banking sector under the Act (open banking) [ECO-24-MIN-0039];
- 3 **agreed** to designate the electricity sector under the Act, as per the scope and regulatory settings in Annex 2 to the paper under EXP-25-SUB-0127;
- 4 **authorised** the Minister of Commerce and Consumer Affairs and the Minister for Energy (the Ministers) jointly to clarify and develop policy matters relating to the proposals in the submission under EXP-25-SUB-0127, in a manner not inconsistent with the policy recommendations contained in Annex 2, and consistent with the general policy intent;
- 5 **noted** that some detailed requirements will be prescribed through standards issued by the Chief Executive of the Ministry of Business, Innovation and Employment;
- 6 **agreed** that the scheme be fully funded by fees and levies, as enabled under the Act;
- 7 **invited** the Ministers to report back to Cabinet by July 2026:
 - 7.1 on the administrative costs for the electricity scheme;
 - 7.2 with a proposal on the quantum of funding to be recovered by fees and levies, and their attribution between participants, following targeted consultation;
- 8 **invited** the Minister of Commerce and Consumer Affairs to report back to Cabinet by July 2026 with an update on open banking;

Legislative implications

9 invited the Minister of Commerce and Consumer Affairs to issue drafting instructions to the Parliamentary Counsel Office to give effect to the decisions above.

Rachel Clarke
Committee Secretary

Present:

Hon David Seymour (Chair)
Hon Nicola Willis
Hon Brooke van Velden
Hon Shane Jones
Hon Paul Goldsmith
Hon Louise Upston
Hon Judith Collins KC
Hon Simon Watts
Hon Andrew Hoggard
Hon Mark Patterson

Officials present from:

Office of Hon Judith Collins KC
Office of Hon Simon Watts
Ministry of Business, Innovation and Employment
Officials Committee for EXP