



COVERSHEET

Minister	Hon Nicola Willis	Portfolio	Commerce and Consumer Affairs
Title of Cabinet paper	Penalties for the Grocery Supply Code 2025 Grocery Industry Competition (Grocery Supply Code) Amendment Regulations 2026 – authorisation for submission to Executive Council	Date to be published	13 May 2026

List of documents that have been proactively released

Date	Title	Author
December 2025	Penalties for the Grocery Supply Code 2025	Office of the Acting Minister for Commerce and Consumer Affairs (Grocery Sector)
3 December 2025	Penalties for the Grocery Supply Code 2025 ECO-25-MIN-0201 Minute	Cabinet Office
March 2026	Grocery Industry Competition (Grocery Supply Code) Amendment Regulations 2026 – authorisation for submission to Executive Council	Office of the Acting Minister for Commerce and Consumer Affairs (Grocery Sector)
26 March 2026	Grocery Industry Competition (Grocery Supply Code) Amendment Regulations 2026 – authorisation for submission to Executive Council LEG-26-MIN-0047 Minute	Cabinet Office

Information redacted

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.



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.

Grocery Industry Competition (Grocery Supply Code) Amendment Regulations 2026

Portfolio Commerce and Consumer Affairs

On 26 March 2026, the Cabinet Legislation Committee:

- 1 **noted** that the Commerce Commission has made a new Grocery Supply Code (the 2025 Code) by determination and that the 2025 Code:
 - 1.1 carries over the provisions of the Grocery Supply Code 2023 (the 2023 Code) with amendments;
 - 1.2 introduces a new retaliation prohibition;
 - 1.3 introduces new record keeping requirements for regulated grocery retailers;
 - 2 **noted** that in December 2025, the Cabinet Economic Policy Committee agreed to amend the Grocery Industry Competition Regulations 2023 (the Regulations) to:
 - 2.1 maintain existing Tier 2 and Tier 4 penalties under the Grocery Industry Competition Act 2023 (the Act) for clauses carried over from the 2023 Code to the 2025 Code;
 - 2.2 prescribe Tier 2 penalties under the Act for breaches of the new retaliation prohibition in the 2025 Code; and
 - 2.3 prescribe Tier 4 penalties under the Act for breaches of the new record keeping requirements in the 2025 Code;
- [ECO-25-MIN-0201]
- 3 **noted** that the Grocery Industry Competition (Grocery Supply Code) Amendment Regulations 2026 will give effect to the decisions in paragraph 2 above;
 - 4 **authorised** the submission to the Executive Council of the Grocery Industry Competition (Grocery Supply Code) Amendment Regulations 2026 [PCO 28757/6.0];
 - 5 **noted** that the Grocery Industry Competition (Grocery Supply Code) Amendment Regulations 2026 will come into force on 1 May 2026.

Sam Moffett
Committee Secretary
(see over for attendance)

Present:

Hon David Seymour
Rt Hon Winston Peters
Hon Paul Goldsmith (Chair)
Hon Judith Collins KC
Hon Tama Potaka
Hon Brooke van Velden
Hon Casey Costello
Hon James Meager
Stuart Smith MP
Todd Stephenson MP
Jamie Arbuckle MP

Officials present from:

Officials Committee for LEG