



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 Economic Policy 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.

Penalties for the Grocery Supply Code 2025

Portfolio Commerce and Consumer Affairs (Acting)

On 3 December 2025, the Cabinet Economic Policy Committee:

- 1 **noted** that the Commerce Commission has reviewed the Grocery Supply Code 2023 and has made a new Grocery Supply Code 2025 by determination;
- 2 **noted** that the Grocery Supply Code 2025:
 - 2.1 carries over provisions from the Grocery Supply Code 2023 with amendments;
 - 2.2 introduces a new retaliation prohibition;
 - 2.3 introduces new record keeping requirements for regulated grocery retailers;
- 3 **agreed** to amend the Grocery Industry Competition Regulations 2023 (the Regulations) to reflect the policy set out in paragraphs 1 and 2 above;
- 4 **agreed** to amend the Regulations to:
 - 4.1 maintain existing Tier 2 and Tier 4 penalties under the Grocery Industry Competition Act 2023 (the Act) for clauses carried over from the Grocery Supply Code 2023 to the Grocery Supply Code 2025;
 - 4.2 prescribe Tier 2 penalties under the Act for breaches of the new retaliation prohibition in the Grocery Supply Code 2025;
 - 4.3 prescribe Tier 4 penalties under the Act for breaches of the new record keeping requirements in the Grocery Supply Code 2025;
- 5 **authorised** the Acting Minister of Commerce and Consumer Affairs to issue drafting instructions to the Parliamentary Counsel Office to give effect to the above paragraphs;
- 6 **authorised** the Acting Minister of Commerce and Consumer Affairs to make additional policy decisions consistent with the policy intent of the paper under ECO-25-SUB-0201, including on issues that arise as part of amending the Regulations.

Rachel Clarke
Committee Secretary

Present: (see over)

Present:

Hon Nicola Willis (Chair)
Hon Simeon Brown
Hon Shane Jones
Hon Dr Shane Reti
Hon Tama Potaka
Hon Simon Watts
Hon Penny Simmonds
Hon Andrew Hoggard
Hon James Meager
Simon Court MP

Officials present from:

Officials Committee for ECO