



15 February 2024

Ref: DOIA 2324-1608

Ben

Email: fyi-request-25581-8f2c1b47@requests.fyi.org.nz

Tēnā koe Ben

I refer to your email of 31 January 2024 to the Ministry of Business, Innovation and Employment (MBIE) requesting, under the Official Information Act 1982 (the Act), the following information:

"Today the Minister of Commerce and Consumer Affairs has announced that the "conduct oversight of the Credit Contracts and Consumer Finance Act (CCCFA) currently performed by the Commerce Commission will transfer to the FMA" ("the decision").
<https://aus01.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.beehive.govt.nz%2Frelease%2FReducing-barriers-financial-services&data=05%7C02%7CMinisterialServices%40mbie.govt.nz%7Cbb7b306e135f40d2880008dc21fd75c7%7C78b2bd11e42b47eab0112e04c3af5ec1%7C0%7C0%7C638422619689926879%7CUnknwn%7CTWFpbGZsb3d8eyJWljojMC4wLjAwMDAiLCJQIjojV2luMzliLCJBTiI6Ikh1haWwiLCJXVCi6Mn0%3D%7C0%7C%7C%7C&sdata=woB15I6ffRUXWrgEhfzkuUn%2BNCu8q87pXavKzIVcYvw%3D&reserved=0>

I write to request:

- 1. Copies of all information or documents in relation to this decision by the minister, including:*
 - 1(a) Advice received from MBIE (or any other department) on the decision;*
 - 1(b) Who was consulted by MBIE or the Minister prior to announcement of the decision, and on what date;*
 - 1(c) All estimates of the cost of transferring the function to the FMA;*
 - 1(d) When MBIE or the Minister advised the FMA of the decision;*
 - 1(e) When MBIE or the Minister advised the Commerce Commission of the decision;*
 - 1(f) What steps were taken to manage the impact of the announcement on affected employees of the Commerce Commission;*

2 Copies of all previous advice provided to previous Ministers of Commerce & Consumer Affairs regarding the location of this function within the FMA or Commerce Commission.

In making this request I am not requesting the details of any staff named in these documents and am happy for their names and contact details to be redacted, provided their position is included."

This letter is to advise you that your request has been transferred to the Office of Hon Andrew Bayly, Minister of Commerce and Consumer Affairs. This is because the information you have requested is more closely connected with the functions of the Minister's Office. Section 14(b)(ii) of the Act requires the transfer of any request where it is more closely connected with the functions of another department (for

itself and for a departmental agency hosted by it or an interdepartmental executive board serviced by it) or interdepartmental venture or Minister of the Crown or organisation, or of a local authority.

You have the right to seek an investigation and review by the Ombudsman of this decision to transfer. Information about how to make a complaint is available at www.ombudsman.parliament.nz or freephone 0800 802 602.

If you wish to discuss any aspect of your request or this response, or if you require any further assistance, please contact OIA@mbie.govt.nz.

Nāku noa, nā

A handwritten signature in black ink, appearing to read 'MSK', written over a faint, light-colored circular stamp or watermark.

Madeline Sherwood King
Manager, Ministerial Services
Building, Resources and Markets