



Customer and Product Data (Levies) Regulations 2025

Cindy Kiro, Governor-General

Order in Council

At Wellington this 28th day of October 2025

Present:

Hon David Seymour presiding in Council

These regulations are made under sections 131 and 135 of the Customer and Product Data Act 2025—

- (a) on the advice and with the consent of the Executive Council; and
- (b) on the recommendation of the Minister of Commerce and Consumer Affairs made in accordance with sections 132 and 137 of that Act.

Contents

	Page
1 Title	2
2 Commencement	2
<i>Preliminary provisions</i>	
3 Interpretation	2
4 Meaning of total assets	3
5 Meaning of total gross annual revenue	3
6 Transitional, savings, and related provisions	3
<i>Levies</i>	
7 Persons in classes of specified persons must pay levy	4
8 Amount of levy for certain persons in class 1 or 2	4
9 Levy payable by persons in more than 1 class	4
10 Persons in class 2 to notify chief executive of total gross annual revenue	4

11	Levies GST exclusive	5
	Schedule 1	6
	Transitional, savings, and related provisions	
	Schedule 2	7
	Levies	

Regulations

1 Title

These regulations are the Customer and Product Data (Levies) Regulations 2025.

2 Commencement

These regulations come into force on 1 December 2025.

Preliminary provisions

3 Interpretation

In these regulations, unless the context otherwise requires,—

accounting period has the same meaning as in section 5(1) of the Financial Reporting Act 2013

Act means the Customer and Product Data Act 2025

class means a class of specified persons described in column 2, and identified by a number given in column 1, of Schedule 2

financial year means a period of 12 months commencing on 1 July and ending with 30 June

GAAP or generally accepted accounting practice—

(a) has the same meaning as in section 8 of the Financial Reporting Act 2013 (unless paragraph (b) applies); or

(b) means generally accepted accounting practice within the meaning of section 3 of the Financial Reporting Act 1993 if the person is required to prepare financial statements in accordance with that practice

interconnected bodies corporate has the same meaning as in section 2(7) of the Commerce Act 1986

leviable event, in relation to a person included in a class, means the event specified for the class in column 3 of Schedule 2

licensed NBDT has the same meaning as in section 4(1) of the Non-bank Deposit Takers Act 2013

registered bank has the same meaning as in section 2(1) of the Banking (Prudential Supervision) Act 1989

relevant accounting period, in relation to a person included in class 1 or 2, means the accounting period that, on the date that was 4 months before the leviable event for the class, was the person's most recently completed accounting period

total assets has the meaning given in regulation 4

total gross annual revenue has the meaning given in regulation 5

trade has the same meaning as in section 2(1) of the Commerce Act 1986.

4 **Meaning of total assets**

- (1) In these regulations, **total assets**,—
 - (a) in relation to a person in class 3 that is a registered bank, means the total assets of the banking group of the bank as reported in the bank's most recent disclosure statement published for the purposes of section 81 of the Banking (Prudential Supervision) Act 1989; and
 - (b) in relation to a person in class 3 that is a licensed NBDT, means the total assets of the licensed NBDT and its guaranteeing subsidiaries (if any) as reported in the most recent audited financial statements (which may be interim financial statements), prepared in accordance with GAAP, for the licensed NBDT and its guaranteeing subsidiaries (if any).
- (2) If the licensed NBDT is an overseas company, the financial statements referred to in subclause (1)(b) must be financial statements for the licensed NBDT's New Zealand business prepared, in accordance with GAAP, as if the licensed NBDT and its guaranteeing subsidiaries (if any) were companies formed and registered in New Zealand.

5 **Meaning of total gross annual revenue**

- (1) In these regulations, **total gross annual revenue**, in relation to a person in class 1 or 2, means the total gross revenues (exclusive of any tax required to be collected) received or receivable by the person or group referred to in subclause (2) in relation to the relevant accounting period as a result of trading by the person or group within New Zealand.
- (2) The person or group is,—
 - (a) if the person in class 1 or 2 is a body corporate with 1 or more interconnected bodies corporate, a group comprising the person and all of those interconnected bodies corporate; and
 - (b) in any other case, the person.

6 **Transitional, savings, and related provisions**

The transitional, savings, and related provisions (if any) set out in Schedule 1 have effect according to their terms.

*Levies***7 Persons in classes of specified persons must pay levy**

- (1) Every person that is included in a class at the time of the leviable event for the class must pay the levy specified in column 4 of Schedule 2.
- (2) The levy must be paid—
 - (a) at the time of the leviable event; and
 - (b) to the chief executive.
- (3) This regulation is subject to regulations 8 and 9.

8 Amount of levy for certain persons in class 1 or 2

- (1) This regulation applies to a person that is included in class 1 or 2 at the time of the leviable event for the class if either of the following applies:
 - (a) the person has not completed a first accounting period at the time of the leviable event for the class:
 - (b) the person's first accounting period was completed less than 4 months before the leviable event for the class.
- (2) Despite regulation 7(1), the amount of the levy payable under regulation 7 is \$1,300.
- (3) In this regulation, **first accounting period** means the first accounting period during which the person traded within New Zealand.

9 Levy payable by persons in more than 1 class

- (1) This regulation applies to a person that, in a financial year, is included in class 3 and in either of classes 1 or 2.
- (2) In that financial year, the person—
 - (a) must pay the levy amount for whichever class has the highest applicable levy amount of the classes in which they are included; but
 - (b) is not required to pay the levy amount for the remaining class in which they are included.
- (3) Subclause (2)(b) applies even if the leviable event for the class for which the person is not required to pay a levy (the **lower levy**) arises before the leviable event for the class for which the person is required to pay a levy (the **higher levy**).
- (4) However, if the person pays the lower levy at the time of the leviable event for that class, at the time when the leviable event for the higher levy class arises the person is only required to pay the difference between the 2 amounts.

10 Persons in class 2 to notify chief executive of total gross annual revenue

- (1) This regulation applies for the purposes of section 33 of the Act.

- (2) A person included in class 2 must, no later than 20 June in each financial year,—
- (a) notify the chief executive of the person’s total gross annual revenue; or
 - (b) if, at the time of the leviable event for class 2, regulation 8(1)(a) or (b) will apply to the person, notify the chief executive of that fact.
- (3) The chief executive may, by notice, prescribe—
- (a) the form that must be used in connection with notifying the information in subclause (2); and
 - (b) what information or other evidence or documents must be provided in connection with notifying the information; and
 - (c) requirements with which information, evidence, or documents that are provided in connection with notifying the information must comply.
- (4) A notice made under this regulation is secondary legislation (*see* Part 3 of the Legislation Act 2019 for publication requirements).

Legislation Act 2019 requirements for secondary legislation made under this section

Publication	The maker must publish it in accordance with the Legislation (Publication) Regulations 2021	LA19 s 74(1)(aa)
Presentation	The Minister must present it to the House of Representatives	LA19 s 114
Disallowance	It may be disallowed by the House of Representatives	LA19 ss 115, 116

This note is not part of the Act.

11 Levies GST exclusive

The levies set out in these regulations are exclusive of goods and services tax.

Schedule 1
Transitional, savings, and related provisions

r 6

Part 1
Provisions relating to these regulations as made

There are no transitional, savings, or related provisions in these regulations as made.

Schedule 2

Levies

r 7

Column 1 Class	Column 2 Description	Column 3 Leviable event	Column 4 Amount
1	Accredited requestors that apply for renewal of their accreditation under section 117 of the Act if the accredited requestor's existing accreditation has a date of expiry that is 1 year after the date on which it was granted or most recently renewed	Making the application	If the person's total gross annual revenue— <ul style="list-style-type: none"> (a) exceeds \$100 million, \$85,000; or (b) exceeds \$10 million but does not exceed \$100 million, \$32,000; or (c) exceeds \$1 million but does not exceed \$10 million, \$10,000; or (d) does not exceed \$1 million, \$1,300.
2	Accredited requestors if the accredited requestor's existing accreditation has a date of expiry that is any date other than 1 year after the date on which it was granted or most recently renewed	20 June in each financial year	If the person's total gross annual revenue— <ul style="list-style-type: none"> (a) exceeds \$100 million, \$85,000; or (b) exceeds \$10 million but does not exceed \$100 million, \$32,000; or (c) exceeds \$1 million but does not exceed \$10 million, \$10,000; or (d) does not exceed \$1 million, \$1,300.
3	Data holders (as defined in section 6 of the Act)	20 March in each financial year	If the person's total assets— <ul style="list-style-type: none"> (a) exceed \$100 billion, \$1,248,700; or (b) exceed \$20 billion but do not exceed \$100 billion, \$578,000; or (c) exceed \$1 billion but do not exceed \$20 billion, \$192,000; or (d) do not exceed \$1 billion, \$63,400.

Rachel Hayward,
Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations but is intended to indicate their general effect.

These regulations, which come into force on 1 December 2025,—

- prescribe the classes of specified persons that are required to pay a levy under section 135 of the Customer and Product Data Act 2025 (the Act);
- provide different levies for different classes of specified persons;
- provide for the payment and collection of the levies.

The regulations create 3 classes of specified persons as follows:

- class 1 comprises accredited requestors that apply for renewal of their accreditation under section 117 of the Act if the accredited requestor's existing accreditation has a date of expiry that is 1 year after the date on which it was granted or most recently renewed;
- class 2 comprises accredited requestors if the accredited requestor's existing accreditation has a date of expiry that is any date other than 1 year after the date on which it was granted or most recently renewed;
- class 3 comprises data holders (as defined in section 6 of the Act).

A person that is included in class 3 and in either of classes 1 or 2 is not required to pay levies for each of those classes, but is required to pay 1 of the levy amounts for the classes (whichever applicable amount is the greatest).

A person that is included in class 2 must notify the chief executive of their total gross annual revenue by 20 June in each financial year.

The purpose of the levy is to fund—

- the costs of the chief executive in performing or exercising their functions, powers, and duties under the Act; and
- the costs of collecting the levy money.

Regulatory impact statement

The Ministry of Business, Innovation, and Employment produced a regulatory impact statement on 1 September 2025 to help inform the decisions taken by the Government relating to the contents of this instrument.

A copy of this regulatory impact statement can be found at—

- <https://www.mbie.govt.nz/dmsdocument/31252-annex-1-stage-2-cris-customer-and-product-data-fees-and-levies-proactiverelase-pdf>
- <https://www.regulation.govt.nz/our-work/regulatory-impact-statements/>

Issued under the authority of the Legislation Act 2019.

Date of notification in *Gazette*: 30 October 2025.

These regulations are administered by the Ministry of Business, Innovation, and Employment.