

Vote Commerce

MINISTER(S) RESPONSIBLE FOR APPROPRIATIONS: Minister of Commerce (M13)

ADMINISTERING DEPARTMENT: Ministry of Economic Development

MINISTER RESPONSIBLE FOR MINISTRY OF ECONOMIC DEVELOPMENT: Minister for Economic Development

Overview of the Vote

The Minister of Commerce is responsible for appropriations in the Vote for the 2009/10 financial year covering the following:

- a total of just over \$15 million for policy advice on the effective and low-cost regulation of economic activity, remedies to prevent injury caused by subsidised imports, and the administration of exemptions from import duties
- a total of just over \$38 million for the protection of intellectual property rights and the registration and provision of documents required to be filed on public record
- a total of just over \$13 million for the administration of bankruptcies and liquidations, and the management of forfeited property gained from criminal activity
- a total of just over \$40 million for services provided by Crown entities under the purview of this vote to ensure that business and consumers have confidence in the integrity and effectiveness of New Zealand markets and can make informed decisions
- a total of nearly \$10 million for the cost of major litigation undertaken by the Commerce Commission, the Securities Commission and the Takeovers Panel, and
- a total of just under \$500,000 for international membership in various organisations.

Details of these appropriations are set out in Parts 2-6 for Vote Commerce in the Information Supporting the Estimates of Appropriations.

Details of Appropriations

Details of Annual and Permanent Appropriations

Titles and Scopes of Appropriations by Appropriation Type	2008/09		2009/10
	Budgeted \$000	Estimated Actual \$000	Budget \$000
Departmental Output Expenses			
Administration of Insolvencies (M13) The administration of bankruptcies and liquidations under the Insolvency Act 2006 and the Companies Act 1993 and the management of proceeds of crime orders under the Proceeds of Crime Act 1991.	13,410	13,410	13,417
Administration of Part II Tariff Concessions (M13) Assessing applications by importers to be exempted from import duties under the tariff concessions policy.	352	352	346
Policy Advice and Investigative Services - Regulatory Environment MCOA (M13)	17,498	17,190	14,857
<i>Administration of Trade Remedies</i> This appropriation is limited to investigative services including ministerial servicing to establish whether New Zealand industries require remedies to prevent injury caused by dumped or subsidised imports or sudden import surges.	1,100	1,091	1,076
<i>Policy and Purchase Advice - Business Law and Competition Policy</i> This appropriation is limited to policy advice and ministerial servicing in relation to negotiating expertise on the financial sector legal frameworks; competition law policy and corporate governance policy; intellectual property rights; standards and conformance issues and technical barriers to trade; trade remedies, tariffs, rules of origin, and other border issues; quality of regulatory policy, including the regulatory impact analysis regime; competitive and sustainable government procurement; and monitoring of Crown entities and statutory boards.	16,398	16,099	13,781
Registration and Granting of Intellectual Property Rights (M13) Administering legislation providing for the protection of intellectual property rights by the granting of patents and plant variety rights, the registration of trademarks and designs.	13,447	12,724	13,652
Registration and Provision of Statutory Information (M13) Registering and provision of documents and information services in respect of all corporate entities, securities over insurance and superannuation schemes and securities over personal property (excluding land).	25,642	23,127	24,470
Total Departmental Output Expenses	70,349	66,803	66,742
Non-Departmental Output Expenses			
Administration of the Takeovers Code (M13) The performance of statutory functions by the Takeovers Panel as specified in the Takeovers Act 1993.	1,494	1,494	1,494
Approval and Review of Financial Reporting Standards (M13) This appropriation is limited to improvements to financial reporting standards.	1,125	1,125	1,125
Enforcement of Dairy Sector Regulation (M13) Commerce Commission funding for dispute resolution relating to and enforcement of the Dairy Industry Restructuring Act 2001 and related regulations.	905	500	905
Enforcement of General Market Regulation (M13) The promotion of competition and fair trading through the administration, enforcement and adjudication activities undertaken by the Commerce Commission.	17,412	17,412	16,435

Titles and Scopes of Appropriations by Appropriation Type	2008/09		2009/10
	Budgeted \$000	Estimated Actual \$000	Budget \$000
Non-Departmental Output Expenses - cont'd			
Input Methodologies (M13) This appropriation is limited to the development, implementation, monitoring and administration of input methodologies relating to regulated businesses as prescribed under Part 4 of the Commerce Act 1986.	-	-	4,899
Performance of Securities Market Functions (M13) The performance of statutory functions by the Securities Commission in relation to the Securities Act 1978 and the Securities Markets Act 1988.	7,301	7,301	9,121
Regulation of Airport Services (M13) This appropriation is limited to the regulation of specified airport services provided by Auckland, Wellington and Christchurch International Airports, under Part 4 of the Commerce Act 1986.	-	-	500
Regulation of Electricity Lines Businesses (M13) This appropriation is limited to the regulation of electricity lines businesses and Transpower under Part 4 of the Commerce Act 1986 and residual administration of the repealed Part 4A of the Commerce Act 1986.	-	-	3,167
Regulation of Natural Gas Services (M13) This appropriation is limited to the regulation of natural gas services under Part 4 of the Commerce Act 1986 and ongoing administration of the Part 5 control regime over the gas pipeline services of Powerco and Vector.	-	-	2,700
Total Non-Departmental Output Expenses	28,237	27,832	40,346
Non-Departmental Other Expenses			
Commerce Commission Litigation Fund (M13) This appropriation is limited to meeting the cost of major litigation activity undertaken by the Commerce Commission arising from its general market or sector specific enforcement activities outside the normal routine or scope of its general litigation activity.	8,000	7,500	8,000
Contributions to International Organisations (M13) Annual fee for New Zealand's membership of the International Copyright and Patent Union; International Patent Documentation Centre; International Standards Association; International Union for the Protection of New Plant Varieties; and a share of New Zealand's annual subscription and obligations arising from the Basel Convention.	485	485	485
Securities Commission Litigation Fund (M13) This appropriation is limited to meeting the cost of major litigation activity undertaken by the Securities Commission arising from it carrying out functions under the Securities Markets Act 1988.	1,370	772	1,370
Takeovers Panel Litigation Fund (M13) This appropriation is limited to meeting the cost of major litigation activity undertaken by the Takeovers Panel arising from it carrying out functions under the Takeovers Act 1993 and the Takeovers Code.	444	-	200
Risk Capital Fund - Directors' Fees (M13) Payment of directors' fees for attendance at meetings.	5	2	-
Total Non-Departmental Other Expenses	10,304	8,759	10,055

	2008/09		2009/10
	Budgeted \$000	Estimated Actual \$000	Budget \$000
Titles and Scopes of Appropriations by Appropriation Type			
Non-Departmental Capital Expenditure			
Investment in Securities Commission (M13) Additional equity to enable the Securities Commission to meet its capital requirements to enable it to effectively regulate futures markets.	-	-	600
Investment in Takeovers Panel (M13) No appropriation is sought in 2002/03.	-	-	150
Total Non-Departmental Capital Expenditure	-	-	750
Total Annual and Permanent Appropriations	108,890	103,394	117,893