

26 April 2022

[REDACTED]

By email only: [REDACTED]

Dear [REDACTED]

Official Information Act #21.167 - Clean Car discount scheme

1. We refer to your request transferred to the Commerce Commission (**Commission**) from Waka Kotahi New Zealand Transport Agency (**NZTA**) on 13 April 2022 for information about what price monitoring activity the Government is undertaking in relation to the NZTA Clean Car discount scheme to ensure that vehicle dealerships are not taking advantage of the scheme, and what enforcement action, if any, is intended to be taken against dealerships who exploit the rebate system.
2. We have treated this as a request for information under the Official Information Act 1982 (**OIA**).

Our response

3. We have decided to grant your request.
4. The Commission is responsible for enforcing laws relating to fair trading, to ensure consumers are protected, and clear and accurate information is provided to them. As a general rule, businesses are free to set their own prices, including raising prices, but must not mislead consumers as to any reasons given for a price increase. You can find further information about your rights as a consumer on our website.¹
5. The Commission is not tasked with a price monitoring role but any person who thinks a business is breaching one of the laws we enforce can make a complaint to us, which will be assessed against our enforcement criteria.²

¹ <https://comcom.govt.nz/consumers/your-rights-as-a-consumer>

² <https://comcom.govt.nz/about-us/our-policies-and-guidelines/investigations-and-enforcement/enforcement-criteria>

6. We use our enforcement criteria to assist us when making decisions on whether to open an investigation, and what enforcement action we will take at the end of an investigation.
7. You can make a complaint to the Commission via webform on our website,³ by email to contact@comcom.govt.nz, by phone on 0800 943 600 or by post to Commerce Commission, PO Box 2351, Wellington 6140, New Zealand.
8. Please note the Commission will be publishing this response to your request in the OIA register on our website.⁴ Your personal details will be removed from the published response.
9. Please do not hesitate to contact us at oia@comcom.govt.nz if you have any questions about this request.

Yours sincerely



OIA and Information Coordinator

³ <https://comcom.govt.nz/make-a-complaint>

⁴ <https://comcom.govt.nz/about-us/requesting-official-information/oia-register>