

8 May 2026

Attn: [REDACTED]
[REDACTED]
[REDACTED]

Wellington International Airport Limited

By e-mail only: [REDACTED]

Tēnā koe [REDACTED],

Conditional exemption from disclosure due date under the Airports Services Information Disclosure Determination 2010

1. The Commerce Commission (the **Commission**) grants Wellington International Airport Limited (**WIAL**) a conditional exemption from the requirement to publicly disclose information required under clauses 2.3(1) and 2.4(1) (**specified annual disclosure**) of the *Airports Services Information Disclosure Determination 2010* as amended (the **ID Determination**).¹
2. This exemption is granted on the condition that WIAL publicly disclose this information **by 31 October 2026**.^{2,3}
3. We consider specific exemption from the director certification requirement is not necessary, as this exemption is implicit. See paragraph A7 below for more details.
4. The disclosure requirements and the rationale for the conditional exemption are detailed in the Appendix.
5. A copy of this exemption letter will be published on the Commission's website.

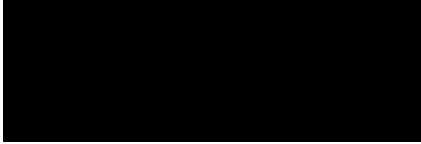
¹ Commerce Commission, *Airport Services Information Disclosure Determination 2010* (22 December 2010), as amended. The latest consolidated determination (June 2019) can be found [here](#) on our website.

² Pursuant to powers under clause 2.9 of the ID determination

³ The determination requires WIAL to publish its DY2026 information disclosures by 31 August 2026. In an email dated 23 March 2026 WIAL staff indicated a later publication date of 31 October would enable it to adopt the new disclosure schedule templates for its DY2026 information disclosures.

6. If you have any questions regarding this matter, please contact us at infrastructure.regulation@comcom.govt.nz.

Nāku iti noa, nā



Ben Oakley

Head of Performance and Understanding

Appendix: Disclosure requirements and exemption rationale

- A1. Under Part 4 of the Commerce Act 1986 (the **Act**), specified airport services are subject to information disclosure (**ID**) regulation.⁴ Clauses 2.3 and 2.4 of the ID Determination requires every airport to disclose certain information within 5 months of the end of each disclosure year.^{5,6,7}
- A2. Clause 2.3(1) of the ID Determination requires, within five months after the end of each disclosure year, every airport to disclose information relating to their financial position by completing and publicly disclosing:
- a. The Report on Profitability set out in Schedule 1;
 - b. The Report on Regulatory Profit set out in Schedule 2;
 - c. The Report on Regulatory Tax Allowance set out in Schedule 3;
 - d. The Report on Regulatory Asset Base Roll Forward set out in Schedule 4;
 - e. The Report on Related Party Transactions set out in Schedule 5;
 - f. The Report on Actual to Forecast Performance set out in Schedule 6;
 - g. The Report on Segmented Information set out in Schedule 7;
 - h. The Consolidation Statement set out in Schedule 8;
 - i. The Report on Asset Allocations set out in Schedule 9; and
 - j. The Report on Cost Allocations set out in Schedule 10.
- A3. Further, clause 2.4(1) of the ID Determination requires, within five months after the end of each disclosure year, every airport to publicly disclose information relating to the quality of its specified airport services by completing and disclosing:
- a. The Report on Reliability Measures set out in Schedule 11;
 - b. The Report on Capacity Utilisation Indicators for Aircraft and Freight Activities and Airfield Activities set out in Schedule 12;
 - c. The Report on Capacity Utilisation Indicators for Specified Passenger Terminal Activities set out in Schedule 13;

⁴ Commerce Act 1986, section 56C

⁵ Airport means a company described in s 56A(2) of the Act insofar as it provides specified airport services.

⁶ ID Determination, clause 2.3(1) and 2.4(1).

⁷ Disclosure year means the 12-month period ending on, in the case of Wellington International Airport limited (WIAL), 31 March.

- d. The Report on Passenger Satisfaction Indicators set out in Schedule 14;
 - e. The Report on Operational Improvement Processes set out in Schedule 15;
 - f. The Report on Associated Statistics set out in Schedule 16; and
 - g. The Report on Pricing Statistics set out in Schedule 17.
- A4. Disclosure year (DY) is defined for WIAL as the 12-month period ending 31 March.⁸ For WIAL, the disclosures required for DY2026 are due within five months, by 31 August 2026.

Legal framework

- A5. Clause 2.9(1)(a) of the ID Determination allows the Commission to, by written notice to an airport, grant an exemption from any requirement of the ID Determination, for a period and on such terms and conditions as the Commission specifies in that notice. Furthermore, clause 2.9(1)(b) of the ID Determination gives the Commission the power to amend or revoke any such exemption.

Conditional exemption granted

- A6. Under clause 2.9(1)(a) of the ID Determination, the Commission grants WIAL an exemption from the requirement to publicly disclose for DY2026 the specified annual disclosure requirements, on the condition the information is disclosed by 31 October 2026.
- A7. Further, we note that clauses 2.6(1)(b) and 2.7(1) of the ID Determination require that where an airport is required to publicly disclose any information pursuant to the specified annual disclosure the airport must, at that time publicly disclose a certificate as set out in Schedule 21 in respect of that information, duly signed by two directors of the airport. We consider that the conditional exemption to provide the specified annual disclosure by 31 October, will mean WIAL must also disclose the certificate by 31 October 2026.
- A8. We are due to publish our final decision on the required templates to use by 31 May 2026.⁹
- A9. WIAL staff indicated that amended ID templates published in May (at the earliest) would result in insufficient time for WIAL to incorporate any

⁸ Disclosure year as defined in the Airport Services Information Disclosure Determination 2010 Consolidating all amendments as of 18 June 2019, page 28. (https://www.comcom.govt.nz/assets/pdf_file/0020/155009/Airport-services-Information-disclosure-determination-2010-consolidated-18-June-2019.pdf)

⁹ Airport information disclosure template update 2026, see <https://www.comcom.govt.nz/regulated-industries/airports/projects/airport-information-disclosure-template-update-2026/>

changes and obtain the required auditor's sign-off in time to comply with the ID deadline. WIAL have advised that following our proposed ID template update in May, the next Board meeting (when approval of the disclosures, and the required audit and directors' signoff can be obtained) is [REDACTED]

- [REDACTED].¹⁰
- A10. The ID determination requires WIAL to publicly disclose the specified annual disclosure within five months of the 31 March disclosure year end date (ie, publicly disclose by 31 August each year).
- A11. We consider that, requiring WIAL to publicly disclose the specified annual disclosure by 31 October following our final decision on amending any templates, will not undermine the purpose of information disclosure (set out in s 53A of the Commerce Act 1986). This is because the quantity and type of information to be disclosed will remain the same, and so the exemption relates solely to the timing of the disclosure.
- A12. We note that the delay is relatively short and will not prevent interested persons from accessing, understanding, or using the disclosed information for its intended purpose, nor would it materially reduce transparency or comparability of information.
- A13. We consider the conditional exemption strikes an appropriate balance between regulatory compliance and practical governance constraints, while continuing to meet the information needs of interested stakeholders.

¹⁰ Email from WIAL staff, 23 March 2026