

In Confidence

Office of the Minister of Education

Chair, Cabinet Appointment and Honours Committee

Toi Ohomai Institute of Technology, NorthTec, s9(2)(a), Te Wānanga o Raukawa, University of Canterbury, Lincoln University and the University of Otago: council appointments

Proposal

1. As Minister of Education, I propose the Committee notes my intention to make the tertiary education institution (TEI) council appointments set out in this paper. These appointments are at Toi Ohomai Institute of Technology (Toi Ohomai), NorthTec, s9(2)(a), Te Wānanga o Raukawa, University of Canterbury, Lincoln University and the University of Otago.
2. I intend to make appointments to the councils of Toi Ohomai and NorthTec for a relatively short term. This is to take account of the potential for significant structural change in the ITP sector arising from the ITP Roadmap 2020 Project. The appointees have been briefed about this possibility.
3. The reappointment of Andrew Macfarlane to Lincoln University is also for a relatively short term in view of the partnership discussions with the University of Canterbury. The reappointment of Sue McCormack to the University of Canterbury council is for the maximum term she can serve under the University's statute.
4. The appointments to the wānanga s9(2)(a) and the University of Otago will be for the maximum of four years. In all cases they are new appointees replacing long-serving council members.

Institute of Technology and Polytechnics

5. The following appointments to Toi Ohomai council and NorthTec council will be made in accordance with sections 222AA and 222AG of the Education Act 1989 (the Act).

Toi Ohomai

- Appoint Ms Liz Te AMO as a council member from 1 January 2019 to 30 April 2021.

NorthTec

- Appoint Ms Jane Hindle as Chair of NorthTec council from 1 January 2019 to 31 December 2019.

Universities and Wānanga

6. The following appointments to the councils of s9(2)(a), Te Wānanga o Raukawa, University of Canterbury, Lincoln University and the University of Otago will be made under the governance arrangements set out in section 171 of the Act.

s9(2)(a)

s9(2)(a)

Te Wānanga o Raukawa

- Appoint Mr Tiwana TIBBLE as a member for a term of four years from 1 January 2019.

University of Canterbury

- Reappoint Ms Sue McCORMACK as a member for a term from 1 August 2019 to 31 May 2021.

Lincoln University

- Reappoint Mr Andrew MACFARLANE as a member for a term of 18 months from 1 January 2019 to 11 June 2020.

University of Otago

- Appoint Ms Suzanne ELLISON MNZM as a member for a term of four years from 1 January 2019.

Background

7. When considering the council appointments to Toi Ohomai and to NorthTec, I have been mindful of relevant sections of the Act that require the responsible Minister, when appointing members to institutes of technology, to:
- appoint people who have enough experience of governance to fulfil their individual duties as members of the council and the functions, duties and responsibilities of the council; and
 - have regard to the principles that the council should include Māori and, as far as possible, reflect the ethnic and socio-economic profile of the community that the institution serves.

8. Recent amendments to section 222AA of the Act require councils of a designated ITP to consist of four members appointed by the responsible Minister and four, five or six members appointed by the council in accordance with its statutes.
9. When considering the university and wānanga council appointments, I have been mindful of the relevant sections of the Act, which require the responsible Minister, when appointing members, to:
 - appoint people who have relevant knowledge, skills, or experience to be able to fulfil their individual duties to the council; and together with the other members of the council, are capable of undertaking its responsibilities, duties, and functions;
 - have regard to the desirability of the council of an institution to reflect the ethnic and socio-economic diversity of the communities served by the institution, and the fact that approximately half the population of New Zealand is male and half the population is female; and
 - ensure that at least one member of the council is Māori.
10. Section 171 of the Act provides for university and wānanga councils to consist of eight to 12 members. If, under its constitution, a council has 10, 11 or 12 members there are four Ministerial appointees; if it has eight or nine members there are three Ministerial appointees.
11. A list of the current membership for each council is attached.

Term of appointment

12. The term of appointment to all TEI councils is no more than four years. Council members whose terms have expired are permitted, under section 173(2) of the Act, to remain in office until formally reappointed or a successor is appointed.

Candidates

Toi Ohomai Institute of Technology

13. I intend to appoint Ms Liz Te Amo as a council member from 1 January 2019 to 30 April 2021. Ms Te Amo replaces Rahera Ohia QSM who resigned to take up a senior position with Te Puni Kokiri.
14. **Liz TE AMO** (Te Arawa – Waitaha, Tapuika, Ngāti Moko, Tuhourangi iwi) is the Business Development Manager of the Plus Group and nationally connected in the primary industry and Māori economy space. She has more than 20 years' international business experience in China, USA, Australia, Hong Kong, Japan, and Korea.
15. Ms Te Amo was Executive Director Maori Economic Development at MBIE (2015–2017), and her responsibilities at NZTE (2007–2015) included internationalising Māori businesses and projects across North Asia. Her governance experience includes Te Hono Primary Sector Leaders Steering Group, NZ Rugby Commercial Committee and Waitaha Group Holdings Ltd.

NorthTec

16. I intend to appoint Ms Jane Hindle, the present Deputy Chair, as Chair of the NorthTec council from 1 January 2019 to 31 December 2019. This is the period that the present Chair, Mr Wayne Jackson, will be acting as Chief Executive of NorthTec.
17. **Jane HINDLE** is a council-appointed member who was appointed Deputy Chair in 2017. Ms Hindle has been involved in the data and telecommunications industry for 23 years working in the UK, Europe and New Zealand, with 12 years on the board of the Telecommunications Users Association NZ. Since moving to the Far North in 2000, she has served on the Board of Enterprise Northland and is Executive Trustee of the R. Tucker Thompson Sail Training Trust.

s9(2)(a)



Te Wānanga o Raukawa

21. I intend to appoint Mr Tiwana Tibble as a council member for a term four years from 1 January 2019 to 31 December 2022. Mr Tibble replaces Mr Eddie Ellison, who has contributed strong financial skills to the council.
22. **Tiwana TIBBLE** is a chartered accountant with experience in the finance, contracting and manufacturing industries. He has been a high achieving chief executive, having grown Ngāti Whatua Orakei assets from \$50m to over \$600m in 15 years.
23. Mr Tibble now focuses on governance and project management roles. His governance experience includes: Taupo Moana Group Holdings, Ngāti Porou Holding Company (the commercial arm of Te Runanganui o Ngāti Porou), Tahumatua Ltd and Ringa Matua Ltd. His strengths include stakeholder engagement, leadership, financial management, negotiation, strategic vision, organisational development and governance.

University of Canterbury

24. I intend to reappoint Ms Sue McCormack as a council member for a term from 1 August 2019 to 31 May 2021. Ms McCormack is the present Pro Chancellor of the University. I am reappointing her ahead of the expiry of her present term to so she can be eligible for election as Chancellor for the 2019 year.
25. **Sue McCORMACK** is a Partner of Mortlock McCormack Law in Christchurch. Her professional expertise includes corporate structuring and strategic planning, dispute resolution, governance and directors duties, insurance law, health and safety, sustainability and mergers and acquisitions. Ms McCormack is a director of KiwiRail and her governance experience includes the Lyttelton Port Company, the New Zealand Symphony Orchestra, and Mortlock McCormack Law Ltd. She is a Chartered Member of New Zealand Institute of Directors.

Lincoln University

26. I intend to reappoint Mr Andrew Macfarlane as a council member for a term of from 1 January 2019 to 11 June 2020. This is to take account of the partnership discussions with the University of Canterbury and will allow end-dates of the Ministerial appointments to be staggered.
27. **Andrew MACFARLANE** is a registered farm management consultant. He and his family farm irrigated land in mid Canterbury, focused mainly on dairy, but also including meat and arable production. Their award-winning farms are recognised for balancing high production with environmental outcomes. Mr Macfarlane is a past New Zealand President of the New Zealand Institute of Primary Industry Management. His governance experience includes Agresearch, ANZCO, Fonterra, Ngai Tahu Farming, and he was Chair of Deer Industry NZ.

University of Otago

28. I intend to appoint Ms Suzanne Ellison MNZM as a council member for a term of four years from 1 January 2019 to 31 December 2022. Ms Ellison has been nominated by Te Runanga o Ngāi Tahu and the university council strongly support her nomination.
29. **Suzanne ELLISON** MNZM (Kāi Tahu, Kāti Mamoe and Te Atiawa) was honoured in January 2018 for services to Māori, the arts and governance. She is an iwi manager and researcher for arts and cultural heritage projects. Ms Ellison is Runaka Manager for Kāti Huirapa Runaka ki Puketeraki, chairs the Ngāi Tahu Funds Committee, and is a member of Toi Aotearoa the Arts Council of New Zealand. She was a senior manager with Ngai Tahu Development Corporation for more than 10 years and completed two terms as a board member of Te Waka Toi, the Māori Arts Board of Creative New Zealand.

Representativeness of appointments

30. I confirm that I have been mindful of my responsibilities under the Act, as set out in paragraphs 7 – 9 of this paper.

Appointment process and consultation

31. The Act does not require formal consultation on TEI council appointments.
32. When council members are first appointed, they are selected from the nominations made by my colleagues, the relevant TEI Chair or Chancellor, the Ministry for Women, Te Puni Kōkiri, and the Ministry for Pacific Peoples. The TEC also searches for candidates using the candidate database at The Treasury and other sources.
33. I can confirm that an appropriate process has been followed in these proposed appointments in line with the State Services Commission appointment guidelines. This process helps to ensure that each council comprises people with the skills and experience to enable it to perform its functions.

Conflicts of interest

34. I can confirm that appropriate enquiries concerning conflicts of interest have been carried out, in accordance with the State Services Commission appointment guidelines, to identify any conflicts of interest that could reasonably be identified. No conflicts have been identified.

Remuneration

35. TEI councils are subject to the Fees Framework agreed by Cabinet for members appointed to bodies in which the Crown has an interest. Under section 179 of the Act, the Minister of Education determines the maximum fees payable to council members. Councils determine the fees paid up to this maximum. Under the Fees Framework, TEI councils are classified as Group 3(a) General Governance Boards.
36. The maximum fees for all TEI council members are:

Level: size of tertiary education institution	Chair or Chancellor	Deputy Chair or Pro Chancellor	Member
Level One Under \$60 million revenue	\$29,960	\$19,260	\$15,408
Level Two \$60 million – \$100 million revenue	\$35,952	\$21,400	\$17,120
Level Three \$100 million – \$600 million revenue	\$40,000	\$25,000	\$20,000
Level Four Over \$600 million revenue	\$45,000	\$28,125	\$22,500

Timing and Publicity

37. A media statement will be issued once the appointments have been agreed and the appointees have been notified.

Proactive Release

32. I am proposing to proactively release this paper only after the appointments have been finalised. The paper would be released without the appendices, which include personal information.

Recommendations

33. I recommend that the Committee notes my intention to make appointments to the following TEI councils:

- Appoint Ms Liz TE AMO a council member of Toi Ohomai Institute of Technology from 1 January 2019 to 30 April 2021.
- Appoint Ms Jane HINDLE as Chair of NorthTec from 1 January 2019 to 31 December 2019.

s9(2)(a)



- Appoint Mr Tiwana TIBBLE as a council member of Te Wānanga o Raukawa for a term of four years from 1 January 2019 to 31 December 2022.
- Reappoint Ms Sue McCORMACK as a council member of the University of Canterbury for a term from 1 August 2019 to 31 May 2021.
- Reappoint Mr Andrew MACFARLANE as a council member for Lincoln University for a term from 1 January 2019 to 11 June 2020.
- Appoint Ms Suzanne ELLISON MNZM as a council member for the University of Otago from 1 January 2019 to 31 December 2022.

Authorised for lodgement

Hon Chris Hipkins

Minister of Education

Please note: Attachments withheld under s9(2)(a)