



Ref: OI-23-00043

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Tuesday 21 February 2023

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John Luke

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Tēnā koe John,

Thank you for your request, received on 28 January 2023, for the following information under the Official Information Act 1982 (the Act):

- *I would like to request a list of vacancy (ministerial appointment only, e.g. board member, Lay member, Trustee etc) that the nomination period has been closed but still under consideration by the TEC or relevant Minister. If there is any, please indicate what stage they are currently at and when you are expected to have a final outcome.*

In your list, can you please included the date that vacancy been advertised, what method you have used to publicly advertise the position, how many application you have received and when the vacancy been closed as well.

Also, I would like to know if you have any future opening in 2023. e.g. the position that will call for nomination in the year of 2023.

In answering your questions, I refer to my previous letter to you in September 2022 where I outlined the Ministerial appointment process and the role of the Tertiary Education Commission in advising the Minister of Education.

The Minister makes one third of the appointments to governing councils of tertiary education institutions (TEIs), with the exception of Te Pūkenga where nine of the 12 appointments are made by the Minister. The Minister also makes appointments to two of the six Workforce Development Councils (WDCs). The role of the Minister is set out in the Education and Training Act 2020 and in the Orders in Council that established the WDCs. Legislation requires the Minister to consult a TEI council before making any appointment, and for the WDCs, the Minister must appoint candidates nominated by the council.

In the case of TEIs, the Minister also takes into account nominations made by their colleagues and by the Government's nominating agencies. The agencies the TEC contacts on the Minister's behalf include:

- Ministry for Women
- Te Puni Kōkiri
- Ministry for Pacific Peoples
- Ministry for Ethnic Communities
- Whaikaha – Ministry of Disabled People

The TEC's role is to manage the process of appointment on behalf of the Minister of Education. The TEC keeps the Minister up to date with appointments for members whose terms are due to expire in the upcoming year, and, wherever possible, supports the Minister to make new appointments before those positions fall vacant.



The nominations received by the Minister for those appointments are referred to the TEC for review.

In advising the Minister, for each appointment the TEC:

- Considers if reappointment is an option - the existing member's contribution and the length of term already served is taken into consideration;
- Undertakes a skills analysis of the council to identify skills gaps, gender balance, etc, using the Framework for Selection published on the TEC website; and
- Shortlists nominees for the Minister's consideration, using the Framework for Selection.

Once the Minister has identified their preferred appointees, the role of the TEC is to provide the Minister with the support and documents they need to complete an appointment and take it through the Cabinet process. Cabinet does not make the appointments but, by convention, the Minister of Education informs their Ministerial colleagues by submitting a paper about their intentions to the Appointments and Honours Committee. Once Cabinet has received a Minute from the Committee, the Minister of Education signs a letter of appointment.

Therefore, to answer your questions:

1. There is not a list of vacancies for Ministerial appointments. Rather, there is a list of Ministerial appointments which are to be considered this year. This list is attached as Appendix A.
2. There is no formal or specified nomination period. The TEC engages with the Minister, the Chair of the council and nominating agencies as and when appropriate in advance of making appointments in a timely fashion. This includes taking into consideration other factors that impact on timing of decisions, such as the 'period of restraint' which means appointments are not made in the three months prior to a general election.
3. It is not the role of the TEC to advertise the Ministerial appointments where we provide advice to the Minister; therefore, we do not have any method of advertising, nor do we receive 'applications'.

If you wish to be considered for appointment to a TEI council, I suggest you write to the Minister's Office at Parliament stating the council for which you wish to be considered or the individual Chancellor or Chair of said council, and how you meet the requirements in the Skills Framework on the TEC website.

You have the right to seek an investigation and review by the Ombudsman of this response. Information about how to make a complaint is available at www.ombudsman.parliament.nz or freephone 0800 802 602.

Please note that, consistent with the Act, we publish our responses to information requests on our website in the interests of transparency and accountability, and to improve access to official information. All published responses have personal information removed.

Nāku noa, nā



Tim Fowler
Chief Executive
Tertiary Education Commission

Appendix A:

Ministerial Appointments to be considered in 2023						
TEI/WDC	Name(s) of incumbent	Position	Month & year first appointed	Term end date	Present stage	Final outcome expected by
University of Auckland	Rachael NEWSOME	Member	1 April 2019	31 December 2022 ¹	In progress ²	1 April 2023
University of Canterbury	Keiran HORNE	Member	20 May 2019	30 April 2023	In progress	1 April 2023
University of Otago	Suzanne ELLISON MZNM	Member	1 January 2019	31 December 2022 ¹	In progress	1 April 2023
Te Wānanga o Aotearoa	Jonathan STOKES	Member	15 December 2016	31 May 2023	Not yet in progress ³	31 May 2023
Te Whare Wānanga o Awanuiārangi	Natalie COATES	Member	1 June 2019	31 July 2023	Not yet in progress	30 June 2023
Te Pūkenga - New Zealand Institute of Skills and Technology	Kim NGARIMU Kathy GRANT Sam HUGGARD Tania HODGES JP Maryann GEDDES	Deputy Chair Member Member Member Member	1 April 2020 1 April 2020 1 April 2020 1 April 2020 1 April 2020	31 March 2023 31 March 2023 31 March 2023 31 March 2023 31 March 2023	Nominations closed	31 March 2023 31 March 2023 31 March 2023 31 March 2023 31 March 2023
Ringa Hora WDC	Hinerangi EDWARDS Jill HATCHWELL	Chair Member	11 June 2021 11 June 2021	10 June 2023 10 June 2023	Not yet in progress	10 June 2023 10 June 2023

¹ This appointment was held over from December 2022. As per Schedule 11, clause (2) of the Education and Training Act 2020, if a council member's term of office expires before their successor is appointed, the member continues in office until their successor's appointment takes effect.

² 'In progress' means that the Minister has consulted with the TEI and the TEC is consulting with nominating agencies.

³ 'Not yet in progress' means the Ministerial appointments process has yet to start.