

## Education Report: Approval of sponsors to operate a Partnership School | Kura Hourua from 2014 - contracts

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### Executive Summary

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The Education Amendment Act 2013 created a new part of the Education Act 1989 relating to Partnership Schools | Kura Hourua (PSKH). The Minister of Education has been given the power to enter into a contract with the sponsor of a PSKH. This contract is the main mechanism for regulating the relationship between the Crown and the sponsor.

In July 2013, you gave approval for the Ministry of Education to enter into contract negotiations on your behalf with five preferred applicants to operate a PSKH from 2014. These are: Advance Training Centres Limited (ATC), He Puna Marama Charitable Trust, Ngā Parirau Mātauranga Charitable Trust (formerly Ngatiwai Whangaruru Whenua Toopu Trust), Rise UP Trust, and Villa Education Trust.

The contract negotiations have been concluded successfully. We now seek your approval of the five preferred applicants as sponsors of a PSKH. We also ask you to sign a contract with each sponsor.

We recommend that you sign and date the five attached notices to be published in the *New Zealand Gazette* formally approving the five sponsors and establishing the PSKH.



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### Recommended Actions

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We recommend that you:

- a. **note** that, following your earlier decisions, the Ministry has successfully negotiated contracts with the following sponsors for the establishment of Partnership Schools | Kura Hourua from 2014:
  - Advance Training Centres Limited (ATC)
  - He Puna Marama Charitable Trust
  - Ngā Parirau Mātauranga Charitable Trust (formerly Ngatiwai Whangaruru Whenua Toopu Trust)
  - Rise UP Trust
  - Villa Education Trust
- b. **agree** to sign contracts to operate a Partnership School | Kura Hourua from 2014 with:
  - Advance Training Centres Limited (ATC)

AGREE/DISAGREE

- He Puna Marama Charitable Trust

AGREE/DISAGREE

- Ngā Parirau Mātauranga Charitable Trust (formerly Ngatiwai Whangaruru Whenua Toopu Trust)


AGREE/DISAGREE

- Rise UP Trust

AGREE/DISAGREE

- Villa Education Trust

AGREE/DISAGREE

- c. **sign and date** the five attached contracts
- d. **sign and date** the attached notices for the *New Zealand Gazette* promulgating your final decision to open five Partnership Schools | Kura Hourua from 2014
- e. **return** the notices to the Ministry so they can be sent to the *New Zealand Gazette* for publication
- f. 

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Ben O'Meara  
Group Manager  
Schooling Policy

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Hon Hekia Parata  
Minister of Education

16.9.13

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## Education Report: Approval of sponsors to operate a Partnership School | Kura Hourua from 2014 – contracts

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### Purpose of Report

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1. The purpose of this report is to seek your agreement to approve five applicants as sponsors of a Partnership School | Kura Hourua (PSKH), and to sign and date:
  - a contract with each of the five sponsors to operate a (PSKH) from 2014
  - five *New Zealand Gazette* notices approving the sponsor and establishing the PSKH.

### The Contracts

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2. Section 158D of the Education Act 1989 gives the Minister of Education the power to enter into a contract with the sponsor of a PSKH.
3. Following an application and evaluation process carried out under all-of-government procurement rules, you received advice from the Authorisation Board and the Ministry of Education on which applicants should be considered for approval. In July 2013, you approved five sponsors to enter into contract negotiations with the Crown to operate a PSKH from 2014 (Metis 795802 refers).
4. The Ministry has been negotiating with the five sponsors on your behalf since July 2013. In August, we reported to you on the progress of the negotiations (Metis 799745 refers). The Ministry has kept the sponsors informed of the content of the contract as it has been developed.
5. All of the sponsors have accepted the terms and conditions of the contract.

#### Variations

6. The Ministry is aware that variations may need to be signed throughout the lifetime of these contracts as monitoring and reporting processes are established or issues emerge.
7. The contract enables the Secretary for Education to sign variations on your behalf when they are administrative in nature.
8. 

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### New Zealand Gazette Notices

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9. The Ministry has prepared five establishment notices for the *New Zealand Gazette* for you to sign and date. Notice in the *New Zealand Gazette* is required to formally approve the sponsors and establish the schools.



10. Once signed and dated, the notices need to be returned to the Ministry so they can be sent to the *New Zealand Gazette* for publication.

## Sponsors

11. Below is a summary of the five successful sponsors to operate a PSKH from 2014.

### Advance Training Centres Limited

<b>Organisational type</b>	Private Training Establishment – currently provides pre-military training for young people who are disengaged from the schooling system [REDACTED] s 9(2)(g)(i) OIA
<b>School name</b>	Vanguard Military School [REDACTED]
<b>Location</b>	Albany – with active recruitment in West and South Auckland
<b>School type</b>	Year 11-13 co-educational senior secondary school
<b>Priority groups</b>	Low socio-economic, Māori, Pasifika
<b>Student numbers</b>	Opening roll of 108, growing to a maximum roll of 192
<b>Proposed teaching and learning programme</b>	<ul style="list-style-type: none"> <li>• Transfer the ethos and training methodology of the military (such as drill, camaraderie, discipline and physical training) to a schooling environment</li> <li>• Enable students to take a range of specialist subjects including engineering, physical training, financial literacy and defence studies, complemented by <i>The New Zealand Curriculum (NZC)</i></li> <li>• Allow students to move into a broad range of further training or employment options</li> </ul>

### He Puna Marama Charitable Trust

<b>Organisational type</b>	Trust – currently provides a hostel for Māori boys and delivers ECE
<b>School name</b>	Te Kura Hourua O Whangarei Terenga Paraoa
<b>Location</b>	Whangarei
<b>School type</b>	Year 7-13 co-educational composite school
<b>Priority groups</b>	Māori
<b>Student numbers</b>	<ul style="list-style-type: none"> <li>• Opening roll of 50, growing to a maximum roll of 300 – approx 7% of secondary enrolments in Whangarei</li> <li>• Opening with Y9-13 initially, then moving to Y7-13 from 2017</li> </ul>
<b>Proposed teaching and learning programme</b>	<ul style="list-style-type: none"> <li>• Address the underachievement of Māori students by reconnecting them with an ethos of leadership and pride</li> <li>• Open between 8am and 8pm to allow flexible timetabling</li> <li>• Offer <i>Te Marautanga o Aotearoa (TMOA)</i> and NCEA</li> <li>• Kaupapa philosophy that validates Māori culture and a Māori world view</li> <li>• Akonga- centred education that provides a constructivist approach and personalised learning</li> <li>• Collaborative partnerships with whānau, local schools and tertiary institutions</li> </ul>

12. He Puna Marama Charitable Trust has indicated that it would have preferred a longer-term contract to allow an investment in facilities consistent with state schools.
13. The Trust has some further residual matters that were not resolved in the contract negotiation process. One of these was its interest in having a materiality criterion added into clause 16 of the contract (Minimum Requirements). The Trust may write to you about these residual matters.

**Ngā Parirau Mātauranga Charitable Trust (formerly Ngatiwai Whangaruru Whenua Toopu Trust)**

<b>Organisational type</b>	Trust – delivers ECE
<b>School name</b>	Te Kura Hourua ki Whangaruru
<b>Location</b>	Whangaruru, Northland
<b>Year level</b>	Year 9-14 co-educational secondary school
<b>Priority groups</b>	Māori
<b>Student numbers</b>	Maximum roll of 128 – approx 3% of secondary enrolments in Whangarei and Kawakawa catchments, or approx 18% if kura draws students from rural Whangaruru
<b>Proposed teaching and learning programme</b>	<ul style="list-style-type: none"> <li>• Bi-lingual provision in English and Te Reo Māori</li> <li>• Established on farmland</li> <li>• Offer <i>NZC and TMoA</i> with additional learning opportunities including outdoor education and farming</li> <li>• Emphasis on project-based inquiry learning</li> <li>• Students grouped by learning interests and have individualised learning plans that prepare them for NCEA and pre-employment training (emphasis on farming)</li> <li>• Offer a range of subjects including literacy, numeracy, English, Te Reo and Science</li> <li>• Supplementary course offerings for specialist subjects provided by Te Kura</li> </ul>

14. The sponsor has formed a new trust to allow it to provide secondary education services.

### Rise UP Trust

<b>Organisational type</b>	Trust – delivers after-school mentoring services to disadvantaged young people and whānau
<b>School name</b>	The Rise Up Academy
<b>Location</b>	Mangere, South Auckland
<b>Year level</b>	Year 1-6 co-educational primary school
<b>Priority groups</b>	Māori, Pasifika
<b>Student numbers</b>	Opening roll of 50, growing to a maximum roll of 100 – approx 2% of enrolments in Mangere
<b>Proposed teaching and learning programme</b>	<ul style="list-style-type: none"> <li>• Christian-based ethos</li> <li>• Pasifika methods of teaching and learning</li> <li>• Offer NZC and use registered teachers</li> <li>• Offer specialisations in sports, arts and languages</li> <li>• Low student-teacher ratios</li> <li>• Provide proactive engagement with whānau to support the child's learning</li> </ul>

### Villa Education Trust

<b>Organisational type</b>	Trust – operates Year 7-10 private middle school
<b>School name</b>	South Auckland Middle School
<b>Location</b>	South Auckland
<b>Year level</b>	Year 7-10 co-educational middle school
<b>Priority groups</b>	Low socio-economic, Māori and Pasifika
<b>Student numbers</b>	Maximum roll of 120 – approx 0.5% of Y7-10 students in catchment area
<b>Proposed teaching and learning programme</b>	<ul style="list-style-type: none"> <li>• Replicate the Mt Hobson Middle School education model</li> <li>• Small classes of no more than 15 students</li> <li>• Strong emphasis on thinking skills and meta-cognition</li> <li>• Build personal character through applied Christian values</li> <li>• Offer NZC with the seven NZC components covered by delivery of eight projects each year</li> <li>• Use registered teachers for all academic positions and non-registered tutors as appropriate</li> </ul>

### Financial Implications

15. A contingency of \$18.95 million over four years was set aside in Budget 2013 to provide funding for the establishment of PSKH. This amount was sufficient for about four schools opening in 2014 with particular student roll levels.
16. In July 2013, Cabinet noted that additional funding would be required if five schools were approved, but that more certainty about the amounts needed would be determined during contract discussions [CAB Min (13) 24/15 refers].
17. A Budget shortfall has arisen due to establishing five schools. [REDACTED]

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## Next Steps

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### **Communications**

18. The Ministry is working with your office, Associate Minister Banks' office, the Authorisation Board and the sponsors on communications announcing the establishment of the five PSKH.

### **Sponsors**

19. Throughout the contract negotiation process, the five sponsors have continued to work on getting their school ready to open in term one of 2014. All five are committed to doing so, and the Ministry will continue to work closely with them.