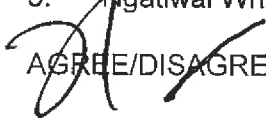


Education Report: Implementing Partnership Schools | Kura Hourua (PSKH) Decisions

Recommendations

We recommend that you

- a. **note** that Section 158B of the Education Act 1989 gives the Minister of Education the power to approve a body to be a sponsor of a PSKH, and absolute discretion to refuse to approve a body to be a sponsor of a PSKH
 - b. **note** that, following the initial evaluation process led by the Authorisation Board, 13 of the 35 compliant applications were considered strong enough to interview
 - c. **note** that Cabinet noted your intention to select five of the six applicants recommended by the Authorisation Board to progress into contract discussions
 - d. **note** that contract discussions provide a further opportunity to resolve any minor issues that remain and we will keep you informed how contract discussions progress so you know if there are issues that are likely to preclude you from signing contracts with any of the applicants
 - e. **note** that we will provide you with advice when we have certainty regarding whether additional funding is required.
 - f. **agree** that, as a result of the procurement process, five applicants be awarded preferred applicant status to enter into negotiations with the Crown with a view to opening a PSKH in 2014:
 1. He Puna Marama Charitable Trust
 2. Advanced Training Centres Limited
 3. Rise UP Trust
 4. Villa Education Trust
 5. Ngatiwai Whangaruru Whenua Toopu Trust.
-  AGREE/DISAGREE
- g. **note** that subject to your agreement, the Ministry will contact the preferred applicants and invite them to enter into contract negotiations in the week commencing 22 July
 - h. **agree** that the following applicants be declined to establish a PSKH in 2014:
 1. 180 Degrees Trust
 2. Al-Noor Charitable Trust
 3. Aotearoa Youth Initiative Trust
 4. BroSir.com
 5. Christian City Church (C3 Church Auckland)

6. Davidic Centre
7. Destiny Church School
8. Dunedin Discovery Working Group
9. Gisborne Girls' High School
10. Kirikiriroa Marae Reservation
11. Manukau Christian Charitable Trust
12. Montessori 3-6
13. Motueka Rudolf Steiner School Trust
14. Ngā Kākano o te Kaihanga Kura
15. Ora Charitable Trust
16. ROAR Ministries Charitable Trust
17. Rudolph Steiner School Trust Manawatu
18. SymmComm Limited
19. Te Awanui Institute
20. Te Kohao Health Limited
21. Te Kura O Ngā Tautōhito
22. Te Runanga o Turanganui a Kiwa
23. Te Taniwha Youth Charitable Trust
24. Te Waka Hourua o Mataariki
25. The Bridge Academy
26. The Kai Tech Charitable Trust
27. Upper Valley Education Trust
28. Whakawātea Kaporeihana

AGREE / DISAGREE

- i. **note** that two applicants, Pacific People's Advancement Trust and C-Me Mentoring Trust, withdrew their applications
- j. **note** that subject to your agreement to recommendation h, the Ministry of Education will inform the 28 applicants that they have been unsuccessful by letter by the end of this week (19 July)
- k. **agree** to the content of the letters to non-preferred applicants (attached).

AGREE/DISAGREE

As discussed.

s 9(2)(a) OIA

Ben O'Meara
Group Manager
Schooling Policy

NOTED / APPROVED

Hon Hekia Parata
Minister of Education

18/7/13

Education Report: Implementation of Partnership Schools | Kura Hourua (PSKH) Decisions

Purpose of report

1. This report seeks your agreement to proceed to contract discussions with five PSKH applicants, and provides advice on the steps that the Ministry will take to implement your decisions.
2. This paper also seeks your decision on the applicants who are not preferred to operate a PSKH in 2014, and sets out the steps that will be taken to inform them of your decision.

Background

3. Section 158B of the Education Act 1989 gives the Minister of Education the power to approve a body to be a sponsor of a PSKH, and absolute discretion to refuse to approve a body to be a sponsor of a PSKH.
4. The Authorisation Board was appointed by the Minister of Education [CAB 101/99/1 refers]. Its role included to provide advice on Partnership Schools applications.

The Partnership Schools application process

5. Applications to open a PSKH in 2014 closed on 16 April 2013. On 24 May, the Ministry provided you with an update on the PSKH application process, including summary evaluations of the 35 compliant applications received and details of the criteria against which they were assessed [METIS 781020 refers]. On the basis of the 24 May report, you discussed and agreed with the Authorisation Board a list of 13 applicants to be interviewed.
6. Interviews were completed in June 2013. Two applicants withdrew from the process following the interviews, indicating that they wished to explore the opportunity to create a joint proposal in the future.
7. The Authorisation Board reported on the applicants to progress into contract discussions. You then sought and received clarifications from the Authorisation Board about its recommendations.
8. On your request, the Ministry provided advice on the Authorisation Board's recommendations. The Ministry recommended three applicants be selected to proceed to contract negotiations for opening in 2014, and that a fourth applicant had the potential to open in 2014 subject to a number of issues being resolved. Two additional applicants were identified as 'not ready to open in 2014'.
9. Both the Board's and the Ministry's analyses recommended that three of the applicants (He Puna Marama Charitable Trust; Advanced Training Centres Ltd; and Rise UP Trust) should be accepted to enter into contract negotiations with a

view to opening a PSKH in 2014. The Ministry advised that the next strongest applicant was Villa Education Trust. This was also one of the recommendations from the Authorisation Board.

10. The Authorisation Board also recommended that Ngā Kākano o te Kaihanga Kura and Ngatiwai ki Whangaruru Whenua Toopu Trust be accepted for contract negotiations. The Ministry's view was that, while the Ngatiwai ki Whangaruru Whenua Toopu Trust had many strong points, it would benefit from more time to develop its proposals with a view to reapplying at a later date. The view you have reached is that, on balance, further development of the Ngatiwai ki Whangaruru Whenua Toopu Trust proposal should be explored within the context of contract negotiations.
11. The funding contingency, set aside in Budget 2013 was \$19m. Our previous advice indicated that this would be sufficient for about four schools opening in 2014. Cabinet noted your intention to proceed with five schools into contract negotiations. It was also noted that should you approve five schools for contracts this will likely require additional funding. We will provide you with advice when we have certainty regarding whether additional funding is required, following the contract negotiations phase.
12. The Ministry did not support the Board's recommendation that the proposal from Ngā Kākano offered enough additional value to priority learners to be granted preferred applicant status.
13. The Ministry and the Authorisation Board agreed that the remaining shortlisted applicants (Destiny Church School, the Manukau Christian Community Trust, Te Kohao Health Ltd, and 180 Degrees Trust) should not be granted preferred applicant status.

Confirming the Results of the procurement process

14. You have considered the advice of both the Ministry and the Authorisation Board, and, as a result, proposed to proceed to contract negotiations with five schools. You tested your intended decisions with Cabinet on 15 July.
15. We seek your approval to grant the following applicants preferred applicant status to enter into contract discussions to open a PSKH in 2014:
 1. He Puna Marama Charitable Trust
 2. Advanced Training Centres Limited
 3. Rise UP Trust
 4. Villa Education Trust
 5. Ngatiwai ki Whangaruru Whenua Toopu Trust.

We also seek your approval to formally decline the 28 remaining applicants.

Preferred applicants

16. Following your agreement, the Ministry will contact the five preferred applicants by phone and invite them to enter into contract discussions. The Ministry has a

Procurement Manager who will lead these discussions on their behalf, supported by subject matter experts (e.g. property) as required. Bell Gully will provide legal advice and support to the Ministry during the negotiation process.

17. Each preferred applicant will be provided with a copy of the Draft Agreement, which has been revised and updated to reflect the policy decisions (e.g. Performance Management System and term of the Agreement) made by Cabinet in relation to PSKH. The Draft Agreement also reflects current regulatory requirements (e.g. reporting regimes). Providing that contact can be made with preferred applicants by the end of this week, contract discussions will commence in the week beginning 22 July.
18. Due diligence will be carried out at the local level with respect to property, curriculum and finance under the direction of the Procurement Manager during the course of the discussions.
19. Contract discussions will provide a further opportunity to resolve or mitigate any minor issues that remain. One of the applicants you intend to progress to contract negotiations, Ngatiwai Whangaruru will benefit from this further opportunity in particular. However, to varying degrees others also have minor issues to be clarified either through contract discussions or during the set-up phase. We will keep you informed as contract discussions progress so you know if there are issues that are likely to preclude you from approving contracts with any of the applicants.
20. It is intended that information is provided for your consideration in relation to each preferred applicant as they reach agreement in principle. A final Contract Award Report covering the discussions in relation to all five applicants will be provided to you at the completion of the contracting process.

Non-preferred applicants

21. Following the initial evaluation process carried out by the Authorisation Board and the Ministry of Education, 22 of the 35 compliant applications were considered not to be strong enough to bring forward to the interview stage of the application process. These are:
 1. Al-Noor Charitable Trust
 2. Aotearoa Youth Initiative Trust
 3. BroSir.com
 4. Christian City Church (C3 Church Auckland)
 5. Davidic Centre
 6. Dunedin Discovery Working Group
 7. Gisborne Girls' High School
 8. Kirikiriroa Marae Reservation
 9. Montessori 3-6
 10. Motueka Rudolf Steiner School Trust
 11. ROAR Ministries Charitable Trust
 12. Rudolph Steiner School Trust Manawatu
 13. SymmComm Limited
 14. Te Awanui Institute
 15. Te Kura O Ngā Tautōhito

16. Te Runanga o Turanganui a Kiwa
 17. Te Taniwha Youth Charitable Trust
 18. Te Waka Hourua o Mataariki
 19. The Bridge Academy
 20. The Kai Tech Charitable Trust
 21. Upper Valley Education Trust
 22. Whakawātea Kaporeihana.
22. Following the interviews with 13 applicants, two withdrew from the process and six applicants were not taken forward for preferred applicant status. These applicants will also be informed that they have not been successful in this round:
1. Destiny Church School
 2. Ngā Kākano o te Kaihanga Kura
 3. Manukau Christian Charitable Trust
 4. Ora Charitable Trust
 5. Te Kohao Health Limited
 6. 180 Degrees Trust

Next Steps

23. Following your agreement, the Ministry will contact each of the five preferred applicants to begin the contract discussions
24. Subject to your agreement, the Ministry will also inform the remaining 28 applicants that they have been unsuccessful by letter by the end of this week (20 July 2013). A draft copy of the letters that will be sent to these applicants is attached for your approval (see attachments). The letter to those applicants who were interviewed differs slightly in content to acknowledge the additional work that went into the interview.
25. Pacific People's Advancement Trust and C-Me Mentoring Trust will also be contacted by the Procurement Manager to acknowledge formally that they withdrew from the process.
26. All of the non-preferred applicants, including those who withdrew from the process, will be offered an opportunity for a debriefing on their applications if they wish.
27. A fulsome release of information relating to Partnership Schools will be made on 31 July 2013. This will include as much background information as possible including policy decisions, and papers relating to the activities of the Working Group. Following the completion of the contract discussions information relating to the procurement process will be proactively released by the Ministry.
28. Following the conclusion of contract negotiations the Ministry will provide a key contact person for each school to assist them throughout the set-up phase.

DATE

ADDRESS

Attention: APPLICANT

Ref: APPLICATION DETAILS

Thank you for your application to establish a Partnership School | Kura Hourua in 2014. In particular, the time and effort ORGANISATION took to meet in person with the Authorisation Board on DATE in Wellington is deeply appreciated. The Authorisation Board was impressed with the professionalism and dedication demonstrated by ORGANISATION throughout the process.

On behalf of the Minister of Education I wish to advise you that the proposal from ORGANISATION has not been successful in being selected to open a Partnership School | Kura Hourua in 2014.

We would like to offer you an opportunity for a debrief detailing the strengths and weaknesses of your proposal. If you would like to take up this opportunity, please contact [REDACTED] to arrange a suitable time.

s 9(2)(a) OIA

Ministry officials would also be happy at this time to discuss any aspects of the evaluation and selection process, or to provide you with any further information about the procurement procedures.

The Minister would like to thank you for the commitment you have shown to improving outcomes for priority students in New Zealand. She is encouraged by the level of interest that has been shown for this initiative, and by the commitment and passion demonstrated by applicants to lifting student outcomes in New Zealand.

Naku noa na

s 9(2)(a) OIA

[REDACTED]
Ministry of Education

DATE

ADDRESS

Attention: APPLICANT

Ref: APPLICATION DETAILS

Thank you for your application to establish a Partnership School | Kura Hourua in 2014. On behalf of the Minister of Education I wish to advise you that the proposal from APPLICANT ORGANISATION has not been successful.

The Minister would like to thank you for the commitment you have shown to improving outcomes for priority students in New Zealand. The Authorisation Board was impressed with the amount of work and dedication demonstrated by applicants in the preparation of the proposals submitted.

Once final decisions have been made, you will be notified of the outcome, and offered an opportunity to participate in a debrief detailing the strengths and weaknesses of your proposal.

Ministry officials would also be happy to discuss at this time any aspects of the evaluation and selection process, or to provide you with any further information about the procurement procedures.

Naku noa na

s 9(2)(a) OIA

Ministry of Education