



Education Report: Change to the Constitution of the Ko Tāku Reo Deaf Education New Zealand (903) Board

To:	Hon Chris Hipkins, Minister of Education		
Date:	30 July 2021	Priority:	Medium
Security Level:	In Confidence	METIS No:	1250648
Drafter:	Andrea Thomson – Senior Advisor	DDI:	04 463 8254
Key Contact:	Doug Ferry – Manager, School Governance	DDI:	04 463 8262
Messaging seen by Communications team:	No	Round Robin:	No

Purpose of Report

The purpose of this report is for you to:

- **Approve** the proposed changes to the Ko Tāku Reo Deaf Education New Zealand Board constitution, under Section 122¹ of the Education and Training Act 2020.
- **Note** that Ko Tāku Reo Deaf Education New Zealand (903) (previously Deaf Education Aotearoa) is the school resulting from the merger of Kelston Deaf Education Centre (503) in Auckland and van Asch Deaf Education Centre (519) in Christchurch.
- **Note** that the Kelston Deaf Education Centre and van Asch Deaf Education Centre were governed by a Combined Board at the time of their merger and have operated with a constitution approved under Section 95 of the Education Act 1989, since 2012.
- **Note** that if you approve the proposed changes to the constitution, your decision will be given effect by publication in the *New Zealand Gazette*.

¹ Section 122 of the Education and Training Act 2020 replaced Section 95 of the Education Act 1989, which relates to constitutions of boards of Special Schools

Summary

1. In April 2019, you Gazetted the merger of Kelston Deaf Education Centre (503) in Auckland and van Asch Deaf Education Centre (519) in Christchurch, with van Asch Deaf Education Centre being named as the continuing school. At the time, the two schools were governed by a Combined Board, with an approved constitution under Section 95 of the Education Act 1989.
2. The school resulting from the merger was initially known as Deaf Education Aotearoa New Zealand (903). In 2020, a name change was approved, and the school is now known as Ko Tāku Reo Deaf Education New Zealand.
3. As the schools were governed by a Combined Board at the time of the merger announcement, the members of the Combined Board became the members of the Board of the continuing school and therefore, these members remained in office over the transition period.
4. The Board is now requesting that you consider minor changes to the current constitution for the following reasons:
 - a. to better reflect its nature as a single national school and to remove references to the previous two schools which no longer exist;
 - b. to reflect the changes to the school's name and leadership structure which now has only one principal; and
 - c. to clarify the roll for elections of both student and parent representatives given the definitions of these groups in the Act are not broad enough to cover all the students and parents of students that the school provides services to.
5. The Ministry supports the Board's proposed changes and recommends you approve the changes to the constitution under Section 122 of the Education and Training Act 2020.

Recommended Actions

The Ministry of Education recommends you:

- a. **approve** the changes to the constitution for the Ko Tāku Reo Deaf Education New Zealand (903) Board under Section 122 of the Education and Training Act 2020;

Agree / Disagree

- b. **note** that Ko Tāku Reo Deaf Education New Zealand (903) (previously Deaf Education Aotearoa) is the school resulting from the merger of Kelston Deaf Education Centre (503) in Auckland and van Asch Deaf Education Centre (519) in Christchurch.

Noted

- c. **note** that the Kelston Deaf Education Centre and van Asch Deaf Education Centre were governed by a Combined Board at the time of their merger, have operated with a constitution approved under Section 95 of the Education Act 1989.

Noted

And if you agree:

- d. **sign** the notice for *the New Zealand Gazette* and letter to the Board Chair;

And

- e. **agree** that this Education Report is proactively released as per your expectation that information be released as soon as possible. Any information which may need to be withheld will be withheld in line with the Official Information Act 1982.

Release / Not release



Helen Hurst
Tumu Te Hāpai ō Rāngai | Te Hāpai ō Rāngai
Deputy Secretary
Sector Enablement & Support

___/___/___

Hon Chris Hipkins
Minister of Education

___/___/___

Background

- 1 Kelston Deaf Education Centre (503) in Auckland and van Asch Deaf Education Centre (519) in Christchurch were the two former schools that provided education for deaf and hard of hearing students across New Zealand.
- 2 Both schools provided services to students enrolled, as well as direct and indirect services to deaf and hard of hearing students enrolled at mainstream schools.
- 3 In late 2012, the then Minister of Education established a Combined Board and approved a constitution under Section 95² of the Education Act 1989 for the schools (*New Zealand Gazette* notice number 2012-go6366).
- 4 An amendment to the constitution was subsequently published on 7 February 2013 relating to transitional arrangements leading up to the next triennial elections in 2013 (*New Zealand Gazette*, notice number 2013-go590).

Statutory interventions

- 5 In 2017, an intervention under Section 78M of the Education Act 1989 was approved and a Limited Statutory Manager (LSM) was appointed to the Board (*New Zealand Gazette*, notice Number 2017-go3477). The LSM was vested with the Board's functions, powers, and duties:
 - as an employer,
 - in curriculum management including teaching and assessment practice,
 - to establish policies and procedures, and
 - to manage financial operations.
- 6 In March 2018, the intervention was amended. The functions, powers and duties relating to curriculum were returned to the Board, and functions powers and duties in property management were vested with the LSM. At this time, the powers were also split across two LSM. The first LSM was vested with the Board's functions, powers, and duties as an employer and to establish policies and procedures. The second LSM was vested with the Board's functions, powers, and duties to manage financial operations and in property management.
- 7 Progress continued to be made to address the issues, and in December 2020, powers functions and duties relating to employment and board policies and procedures were returned to the Board. One LSM remains with the powers, functions and duties relating to financial operations and property management.
- 8 Any changes to the governance structure will not impact on the intervention in place. Once your delegate determines that the objectives have been met, that the risk has reduced and that the intervention is no longer required, the intervention will be revoked.

² Section 95 of the Education Act 1989 was replaced by Section 122 of the Education and Training Act 2020

Merger

- 9 In April 2019, you Gazetted the merger of Kelston Deaf Education Centre and van Asch Deaf Education Centre, with the van Asch Deaf Education Centre being named as the continuing school (*New Zealand Gazette*, notice number 2019-go1616).
- 10 Under Section 206 of the Education and Training Act 2020 (the Act), as the Board was a Combined Board at the time of the merger, these members become the Board of the continuing school.
- 11 The school resulting from the merger was initially known as Deaf Education Aotearoa New Zealand (903). In 2020, a name change was approved, and the school is now known as Ko Tāku Reo Deaf Education New Zealand.
- 12 Currently, Ko Tāku Reo school has a roll of 110 students comprising 86 (78.2%) Ongoing Resource Scheme (ORS) students, and 24 (21.8%) non-ORS students.
- 13 The school also provides outreach services to approximately 2,871 students, consisting of approximately 828 students who receive direct services while enrolled at other schools, and 2,043 students who receive indirect services while enrolled at other schools.
- 14 A direct service entails the provision of a teacher of the deaf to support a student. An indirect service is provided to any learner who has hearing loss, and typically involves assistive technology, advice, and guidance to the schools the students attend, and monitoring of students' progress.

Current constitution of the Board

- 15 Since 2012, the Combined Board has operated with a constitution approved under Section 95 of the Education Act 1989, and the Board has retained this constitution through the merger and transition period.
- 16 The Board's current constitution is as follows:
 - Up to 6 trustees elected by parents of students either enrolled at or who otherwise receive services from the Deaf Education Centres ("Parent Representatives");
 - The principals of the Deaf Education Centres;
 - 1 staff representative;
 - 1 student representative nominated and elected by students either enrolled at or who otherwise receive services from Kelston Deaf Education Centre;
 - 1 student representative nominated and elected by students either enrolled at or who otherwise receive services from Van Asch Deaf Education Centre; and
 - Up to 4 trustees co-opted by the Board.
- 17 In addition, the constitution states that of the six elected parent representatives:
 - Up to 3 of the successful parent representatives must be nominated by parents of students either enrolled at or who otherwise receive services from Kelston Deaf Education Centre;
 - Up to 3 of the successful parent representatives must be nominated by parents of students either enrolled at or who otherwise receive services from Van Asch Deaf Education Centre; and
 - All parents of students either enrolled at or who otherwise receive services from either Deaf Education Centre are eligible to vote.

- 18 The Board is now requesting you consider changes to its current constitution to better reflect its nature as a national school, to allow for better representation of its diverse community as well as both students and whānau on the Board, and to reflect the changes to the school's name and leadership structure. The current constitution refers to two principals and representation from each of the previous schools, which are no longer relevant.

The Proposed Constitution

- 19 The Board is not requesting significant changes to the constitution. The proposed changes update the constitution wording to reflect one national school, the new leadership structure, and removes references to the previous two schools. In addition, the wording that outlines who is eligible to nominate, vote and stand in the student and parent representative elections is also expanded and clarified.
- 20 Ko Tāku Reo Deaf Education New Zealand acknowledge the unique nature of its student population with a majority of the students who receive services enrolled at other schools (approximately 2,900), compared with just over 100 students who are directly enrolled.
- 21 The current definition of who is eligible to be a student representative is set out in clause 2(2) of schedule 22 to the Education and Training Act 2020, which limits eligibility to students who are full-time enrolled students. As this criterion excludes around 99% of the students that receive services from the school, the Board is requesting widening the eligibility criteria to better reflect its student population and to allow these students to elect a student representative to the Board.
- 22 This means that the students that receive services from Ko Tāku Reo Deaf Education New Zealand who are enrolled in other schools would become eligible to participate in two sets of student elections. Given that students are members of both school communities, it would be reasonable to enable this.
- 23 The proposed constitution for the Ko Tāku Reo Deaf Education New Zealand Board will comprise the following members:
- a. six representatives elected by a roll comprising:
 - i. parents³ of students as defined in clause 1(2) of schedule 22 to the Act; and
 - ii. parents or caregivers of current students who receive direct or indirect services from Ko Tāku Reo Deaf Education New Zealand; and
 - iii. parents or caregivers of students who are still in compulsory education and have received direct or indirect services from Ko Tāku Reo Deaf Education New Zealand in the previous three years;
 - b. the Executive Principal;
 - c. one staff representative;
 - d. two student representatives elected by a roll comprising:
 - i. students as defined in clause 2(2) of schedule 22 to the Act; and
 - ii. current students who receive direct or indirect services from Ko Tāku Reo Deaf Education New Zealand; and

³ As defined in section 10 of the Education and Training Act 2020, Parents means: for the purposes of serving on a board of a State school (whether elected, appointed, or co-opted), the mother, father, guardian, or immediate caregiver of the individual.
For all other purposes, the mother, father, or guardian of the individual

- iii. students who are still in compulsory education and have received direct or indirect services from Ko Tāku Reo Deaf Education New Zealand in the past 12 months; and
 - e. up to four members, co-opted on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the Board will assist the Board in advancing the students of Ko Tāku Reo Deaf Education New Zealand, being mindful of the communities represented at Ko Tāku Reo Deaf Education New Zealand.
- 24 If you approve the proposed changes to the constitution, your decision will be given effect by publication in the *New Zealand Gazette*.

Consultation

- 25 Whilst the Board is not required under the legislation to undertake consultation with its community regarding possible changes to its constitution, we understand that the Board has communicated the proposed constitution to the school community through its newsletter and sought feedback.
- 26 The Board Chair reported that two responses were received that were both generally supportive of the proposed constitution, but emphasised the need for involvement of the Deaf community. The respondents wanted the constitution to specifically include a number of Deaf members.
- 27 The Board considered this feedback and confirmed with the respondents that the proposed constitution allows flexibility through the ability to co-opt members in the event that no members of the deaf community are elected to the staff or parent representative positions. The Board also confirmed the desire for an explanatory note to be included in the New Zealand Gazette notice, for avoidance of doubt.

Legislative requirements

- 28 A constitution under section 122 of the Act is only available to schools listed as a special institution under Schedule 2 to the Education and Training Act 2020. Ko Tāku Reo Deaf Education New Zealand is currently listed as one of these special institutions.
- 29 Section 122 states that you can determine the composition of the board of a special institution. This is in relation to the specific membership of the board and members are bound by the same terms and conditions as members of a board with a standard constitution under Section 119 of the Act, and these terms and conditions cannot be modified.
- 30 Section 122 does not stipulate explicit requirements such as consultation, or criteria to be met before you determine a board's composition, in contrast with the requirements set out for approving an alternative constitution under clause 4 of Schedule 22 to the Act.

- 31 Section 122(3) of the Act states that no board member is to go out of office by reason only of the amendment or revocation of a notice that determines the composition of the board of a special institution. Therefore, if you agree to the changes and determine the composition of the Ko Tāku Reo Deaf Education New Zealand Board by notice in the Gazette, the current parent representatives on the Board will remain in office until the next triennial elections for boards held in mid-2022. The representative elected at the 2021 student elections will remain in office until the day before the next elected student representative takes office which will be in September 2022.

Risks and mitigations

- 32 The Ko Tāku Reo Deaf Education New Zealand Board is not proposing significant changes to the membership of constitution, nor do the proposed changes diminish representation of any groups that are noted in the current constitution.
- 33 Whilst there is no statutory requirement for the Board to conduct consultation, they have done so in this instance. This will help to mitigate the risk associated with not consulting and has given the community an opportunity to respond, should they oppose the proposal.
- 34 There is also no statutory requirement for you to conduct consultation before approving changes to constitutions under section 122. However, whilst consultation prior to approving constitutional changes is still advisable from an administrative law viewpoint, given that no opposing views were presented through the Board's consultation, our recommendation is that no further consultation is required.
- 35 We consider the risk of approving these changes to be small. This is due to the following:
- The proposed changes to the constitution have been put forward by the Board, which has consulted about them with its community;
 - We have worked with the Board ensure their proposal fits within the legal parameters of a constitution under section 122 of the Act,
 - There are no restrictions on how often you are able to change the composition of the Board and therefore if significant issues arose, you have the power to initiate further changes to the Board constitution.
- 36 There is also a small risk that following an election, new Board members may require support or training in their roles as a Board member. The New Zealand School Trustees Association (NZSTA) will continue to provide guidance and support to the Board as required. The Ministry will also continue to monitor the Board and can make changes to the intervention if necessary. The LSM will continue to support the Board until such time that the intervention is revoked.

Financial Implications

- 37 There are no extra costs associated with conducting an election for this Board, as no additional election will take place.
- 38 The Board is required to hold an election during the 2022 triennial elections. The 2022 elections are funded through existing appropriations and paid to the school through the quarterly operations grant instalment. We estimate that this election will attract costs between \$4,000 and \$4,500.

Ministry Comment

- 39 The Ministry supports the Board's proposed constitution. The Ministry is also satisfied that the minimal risks associated with approving the proposed changes to the Board composition can be mitigated as outlined above.

Proactive Release

- 40 We recommend that this Education Report is proactively released at this time and any information which may need to be withheld will be redacted in line with the provisions of the Official Information Act 1982.

Annexes

- Annex 1: Notice for the *New Zealand Gazette*
Annex 2: Letter to the Board Chair
Annex 3: Letters to local Members of Parliament

Proactively Released



Notice for New Zealand Gazette

Composition of the Ko Tāku Reo Deaf Education New Zealand (903) Board

Pursuant to Section 122 of the Education and Training Act 2020 (the Act), I hereby give the following notice.

1. The Ko Tāku Reo Deaf Education New Zealand (903) Board shall be made up of the following members:
 - a. six representatives elected by a roll comprising:
 - i. parents of students as defined in clause 1(2) of Schedule 22 to the Act; and
 - ii. parents or caregivers of current students who receive direct or indirect services from Ko Tāku Reo Deaf Education New Zealand; and
 - iii. parents of students who are still in compulsory education and have received direct or indirect services from Ko Tāku Reo Deaf Education New Zealand in the previous three years;
 - b. the Executive Principal;
 - c. one staff representative;
 - d. two student representatives elected by a roll comprising:
 - i. students as defined in clause 2(2) of Schedule 22 to the Act; and
 - ii. current students who receive direct or indirect services from Ko Tāku Reo Deaf Education New Zealand; and
 - iii. students who are still in compulsory education and have received direct or indirect services from Ko Tāku Reo Deaf Education New Zealand in the past 12 months; and
 - e. up to four members, co-opted on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the board will assist the board in advancing the students of Ko Tāku Reo Deaf Education New Zealand, being mindful of the communities represented at Ko Tāku Reo Deaf Education New Zealand.
2. This notice replaces the notice published in the New Zealand Gazette, 7 February 2013, Notice No. 2013-go580

Transitional arrangements

3. In accordance with Section 122(3) of the Education and Training Act 2020, the current board members will leave office at the end of the day before the date on which the new members take office, following the election set during the 2022 triennial election period. The first staff and parent representative members elected, appointed, or co-opted under this constitution will take office on this date.

4. The next election for student representatives for the board will take place in September 2022 in line with the current election regulations, and annually thereafter.

This notice takes effect on date of publication

Dated at Wellington this _____ day of _____ 2021.

Hon Chris Hipkins
Minister of Education

Explanatory Note

This explanatory note is not part of the notice, but it is intended to indicate its general effect. The ability of the board to co-opt will be used to ensure that the views of the Deaf community and of Māori are represented on the board. The Deaf community is recognised and respected as a valued partner in the education of deaf children and young people. Deaf people are recognised as a natural community of interest and a cultural resource in relation to deaf students. The status of Māori as tangata whenua is set out in the Treaty of Waitangi. The education of ngā tamariki turi is based on a partnership between the children, their families, the wider whānau and those responsible for provision of services. Co-options will also take into account any other imbalance of perspective, skill and/or experience that may occur in board membership from time to time.

Proactively Released

Hon Chris Hipkins

MP for Remutaka

Minister for COVID-19 Response

Minister of Education

Minister for the Public Service

Leader of the House



Dr Denise Powell

9(2)(a)

Ref: CH6456

Dunedin

Email: boardchair@kotakureo.school.nz

Dear Dr Powell

Thank you for your request to approve changes to the constitution of the Ko Tāku Reo Deaf Education New Zealand Board.

I am pleased to tell you that I have agreed to make the changes to the constitution of the Board, after considering all the information available to me.

A notice announcing my decision will soon be published in the *New Zealand Gazette* <https://gazette.govt.nz/> and the constitution will take effect from the date of its publication.

Following publication, the Ko Tāku Reo Deaf Education New Zealand Board ("the board") will be made up of the following members:

- a. six representatives elected by a roll comprising:
 - i. Parents of students as defined in clause 1(2) of Schedule 22 to the Act; and
 - ii. Parents or caregivers of current students who receive direct or indirect services from Ko Tāku Reo Deaf Education New Zealand; and
 - iii. Parents of students who are still in compulsory education and have received direct or indirect services from Ko Tāku Reo Deaf Education New Zealand in the previous three years;
- b. the Executive Principal;
- c. one staff representative;
- d. two student representatives elected by a roll comprising:
 - i. students as defined in clause 2(2) of Schedule 22 to the Act; and
 - ii. current students who receive direct or indirect services from Ko Tāku Reo Deaf Education New Zealand; and
 - iii. students who are still in compulsory education and have received direct or indirect services from Ko Tāku Reo Deaf Education New Zealand in the past 12 months; and
- e. Up to four members, co-opted on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the board will assist the board in advancing the students of Ko Tāku Reo Deaf Education New Zealand, being mindful of the communities represented at Ko Tāku Reo Deaf Education New Zealand.

The current Board members will leave office at the end of the day before the date on which the new members take office, following the election date set during the 2022 triennial election period. The first staff and parent representative members elected, appointed, or co-opted under this constitution will take office on this date.

The member elected at the 2021 student representative elections will leave office at the end of the day before the date on which the new member take office, following the election set for the 2022 student representative.

I also recommend that the Board continue to work with the Ministry's Auckland and Christchurch offices and the New Zealand School Trustees Association.

Finally, I would like to take this opportunity to thank you and the Board for your contribution to the governance of Ko Tāku Reo Deaf Education New Zealand. Your service to the School and its community continues to make a difference for students and their whānau. I wish you and your School community well for the future.

Yours sincerely

Chris Hipkins
Minister of Education

Proactively Released

Hon Chris Hipkins

MP for Remutaka

Minister for COVID-19 Response

Minister of Education

Minister for the Public Service

Leader of the House



Hon Carmel Sepuloni
Member of Parliament - Kelston
Parliament Buildings

Ref: CH6457

Dear Carmel

I am pleased to communicate that I have approved an amendment to the constitution for the Ko Tāku Reo Deaf Education New Zealand Board pursuant to Section 122 of the Education and Training Act 2020.

The Ko Tāku Reo Deaf Education New Zealand Board ("the board") will be made up of the following members:

- a. six representatives elected by a roll comprising:
 - i. Parents of students as defined in clause 1(2) of Schedule 22 to the Act; and
 - ii. Parents or caregivers of current students who receive direct or indirect services from Ko Tāku Reo Deaf Education New Zealand; and
 - iii. Parents of students who are still in compulsory education and have received direct or indirect services from Ko Tāku Reo Deaf Education New Zealand in the previous three years;
- b. the Executive Principal;
- c. one staff representative;
- d. two student representatives elected by a roll comprising:
 - i. students as defined in clause 2(2) of Schedule 22 to the Act; and
 - ii. current students who receive direct or indirect services from Ko Tāku Reo Deaf Education New Zealand; and
 - iii. students who are still in compulsory education and have received direct or indirect services from Ko Tāku Reo Deaf Education New Zealand in the past 12 months; and
- e. Up to four members, co-opted on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the board will assist the board in advancing the students of Ko Tāku Reo Deaf Education New Zealand, being mindful of the communities represented at Ko Tāku Reo Deaf Education New Zealand.

These changes will take effect from the date of their publication in the *New Zealand Gazette*.

Yours sincerely

Chris Hipkins
Minister of Education

Hon Chris Hipkins

MP for Remutaka

Minister for COVID-19 Response

Minister of Education

Minister for the Public Service

Leader of the House



Hon Peeni Henare
Member of Parliament - Tāmaki Makaurau
Parliament Buildings

Ref: CH6458

Dear Peeni

I am pleased to communicate that I have approved an amendment to the constitution for the Ko Tāku Reo Deaf Education New Zealand Board pursuant to Section 122 of the Education and Training Act 2020.

The Ko Tāku Reo Deaf Education New Zealand Board ("the board") will be made up of the following members:

- a. six representatives elected by a roll comprising:
 - i. Parents of students as defined in clause 1(2) of Schedule 22 to the Act; and
 - ii. Parents or caregivers of current students who receive direct or indirect services from Ko Tāku Reo Deaf Education New Zealand; and
 - iii. Parents of students who are still in compulsory education and have received direct or indirect services from Ko Tāku Reo Deaf Education New Zealand in the previous three years;
- b. the Executive Principal;
- c. one staff representative;
- d. two student representatives elected by a roll comprising:
 - i. students as defined in clause 2(2) of Schedule 22 to the Act; and
 - ii. current students who receive direct or indirect services from Ko Tāku Reo Deaf Education New Zealand; and
 - iii. students who are still in compulsory education and have received direct or indirect services from Ko Tāku Reo Deaf Education New Zealand in the past 12 months; and
- e. Up to four members, co-opted on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the board will assist the board in advancing the students of Ko Tāku Reo Deaf Education New Zealand, being mindful of the communities represented at Ko Tāku Reo Deaf Education New Zealand.

These changes will take effect from the date of their publication in the *New Zealand Gazette*.

Yours sincerely

Chris Hipkins
Minister of Education

Hon Chris Hipkins

MP for Remutaka

Minister for COVID-19 Response

Minister of Education

Minister for the Public Service

Leader of the House



Tracey McLellan
Member of Parliament – Banks Peninsula
Parliament Buildings

Ref: CH6459

Dear Tracey

I am pleased to communicate that I have approved an amendment to the constitution for the Ko Tāku Reo Deaf Education New Zealand Board pursuant to Section 122 of the Education and Training Act 2020.

The Ko Tāku Reo Deaf Education New Zealand Board ("the board") will be made up of the following members:

- a. six representatives elected by a roll comprising:
 - i. Parents of students as defined in clause 1(2) of Schedule 22 to the Act; and
 - ii. Parents or caregivers of current students who receive direct or indirect services from Ko Tāku Reo Deaf Education New Zealand; and
 - iii. Parents of students who are still in compulsory education and have received direct or indirect services from Ko Tāku Reo Deaf Education New Zealand in the previous three years;
- b. the Executive Principal;
- c. one staff representative;
- d. two student representatives elected by a roll comprising:
 - i. students as defined in clause 2(2) of Schedule 22 to the Act; and
 - ii. current students who receive direct or indirect services from Ko Tāku Reo Deaf Education New Zealand; and
 - iii. students who are still in compulsory education and have received direct or indirect services from Ko Tāku Reo Deaf Education New Zealand in the past 12 months; and
- e. Up to four members, co-opted on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the board will assist the board in advancing the students of Ko Tāku Reo Deaf Education New Zealand, being mindful of the communities represented at Ko Tāku Reo Deaf Education New Zealand.

These changes will take effect from the date of their publication in the *New Zealand Gazette*.

Yours sincerely

Chris Hipkins
Minister of Education

Hon Chris Hipkins

MP for Remutaka

Minister for COVID-19 Response

Minister of Education

Minister for the Public Service

Leader of the House



Rino Tirikatene
Member of Parliament – Te Tai Tonga
Parliament Buildings

Ref: CH6460

Dear Rino

I am pleased to communicate that I have approved an amendment to the constitution for the Ko Tāku Reo Deaf Education New Zealand Board pursuant to Section 122 of the Education and Training Act 2020.

The Ko Tāku Reo Deaf Education New Zealand Board ("the board") will be made up of the following members:

- a. six representatives elected by a roll comprising:
 - i. Parents of students as defined in clause 1(2) of Schedule 22 to the Act; and
 - ii. Parents or caregivers of current students who receive direct or indirect services from Ko Tāku Reo Deaf Education New Zealand; and
 - iii. Parents of students who are still in compulsory education and have received direct or indirect services from Ko Tāku Reo Deaf Education New Zealand in the previous three years;
- b. the Executive Principal;
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- d. two student representatives elected by a roll comprising:
 - i. students as defined in clause 2(2) of Schedule 22 to the Act; and
 - ii. current students who receive direct or indirect services from Ko Tāku Reo Deaf Education New Zealand; and
 - iii. students who are still in compulsory education and have received direct or indirect services from Ko Tāku Reo Deaf Education New Zealand in the past 12 months; and
- e. Up to four members, co-opted on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the board will assist the board in advancing the students of Ko Tāku Reo Deaf Education New Zealand, being mindful of the communities represented at Ko Tāku Reo Deaf Education New Zealand.

These changes will take effect from the date of their publication in the *New Zealand Gazette*.

Yours sincerely

Chris Hipkins
Minister of Education