



Education Report: Proposal for a Combined Board of Trustees and Alternative Constitution for Te Kura Kaupapa Māori o Manurewa (4229) and Te Wharekura o Manurewa (3113)

To:	Hon Chris Hipkins, Minister of Education		
Cc:	Hon Kelvin Davis, Associate Minister of Education (Māori Education)		
Date:	4 August 2020	Priority:	High
Security Level:	In Confidence	METIS No:	1200969
Drafters:	Andrea Thomson, Senior Adviser School Governance	DDI:	s 9(2)(a)
	Kawhena Woodman, Senior Adviser Auckland	DDI:	
Key Contact:	Isabel Evans, Director of Education for Auckland	DDI:	
Messaging seen by Communications team:	No	Round Robin:	No

Purpose of Report

The purpose of this paper is for you to:

- **Agree** to establish a combined board of trustees for Te Kura Kaupapa Māori o Manurewa (4229) and Te Wharekura o Manurewa (3113) under section 110 of the Education Act 1989.
- **Agree** to approve an alternative constitution for the Combined Board of Trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa, under section 98A of the Education Act 1989, which will support the two schools as they transition to a shared site.
- If you agree, **sign** the relevant *New Zealand Gazette* notice establishing the Combined Board and the alternative constitution, letters to the Chairpersons of both Boards notifying them of your decision, and letters informing the local Members of Parliament.
- **Agree** to proactively release this Education Report as part of the next publication.

Summary

1. Te Kura Kaupapa Māori o Manurewa (Kura) is a decile 1, full primary (Year 1-8) state school. It is located in Clendon Park, Manurewa, South Auckland.
2. Te Wharekura o Manurewa (Wharekura) is a marae-based, decile 2, co-educational secondary (Year 9-13) state school. It is also based in Clendon Park.
3. Both the Kura and Wharekura were designated under section 155 of the Act as kura kaupapa Māori and operate in accordance with Te Aho Matua.
4. The Kura and Wharekura received \$24m through Budget 2017 to co-locate and build new facilities on a new site at 167 Browns Road, Manurewa. The wider vision of the Boards is for Māori medium education in Manurewa to include a Kōhanga Reo and an Adult Education Facility on the same site in the coming years.
5. The Boards are aware that having four entities with different governance on the same site could prove problematic in the future. For this reason, the Boards recommended to their whānau members that an alternative governance structure for the Kura and Wharekura would be beneficial, particularly while they plan for the relocation to a new shared site and as the schools are considering whether they might move towards an alternative curriculum delivery model in the future.
6. Consultation for the proposal to move to combined board started in April 2018. Every whānau and all teachers for the Kura and Wharekura were engaged in the consultation process, which was overseen by a Governance Facilitator. A Ministry official attended consultation meetings. The model that met with the greatest support (91% of whānau and teachers) was for the Boards of the Kura and Wharekura to combine.
7. The Boards have also requested that an alternative constitution be put in place for the Combined Board. This would support their transition to a shared site, and allow the Kura and Wharekura to work in partnership through equal representation on the Board.
8. The Boards are seeking your approval:
 - to combine the Boards of the Kura and Wharekura to take effect from either 2 October 2020 (Option 1) or 14 December 2020 (Option 2); and
 - of an alternative constitution for the Combined Board to take effect from either 2 October 2020 (Option 1) or 14 December 2020 (Option 2).
9. Option 1 is the preferred option, subject to your approval by 18 August 2020.

Recommended Actions

The Ministry of Education recommends you:

- a. **agree to Option 1** - to establish a combined board of trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa under section 110 of the Education Act 1989, effective 2 October 2020; and
- b. **agree** to approve an alternative constitution for the Combined Board of Trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa, under section 98A of the Education Act 1989, effective 2 October 2020.

☒ Agree / ☐ Disagree

or

- c. **agree to Option 2** - to establish a combined board of trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa under section 110 of the Education Act 1989, effective 14 December 2020; and
- d. **agree** to approve an alternative constitution for the Combined Board of Trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa, under section 98A of the Education Act 1989, effective 14 December 2020.

☐ Agree / ☒ Disagree


And, if you agree:

- e. **sign** the relevant *New Zealand Gazette* notice establishing the combined board; and
- f. **sign** the relevant enclosed letters to the Chairpersons of the Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa Boards of Trustees and local Members of Parliament Louisa Wall and Hon Peeni Henare notifying them of your decision.


We also recommend that you:

- g. **agree** to proactively release this Education Report as part of the next publication.

☒ Release / ☐ Not Release


Katrina Casey
Deputy Secretary
Sector Enablement and Support

4/8/2020


Hon Chris Hipkins
Minister of Education

5/8/2020

___/___/___

Background

Te Kura Kaupapa Māori o Manurewa

1. Te Kura Kaupapa Māori o Manurewa (4229) (the Kura) is a decile 1, full primary (Year 1-8) state school. It is located in Clendon Park, Manurewa, South Auckland.
2. The Kura was established in 1993 and designated as Kura Kaupapa Māori under section 155 of the Education Act 1989 (the Act). It operates in accordance with Te Aho Matua.
3. The Education Review Office (ERO) visited the Kura in 2017, and reported that:
 - the learning needs of all students are well met by kaiako (teachers);
 - students are building their confidence to demonstrate the principles of Te Aho Matua at the kura and in the wider community; and
 - students with diverse learning needs, and their whānau, are well supported.
4. According to information supplied by the Board, whānaungatanga (relationships and sense of family connection) and manaakitanga (hospitality, kindness, generosity, support) are strong values held within the Kura. Students work towards building their confidence to demonstrate the principles of Te Aho Matua at Kura level and in the wider community.
5. As at 22 July 2019 the kura's roll was 78 students, of whom 77 (98.8 %) identified as Māori.
6. The Board has a strong belief in the strength of the Kura whānau and is positive about the future of the Kura.

Te Wharekura o Manurewa

7. Te Wharekura o Manurewa (3113) (the Wharekura) is a marae-based, decile 2, co-educational secondary (Year 9-13) state school. It is based in Clendon Park, Manurewa, South Auckland. The Wharekura sits alongside the Manurewa Marae complex.
8. The Wharekura was established in 2010 and designated as Kura Kaupapa Māori under section 155 of the Act. It operates in accordance with Te Aho Matua.
9. According to information supplied by the Board, the whakatauki (proverb) "*Tukua te manu kia reia*" reflects staff and whānau aspirations for their students to be confident, capable and to achieve their dreams and aspirations.
10. Some social service agencies are also based at the Marae and the Wharekura works with them to support students and whānau.

11. The Wharekura's 2015 ERO report stated that:
 - Students are well supported on the National Certificate in Educational Achievement (NCEA) pathway in Year 9. The Wharekura has seen consistently good NCEA results for a number of years.
 - Regular NCEA course evaluation ensures that student needs are being met and success is assured.
 - There were different levels of understanding about Te Aho Matua, and the current curriculum did not reflect the principles of Te Aho Matua (this comment was repeated in the Wharekura's 2019 report).
12. ERO recommended that whānau work with Te Rūnanganui o Ngā Kura Kaupapa Māori o Aotearoa (TRN) to strengthen the provision of Te Aho Matua education. This has been done, and TRN continue to hold wānanga with the Wharekura.
13. As at 22 July 2019, the Wharekura's roll was 28, with all students identifying as Māori.

Application to form a combined board of trustees

14. The Kura and Wharekura received \$24m through Budget 2017 to co-locate and build new facilities on a new site at 176 Browns Road, Manurewa.
15. The Kura and Wharekura are currently focused on co-location planning. They are also considering their local curriculum provision, and whether they might move toward an alternative curriculum delivery model including:
 - Years 1 – 6
 - Years 7 – 10
 - Years 11 – 13.
16. The communities and Boards of the Kura and Wharekura wish to have a combined board and have agreed to work together to plan for co-location. The Boards believe the new buildings being planned will provide the opportunity for partnership and greater collaboration between the Kura and Wharekura.
17. The wider vision of both Boards is for Māori medium education in Manurewa to include a Kōhanga Reo and Adult Education Facility on the same site in the coming years, as there is a comparatively high Māori population in Manurewa and the wider Auckland area. This could result in four separate entities (Kura, Wharekura, Kōhanga Reo and Adult Education Facility) on the same site.
18. The Boards are concerned that having four entities, each with different governance on the same site could prove problematic in the future. This, along with considerations about whether to move towards an alternative curriculum delivery model in the future, has led to the request for a combined board of trustees.

Consultation

19. Combined meetings have been held with whānau, teachers and the Boards, starting in November 2017. A process of consultation with the community started in April 2018. The Boards advised whānau and teachers of the consultation process, and also extended notification to Kōhanga Reo (early childhood education centres) in the Clendon, Weymouth, Manurewa areas.

20. Every whānau and teacher from the Kura and Wharekura was engaged in the consultation process. The Governance Facilitator provided impartial facilitation of the consultation process. A Ministry official attended consultation meetings.
21. Five different governance models were proposed. A register was kept of meeting attendees to ensure that no votes were double-counted. The governance model that met with the greatest support (91% of whānau and teachers) was for a combined board.
22. There was one abstention from a teacher who preferred a whānau whakahaere (whānau led/administered) governance model, and one vote against from a parent. The remainder wanted the Boards to combine.
23. While we understand that the final decision was later ratified separately by each Board, neither Board was able to provide the relevant meeting minutes. They therefore confirmed this decision in a joint Board meeting held on 30 April 2019.
24. You are not explicitly required by the Act to undertake consultation when considering whether to establish a combined board. Nor is there an explicit requirement to consult with the kaitiaki of Te Aho Matua - TRN - about the proposal to combine the Boards. We understand that both schools work closely with TRN, and we have notified TRN of the schools' desire to build new education facilities and to establish a combined board.
25. As a transitional arrangement, the Boards are currently holding joint meetings. This arrangement has been in place since October 2018 at the request of members who wanted a combined governance model to be tested before being formalised. It is documented in meeting minutes that the Boards have combined of their own free will.
26. We have appointed a Governance Facilitator to assist the Boards to work together in co-locating onto the new site. This includes consultation and engagement of trustees, staff and whānau for the duration of this process. The Governance Facilitator is in place until the Kura and Wharekura relocate to the new site in 2022.
27. The Governance Facilitator has attended all joint meetings to ensure that meeting procedures are mutually beneficial, that a quorum for both Boards is maintained, and that voting is for a specific school is moved and seconded by Board members from that particular school.

Request for an alternative constitution

28. The standard constitution for a combined board under sections 94 and 116 of the Act is as follows:
 - a. no more than 7 and no fewer than 3 parent representatives (with a default of 5 for a board which administers two schools) consisting of:
 - i. the highest polling candidates nominated in respect of each school;
 - ii. plus the next highest polling candidates regardless of the votes cast for the other candidates.
 - b. The principal of each school;
 - c. One staff representative;
 - d. One student representative; and
 - e. The Combined Board may also co-opt a number of trustees or approve a body corporate which may appoint a number of trustees.

29. The Boards believe that the Kura and Wharekura need to be equally represented on the Board to enable the ongoing success of the working relationship. The standard constitution of state schools (as set out in Section 94 of the Act) does not allow for two staff representatives or equal parent representation of both schools. For this reason, an alternative constitution is being sought.

Proposed alternative constitution

30. The Boards are requesting that the alternative constitution for the Combined Board of the two kura shall be made up of the following:
- Three elected parent representatives for Te Kura Kaupapa Māori o Manurewa;
 - Three elected parent representatives for Te Wharekura o Manurewa;
 - Two Tumuaki (the Principals of the Kura and Wharekura);
 - One student representative from Te Wharekura o Manurewa;
 - Two staff representatives – one nominated and elected by the staff of Te Kura Kaupapa Māori o Manurewa, and one nominated and elected by the staff of Te Wharekura o Manurewa;
 - A representative of Te Whānau o te Putahi Māori o Manurewa (the combined whānau committee), appointed by the combined whānau committee of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa;
 - Up to two trustees co-opted by the Combined Board on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the Board will assist in advancing the kaupapa of the Kura and Wharekura.
31. Despite section 98B of the Education Act 1989 (which excludes the application of certain sections of the Act to alternatively constituted boards), the constitution will provide that the following sections of the Education Act will apply to the Board:
- Section 96 - Parent representatives
 - Section 97 - Staff and student representatives
 - Section 101- Elections of trustees
 - Section 102 - Term of office
 - Section 104 - When casual vacancies arise
 - Section 105 - Filling casual vacancies of elected trustees.

Combined whānau committee (Te Whānau o te Putahi Māori o Manurewa)

32. The Boards also aim to achieve greater whānau engagement in the governance of the Kura and Wharekura through a combined whānau committee. They believe that sharing of aspirations will drive up the quality of educational provision, governance and leadership across both Kura and Wharekura.
33. A whānau governance model aligns with Te Aho Matua model.
34. The Kura has had a whānau committee for many years. The Kura whānau committee has recommended to the Wharekura that a combined whānau committee representing both the Kura and Wharekura is established. The combined whānau committee will nominate a representative to be a member of the Combined Board under the proposed alternative constitution.

35. A terms of reference is being developed for the combined whānau committee, named Te Whānau o te Putahi Māori o Manurewa. The terms of reference will outline the role and purpose of the committee. The main functions of the whānau committee are summarised as:

- ensuring the voice of the whānau is represented in key decisions that impact on their tamariki;
- enhancing community engagement through relationship building;
- working together to increase Māori achievement and opportunities for Māori students;
- acting as the guardian of Te Aho Matua; and
- ensuring the Kura and Wharekura Boards adhere to their obligations under Te Aho Matua.

Transitional arrangements

36. Letters to the Chairs of the existing Boards are attached for your signature at Annex 1 (Option 1) and Annex 4 (Option 2). Each letter sets out the alternative constitution, when it will take effect and the date set for the first Board meeting. This will allow the Boards to begin planning for implementation of the new constitution, which includes holding elections for the parent, student and staff representatives.
37. Letters to local Members of Parliament informing them of your decision are also attached at Annex 2 (Option 1) and Annex 5 (Option 2).
38. We are proposing two options with election timetables below, for your consideration. The options proposed allow for the election to take place outside of School Holidays.
39. **Option 1 – 25 September 2020 Election day (Preferred option)**

Select Returning Officer by	Tuesday, 19th August 2020
Close Main Roll	Tuesday, 26th August 2020
Call for Nominations by	Thursday, 28th August 2020
Close Supplementary Roll	Tuesday, 9th September 2020
Nominations Close	Thursday, 11th September 2020
Voting Papers Sent by	Tuesday, 16th September 2020
Election Day	Friday, 25th September 2020
Count Votes	Thursday, 1st October 2020
Board Takes Office	Friday, 2nd October 2020

40. Option 1 is the preferred option as the Board have a strong desire to progress with their elections as soon as practicable. Additionally, from 1 September 2020, new election regulations take effect and therefore extend the election timetable by 4 weeks.
41. For Option 1 to be achievable, a decision needs to be made by 18 August 2020.

42. Option 2 – 7 December 2020 Election day

Select Returning Officer by	Monday 5 October 2020
Close Main Roll	Monday 12 October 2020
Call for Nominations by	Wednesday 14 October 2020
Close Supplementary Roll	Monday 2 November 2020
Nominations Close	Wednesday 4 November 2020
Voting Papers Sent by	Monday 9 November 2020
Election Day	Monday 7 December 2020
Count Votes	Sunday 13 December 2020
Board Takes Office	Monday 14 December 2020

43. For Option 2 to be achievable, a decision needs to be made by 4 October 2020.
44. For the purpose of sections 101(8A) and 98A of the Act, the first meeting of the Combined Board with the alternative constitution is proposed to be held on either Friday 2 October 2020 if you agree to Option 1, or Monday 14 December 2020 if you agree to Option 2.

Election arrangements going forward

45. The Boards wish to align subsequent elections with the triennial election periods set by you, and therefore sections 101 (Elections of trustees) and 102 (Term of office) of the Act will apply to the alternative constitution. This means the first elected Board will have a term of office of approximately two years, and the next elections will take place at the 2022 triennial election.
46. We will support and monitor the new governance model through the Governance Facilitator.

New Zealand Gazette Notice

47. Section 110 of the Act states that if you are satisfied that a combined board is appropriate, you may establish it by notice in the *New Zealand Gazette*, with effect from a date specified in the notice.
48. Under section 101(8) if you approve the alternative constitution you must also, in the same *Gazette* notice, fix the date of the first Board meeting.
49. If you approve Option 1 (preferred option), the Combined Board and alternative constitution will take effect on Friday 2nd October 2020. This date will serve as the date fixed for the first meeting of the board under this constitution.
50. Alternatively, if you approve Option 2, the Combined Board and alternative constitution it will take effect from Monday 14 December 2020. This date will serve as the date fixed for the first meeting of the board under this constitution.

51. A notice for the *New Zealand Gazette* addressing these matters is attached for your signature at Annex 3 (Option 1) or Annex 6 (Option 2).
52. A new Board will not take office until the date specified in the *New Zealand Gazette* notice. The first trustees elected, appointed or co-opted under this constitution will take office on this date. If you agree to establish a combined board with an alternative constitution for the Kura and Wharekura, an election for the Combined Board must take place prior to the date specified in the *New Zealand Gazette*.

Legislative Requirements

Combining boards

53. Under section 110 of the Act you have the authority to establish a combined board if the restrictions in section 111 of the Act are met and you are satisfied that:
 - i. each of the boards concerned has made reasonable efforts to consult the parents of students (other than adult students) enrolled full-time at its school or institutions about combining with the other board; and
 - ii. the consultation that has in fact taken place has been adequate in all the circumstances; and
 - iii. the proposed combined board is appropriate in all the circumstances.
54. We consider that the consultation undertaken by the Kura and Wharekura is adequate and the proposal to combine boards is appropriate.
55. Under section 111 of the Act, a board of a Kura Kaupapa Māori may only combine with another board of a Kura Kaupapa Māori. Both the Kura and Wharekura were designated as Kura Kaupapa Māori under section 155 of the Act and operate in accordance with Te Aho Matua.

Alternative constitution

56. Under section 98A, you may not approve an alternative constitution for a board unless you have reasonable cause to believe that an alternative constitution is in the best interests of the school or schools governed by the board.
57. You can approve a wide variety of governance structures to suit the circumstances of any given board. An alternative constitution can allow:
 - a. formal recognition of a school community character/identity;
 - b. formal recognition of ongoing partnerships between the school and other parties;
 - c. a workable or different mix/number of trustees on a board.
58. An alternative constitution approved under section 98A applies instead of a standard constitution under section 94 of the Act.
59. Under section 98A(4)(b), consultation by the Board or the Minister is not required for an alternative constitution if it is approved for a combined board before the date the combined board comes into existence.

Risks

60. As the Boards have been meeting jointly since October 2018, and a Governance Facilitator has been appointed and has attended all combined meetings to date, we consider that there is a low risk of any issues arising with the transition towards a combined board.
61. There is a small risk that the proposal to combine the Boards may result in fewer people seeking nomination for the Board elections. This risk is mitigated by the Board's consultation with their communities about a combined board, and through the proposal that the Combined Board may co-opt trustees from the community.
62. Future risks associated with transitioning to a combined board with an alternative constitution can be mitigated by ongoing monitoring of the Board and support from the Ministry, TRN and the New Zealand School Trustees Association during the transition and beyond. If there are any issues that need to be worked through, the Governance Facilitator is able to assist to ease the transition for both the Kura and the Wharekura.

Recommendations

63. We recommend that you approve the Board's request for a combined board with an alternative constitution. We consider that the proposed alternative constitution is in the best interests of the Kura and Wharekura and their students, including the ability for the combined whānau committee to appoint a member to the Board.
64. The proposed alternative constitution will facilitate sharing of governance expertise, will be beneficial for both the Kura and Wharekura and will formalise their close working relationship. An alternative constitution would enable the Kura and Wharekura to begin planning for the future more effectively, particularly with regard to the relocation to a new shared site and considering the possibility of an alternative curriculum delivery model in the future.

Proactive Release

65. It is intended 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 redacted in line with the provisions of the Official Information Act 1982.

Annexes

Annex 1: Option 1 - Letters to Board Chairs – 25 September 2020 election day

Annex 2: Option 1 - Letters to Members of Parliament – 25 September 2020 election day

Annex 3: Option 1 - Notice for the *New Zealand Gazette* – 25 September 2020 election day

Annex 4: Option 2 - Letters to Board Chairs – 7 December 2020 election day

Annex 5: Option 2 - Letters to Members of Parliament – 7 December 2020 election day

Annex 6: Option 2 - Notice for the *New Zealand Gazette* – 7 December 2020 election day

Annex 1: Option 1 - Letters to Board Chairs – 25 September 2020 election day

Proactively Released

Ms Te Rangianiwaniwa Herewini
Chairperson, Board of Trustees
Te Kura Kaupapa Māori o Manurewa
17R Trounson Avenue
Manurewa
AUCKLAND

Dear Te Rangianiwaniwa

Thank you for your application seeking my approval to establish a combined board of trustees with an alternative constitution for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa.

I am pleased to tell you that, after considering all the information available to me, I have approved your application.

The Combined Board with an alternative constitution will take effect from 2 October 2020. A notice announcing my decision will soon be published in the *New Zealand Gazette* website - <https://gazette.govt.nz/>.

The Combined Board of Trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa ("the board") will be made up of the following members:

- a. Three parent representatives for Te Kura Kaupapa Māori o Manurewa
- b. Three parent representatives for Te Wharekura o Manurewa;
- c. Two Tumuaki (the Principals of the Kura and Wharekura);
- d. One student representative from Te Wharekura o Manurewa;
- e. Two staff representatives – one nominated and elected by the staff of Te Kura Kaupapa Māori o Manurewa, and one nominated and elected by the staff of Te Wharekura o Manurewa;
- f. One Trustee appointed by Te Whānau o te Putahi Māori o Manurewa (the combined whānau committee of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa);
- g. Up to two trustees co-opted by the Combined Board on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the board will assist in advancing the kaupapa of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa.

Notwithstanding section 98B of the Education Act 1989, the following sections of the Education Act will apply to the board:

- Section 96 - Parent representatives
- Section 97 - Staff and student representatives
- Section 101 - Elections of trustees
- Section 102 - Term of office
- Section 104 - When casual vacancies arise
- Section 105 - Filling casual vacancies of elected trustees.

Parent Representatives

- The parent representatives will be elected in accordance with section 96(3) of the Act.
- Each candidate shall be nominated and elected by the parents of students attending the school which the candidate is being nominated to represent, in respect of each school the Combined Board will administer. If whānau have tamariki at both kura, then they will receive two voting packs.
- The votes for whānau elected trustees are counted separately under each kura.
- The three highest polling candidates nominated in respect of each kura shall become a trustee, regardless of the votes cast for the other candidates.

Te Whānau o te Putahi Māori o Manurewa representative

- Te Whānau o te Putahi Māori o Manurewa may appoint one eligible trustee, to represent Te Whānau o te Putahi Māori o Manurewa, for a term of office of up to one year.
- Te Whānau o te Putahi Māori o Manurewa may re-appoint an eligible trustee to represent Te Whānau o te Putahi Māori o Manurewa, for subsequent terms of office of up to one year.
- Te Whānau o te Putahi Māori o Manurewa may specify a shorter term of office for appointed trustees at their discretion.
- A casual vacancy for the Te Whānau o te Putahi Māori o Manurewa Representative must be notified promptly by the Board and such vacancies will be filled in the same manner as the vacating trustee was appointed for the residue of the term of the vacating trustee.
- Te Whānau o te Putahi Māori o Manurewa will notify the board each time a new Te Whānau o te Putahi Māori o Manurewa Chair is elected.

Co-Opted Members

- The term of office for eligible co-opted trustees is no more than 1 year.
- Eligible trustees may be co-opted for further terms not exceeding 1 year.
- A Board resolution co-opting a trustee may specify a shorter term of office.
- Casual vacancies for co-opted trustees must be notified promptly by the Board and such vacancies will be filled in the same manner as the vacating trustee was co-opted for the residue of the term of the vacating trustee.

Transitional arrangements

- For the purpose of section 101(8A) of the Act, the first meeting of the Combined Board under this alternative constitution will be on 2 October 2020. The first trustees co-opted under this constitution will take office on this date.
- All current trustees on the Boards shall leave office at the end of the day before the day on which the new trustees take office.
- With the application of Section 101 and 102 of the Act, the next elections for Parent and Staff representatives will take place during the dates gazetted for the 2022 triennial election period, and triennially thereafter.
- In line with section 97 and 101 of the Act, student elections will take place annually.

The two Boards should now work together to appoint a returning officer who will have the responsibility for arranging the parent, staff and student elections of the Combined Board of Trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa. In order for the newly elected trustees to take office on 2 October 2020 an election must be held on 25 September 2020.

I encourage you to use the resources and support available from the New Zealand School Trustees Association (<https://www.trustee-election.co.nz/> or 0800 353 284), or Te Rūnanga Nui o Nga Kura Kaupapa Māori o Aotearoa (<http://www.runanga.co.nz/> or 0800 786 2642).

In addition, each of the two Boards should liaise with their own accountant and auditor regarding the preparation and audit of a final set of financial statements to 1 October 2020 (being the day before the date that the Combined Board takes effect). The Combined Board will then assume responsibility for the preparation of combined accounts. The two Boards should work together to nominate a 'lead school' under the Combined Board for administrative purposes and this should be communicated to your local Ministry of Education office as soon as possible.

Finally, I would like to congratulate the two Boards and their advisers for the work that has been done to establish a combined board and alternative constitution. I wish you and your school communities well for the future.

Yours sincerely



Chris Hipkins
Minister of Education

cc Daphne Mika, Principal, Te Kura Kaupapa Māori o Manurewa

Pania Wilson
Chairperson, Board of Trustees
Te Wharekura o Manurewa
81 Findlayson Avenue
Clendon Park
AUCKLAND

Dear Pania

Thank you for your application seeking my approval to establish a combined board of trustees with an alternative constitution for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa.

I am pleased to tell you that, after considering all the information available to me, I have approved your application.

The Combined Board with an alternative constitution will take effect from 2 October 2020. A notice announcing my decision will soon be published in the *New Zealand Gazette* website - <https://gazette.govt.nz/>.

The Combined Board of Trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa ("the board") will be made up of the following members:

- h. Three parent representatives for Te Kura Kaupapa Māori o Manurewa
- i. Three parent representatives for Te Wharekura o Manurewa;
- j. Two Tumuaki (the Principals of the Kura and Wharekura);
- k. One student representative from Te Wharekura o Manurewa;
- l. Two staff representatives – one nominated and elected by the staff of Te Kura Kaupapa Māori o Manurewa, and one nominated and elected by the staff of Te Wharekura o Manurewa;
- m. One Trustee appointed by Te Whānau o te Putahi Māori o Manurewa (the combined whānau committee of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa);
- n. Up to two trustees co-opted by the Combined Board on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the board will assist in advancing the kaupapa of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa.

Notwithstanding section 98B of the Education Act 1989, the following sections of the Education Act will apply to the board:

- Section 96 - Parent representatives
- Section 97 - Staff and student representatives
- Section 101 - Elections of trustees
- Section 102 - Term of office
- Section 104 - When casual vacancies arise
- Section 105 - Filling casual vacancies of elected trustees.

Parent Representatives

- The parent representatives will be elected in accordance with section 96(3) of the Act.
- Each candidate shall be nominated and elected by the parents of students attending the school which the candidate is being nominated to represent, in respect of each school the Combined Board will administer. If whānau have tamariki at both kura, then they will receive two voting packs.
- The votes for whānau elected trustees are counted separately under each kura.
- The three highest polling candidates nominated in respect of each kura shall become a trustee, regardless of the votes cast for the other candidates.

Te Whānau o te Putahi Māori o Manurewa representative

- Te Whānau o te Putahi Māori o Manurewa may appoint one eligible trustee, to represent Te Whānau o te Putahi Māori o Manurewa, for a term of office of up to one year.
- Te Whānau o te Putahi Māori o Manurewa may re-appoint an eligible trustee to represent Te Whānau o te Putahi Māori o Manurewa, for subsequent terms of office of up to one year.
- Te Whānau o te Putahi Māori o Manurewa may specify a shorter term of office for appointed trustees at their discretion.
- A casual vacancy for the Te Whānau o te Putahi Māori o Manurewa Representative must be notified promptly by the Board and such vacancies will be filled in the same manner as the vacating trustee was appointed for the residue of the term of the vacating trustee.
- Te Whānau o te Putahi Māori o Manurewa will notify the board each time a new Te Whānau o te Putahi Māori o Manurewa Chair is elected.

Co-Opted Members

- The term of office for eligible co-opted trustees is no more than 1 year.
- Eligible trustees may be co-opted for further terms not exceeding 1 year.
- A Board resolution co-opting a trustee may specify a shorter term of office.
- Casual vacancies for co-opted trustees must be notified promptly by the Board and such vacancies will be filled in the same manner as the vacating trustee was co-opted for the residue of the term of the vacating trustee.

Transitional arrangements

- For the purpose of section 101(8A) of the Act, the first meeting of the Combined Board under this alternative constitution will be on 2 October 2020. The first trustees co-opted under this constitution will take office on this date.
- All current trustees on the Boards shall leave office at the end of the day before the day on which the new trustees take office.
- With the application of Section 101 and 102 of the Act, the next elections for Parent and Staff representatives will take place during the dates gazetted for the 2022 triennial election period, and triennially thereafter.
- In line with section 97 and 101 of the Act, student elections will take place annually.

The two Boards should now work together to appoint a returning officer who will have the responsibility for arranging the parent, staff and student elections of the Combined Board of Trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa. In order for the newly elected trustees to take office on 2 October 2020 an election must be held on 25 September 2020.

I encourage you to use the resources and support available from the New Zealand School Trustees Association (<https://www.trustee-election.co.nz/> or 0800 353 284), or Te Rūnanga Nui o Nga Kura Kaupapa Māori o Aotearoa (<http://www.runanga.co.nz/> or 0800 786 2642).

In addition, each of the two Boards should liaise with their own accountant and auditor regarding the preparation and audit of a final set of financial statements to 1 October 2020 (being the day before the date that the Combined Board takes effect). The Combined Board will then assume responsibility for the preparation of combined accounts. The two Boards should work together to nominate a 'lead school' under the Combined Board for administrative purposes and this should be communicated to your local Ministry of Education office as soon as possible.

Finally, I would like to congratulate the two Boards and their advisers for the work that has been done to establish a combined board and alternative constitution. I wish you and your school communities well for the future.

Yours sincerely



Chris Hipkins
Minister of Education

cc Massey Nathan, Principal, Te Wharekura o Manurewa

Annex 2: Option 1 Letters to Members of Parliament – 25 September 2020
election day

Proactively Released

Louisa Wall
Member of Parliament
Parliament Buildings

Dear Louisa

I am pleased to communicate that I have approved a combined board of trustees with an alternative constitution for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa. My approval is pursuant to section 98A and 110 of the Education Act 1989.

The Combined Board of Trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa ("the Board") will be made up of the following members:

- a. Three parent representatives for Te Kura Kaupapa Māori o Manurewa
- b. Three parent representatives for Te Wharekura o Manurewa;
- c. Two Tumuaki (the Principals of the Kura and Wharekura);
- d. One student representative from Te Wharekura o Manurewa;
- e. Two staff representatives – one nominated and elected by the staff of Te Kura Kaupapa Māori o Manurewa, and one nominated and elected by the staff of Te Wharekura o Manurewa;
- f. One Trustee appointed by Te Whānau o te Putahi Māori o Manurewa (the combined whānau committee of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa);
- g. Up to two trustees co-opted by the Combined Board on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the Board will assist in advancing the kaupapa of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa.

Notwithstanding section 98B of the Education Act 1989, the following sections of the Education Act will apply to the Board:

- Section 96 - Parent representatives
- Section 97 - Staff and student representatives
- Section 101 - Elections of trustees
- Section 102 - Term of office
- Section 104 - When casual vacancies arise
- Section 105 - Filling casual vacancies of elected trustees.

These changes will take effect from 2 October 2020.

Yours sincerely



Chris Hipkins
Minister of Education

Hon Peeni Henare
MP for Tamaki Makaurau
Parliament Buildings

Dear Peeni

I am pleased to communicate that I have approved a combined board of trustees with an alternative constitution for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa. My approval is pursuant to section 98A and 110 of the Education Act 1989.

The Combined Board of Trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa ("the Board") will be made up of the following members:

- a. Three parent representatives for Te Kura Kaupapa Māori o Manurewa
- b. Three parent representatives for Te Wharekura o Manurewa;
- c. Two Tumuaki (the Principals of the Kura and Wharekura);
- d. One student representative from Te Wharekura o Manurewa;
- e. Two staff representatives – one nominated and elected by the staff of Te Kura Kaupapa Māori o Manurewa, and one nominated and elected by the staff of Te Wharekura o Manurewa;
- f. One Trustee appointed by Te Whānau o te Putahi Māori o Manurewa (the combined whānau committee of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa);
- g. Up to two trustees co-opted by the Combined Board on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the Board will assist in advancing the kaupapa of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa.

Notwithstanding section 98B of the Education Act 1989, the following sections of the Education Act will apply to the Board:

- Section 96 - Parent representatives
- Section 97 - Staff and student representatives
- Section 101 - Elections of trustees
- Section 102 - Term of office
- Section 104 - When casual vacancies arise
- Section 105 - Filling casual vacancies of elected trustees.

These changes will take effect from 2 October 2020.

Yours sincerely



Chris Hipkins
Minister of Education

Proactively Released

Annex 3: Option 1 Notice for the New Zealand Gazette – 25 September 2020
election day

Proactively Released

NOTICE FOR NEW ZEALAND GAZETTE

Establishment of a Combined Board of Trustees with an Alternative Constitution for Te Kura Kaupapa Māori o Manurewa (4229) and Te Wharekura o Manurewa (3113)

1. Pursuant to section 110 and 98A of the Education Act 1989 ("the Act"), I hereby establish a combined board of trustees and approve an alternative constitution for Te Kura Kaupapa Māori o Manurewa (4229) and Te Wharekura o Manurewa (3113).
2. The combined board of trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa ("the board") will be made up of the following members:
 - a. Three parent representatives for Te Kura Kaupapa Māori o Manurewa
 - b. Three parent representatives for Te Wharekura o Manurewa;
 - c. Two Tumuaki (the Principals of the Kura and Wharekura);
 - d. One student representative from Te Wharekura o Manurewa;
 - e. Two staff representatives – one nominated and elected by the staff of Te Kura Kaupapa Māori o Manurewa, and one nominated and elected by the staff of Te Wharekura o Manurewa;
 - f. One Trustee appointed by Te Whānau o te Putahi Māori o Manurewa (the combined whānau committee of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa);
 - g. Up to two trustees co-opted by the Combined Board on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the board will assist in advancing the kaupapa of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa.
3. Notwithstanding section 98B of the Education Act 1989, the following sections of the Education Act will apply to the board:
 - 96 Parent representatives
 - 97 Staff and student representatives
 - 101 Elections of trustees
 - 102 Term of office
 - 104 When casual vacancies arise
 - 105 Filling casual vacancies of elected trustees.

Parent Representatives

4. The parent representatives will be elected in accordance with section 96(3) of the Act.

5. Each candidate shall be nominated and elected by the parents of students attending the kura which the candidate is being nominated to represent, in respect of each school the combined board will administer. If whānau have tamariki at both kura, then they will receive two voting packs.
6. The votes for whānau elected trustees are counted separately under each kura.
7. The three highest polling candidates nominated in respect of each kura shall become a trustee, regardless of the votes cast for the other candidates.

Te Whānau o te Putahi Māori o Manurewa representative

8. Te Whānau o te Putahi Māori o Manurewa is the combined whānau committee of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa.
9. Te Whānau o te Putahi Māori o Manurewa may appoint one eligible trustee, to represent Te Whānau o te Putahi Māori o Manurewa, for a term of office of up to one year.
10. Te Whānau o te Putahi Māori o Manurewa may re-appoint an eligible trustee to represent Te Whānau o te Putahi Māori o Manurewa, for subsequent terms of office of up to one year.
11. Te Whānau o te Putahi Māori o Manurewa may specify a shorter term of office for appointed trustees at their discretion.
12. A casual vacancy for the Te Whānau o te Putahi Māori o Manurewa representative must be notified promptly by the board and such vacancies will be filled in the same manner as the vacating trustee was appointed for the residue of the term of the vacating trustee.
13. Te Whānau o te Putahi Māori o Manurewa will notify the board each time a new Te Whānau o te Putahi Māori o Manurewa Chair is elected.

Co-Opted Members

14. The term of office for eligible co-opted trustees is no more than 1 year.
15. Eligible trustees may be co-opted for further terms not exceeding 1 year.
16. A board resolution co-opting a trustee may specify a shorter term of office.
17. Casual vacancies for co-opted trustees must be notified promptly by the board and such vacancies will be filled in the same manner as the vacating trustee was co-opted for the residue of the term of the vacating trustee.

Transitional arrangements

18. For the purpose of section 101(8A) of the Act, the first meeting of the combined board under this alternative constitution will be on 2 October 2020. The first trustees elected, appointed or co-opted under this constitution will take office on this date.
19. All current trustees on the boards shall leave office at the end of the day before the day on which the new trustees take office.

20. With the application of Section 101 and 102 of the Act, the next elections for Parent and Staff representatives will take place during the dates Gazetted for the 2022 triennial election period and triennially thereafter.

21. In line with section 97 and 101 of the Act, student elections will take place annually.

This notice shall take effect on from 2 October 2020.

Dated at Wellington this 5th day of August 2020



Hon Chris Hipkins
Minister of Education

Proactively Released

Proactively Released

Ms Te Rangianiwaniwa Herewini
Chairperson, Board of Trustees
Te Kura Kaupapa Māori o Manurewa
17R Trownson Avenue
Manurewa
AUCKLAND

Dear Te Rangianiwaniwa

Thank you for your application seeking my approval to establish a combined board of trustees with an alternative constitution for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa.

I am pleased to tell you that, after considering all the information available to me, I have approved your application.

The Combined Board with an alternative constitution will take effect from 14 December 2020. A notice announcing my decision will soon be published in the *New Zealand Gazette* website - <https://gazette.govt.nz/>.

The Combined Board of Trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa ("the board") will be made up of the following members:

- o. Three parent representatives for Te Kura Kaupapa Māori o Manurewa
- p. Three parent representatives for Te Wharekura o Manurewa;
- q. Two Tumuaki (the Principals of the Kura and Wharekura);
- r. One student representative from Te Wharekura o Manurewa;
- s. Two staff representatives – one nominated and elected by the staff of Te Kura Kaupapa Māori o Manurewa, and one nominated and elected by the staff of Te Wharekura o Manurewa;
- t. One Trustee appointed by Te Whānau o te Putahi Māori o Manurewa (the combined whānau committee of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa);
- u. Up to two trustees co-opted by the Combined Board on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the board will assist in advancing the kaupapa of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa.

Notwithstanding section 98B of the Education Act 1989, the following sections of the Education Act will apply to the board:

- Section 96 - Parent representatives
- Section 97 - Staff and student representatives
- Section 101 - Elections of trustees
- Section 102 - Term of office
- Section 104 - When casual vacancies arise
- Section 105 - Filling casual vacancies of elected trustees.

Parent Representatives

- The parent representatives will be elected in accordance with section 96(3) of the Act.
- Each candidate shall be nominated and elected by the parents of students attending the school which the candidate is being nominated to represent, in respect of each school the Combined Board will administer. If whānau have tamariki at both kura, then they will receive two voting packs.
- The votes for whānau elected trustees are counted separately under each kura.
- The three highest polling candidates nominated in respect of each kura shall become a trustee, regardless of the votes cast for the other candidates.

Te Whānau o te Putahi Māori o Manurewa representative

- Te Whānau o te Putahi Māori o Manurewa may appoint one eligible trustee, to represent Te Whānau o te Putahi Māori o Manurewa, for a term of office of up to one year.
- Te Whānau o te Putahi Māori o Manurewa may re-appoint an eligible trustee to represent Te Whānau o te Putahi Māori o Manurewa, for subsequent terms of office of up to one year.
- Te Whānau o te Putahi Māori o Manurewa may specify a shorter term of office for appointed trustees at their discretion.
- A casual vacancy for the Te Whānau o te Putahi Māori o Manurewa Representative must be notified promptly by the Board and such vacancies will be filled in the same manner as the vacating trustee was appointed for the residue of the term of the vacating trustee.
- Te Whānau o te Putahi Māori o Manurewa will notify the board each time a new Te Whānau o te Putahi Māori o Manurewa Chair is elected.

Co-Opted Members

- The term of office for eligible co-opted trustees is no more than 1 year.
- Eligible trustees may be co-opted for further terms not exceeding 1 year.
- A Board resolution co-opting a trustee may specify a shorter term of office.
- Casual vacancies for co-opted trustees must be notified promptly by the Board and such vacancies will be filled in the same manner as the vacating trustee was co-opted for the residue of the term of the vacating trustee.

Transitional arrangements

- For the purpose of section 101(8A) of the Act, the first meeting of the Combined Board under this alternative constitution will be on 14 December 2020. The first trustees co-opted under this constitution will take office on this date.
- All current trustees on the Boards shall leave office at the end of the day before the day on which the new trustees take office.
- With the application of Section 101 and 102 of the Act, the next elections for Parent and Staff representatives will take place during the dates gazetted for the 2022 triennial election period, and triennially thereafter.
- In line with section 97 and 101 of the Act, student elections will take place annually.

The two Boards should now work together to appoint a returning officer who will have the responsibility for arranging the parent, staff and student elections of the Combined Board of Trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa. In order for the newly elected trustees to take office on 14 December 2020 an election must be held on 7 December 2020, and under the new election regulations which take effect from 1 September 2020.

I encourage you to use the resources and support available from the New Zealand School Trustees Association (<https://www.trustee-election.co.nz/> or 0800 353 284), or Te Rūnanga Nui o Nga Kura Kaupapa Māori o Aotearoa (<http://www.runanga.co.nz/> or 0800 786 2642).

In addition, each of the two Boards should liaise with their own accountant and auditor regarding the preparation and audit of a final set of financial statements to 13 December 2020 (being the day before the date that the Combined Board takes effect). The Combined Board will then assume responsibility for the preparation of combined accounts. The two Boards should work together to nominate a 'lead school' under the Combined Board for administrative purposes and this should be communicated to your local Ministry of Education office as soon as possible.

Finally, I would like to congratulate the two Boards and their advisers for the work that has been done to establish a combined board and alternative constitution. I wish you and your school communities well for the future.

Yours sincerely

Chris Hipkins
Minister of Education

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cc Daphne Mika, Principal, Te Kura Kaupapa Māori o Manurewa

Pania Wilson
Chairperson, Board of Trustees
Te Wharekura o Manurewa
81 Findlayson Avenue
Clendon Park
AUCKLAND

Dear Pania

Thank you for your application seeking my approval to establish a combined board of trustees with an alternative constitution for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa.

I am pleased to tell you that, after considering all the information available to me, I have approved your application.

The Combined Board with an alternative constitution will take effect from 14 December 2020. A notice announcing my decision will soon be published in the *New Zealand Gazette* website - <https://gazette.govt.nz/>.

The Combined Board of Trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa ("the Board") will be made up of the following members:

- a. Three parent representatives for Te Kura Kaupapa Māori o Manurewa
- b. Three parent representatives for Te Wharekura o Manurewa;
- c. Two Tumuaki (the Principals of the Kura and Wharekura);
- d. One student representative from Te Wharekura o Manurewa;
- e. Two staff representatives – one nominated and elected by the staff of Te Kura Kaupapa Māori o Manurewa, and one nominated and elected by the staff of Te Wharekura o Manurewa;
- f. One Trustee appointed by Te Whānau o te Putahi Māori o Manurewa (the combined whānau committee of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa);
- g. Up to two trustees co-opted by the Combined Board on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the Board will assist in advancing the kaupapa of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa.

Notwithstanding section 98B of the Education Act 1989, the following sections of the Education Act will apply to the Board:

- Section 96 - Parent representatives
- Section 97 - Staff and student representatives
- Section 101 - Elections of trustees
- Section 102 - Term of office
- Section 104 - When casual vacancies arise
- Section 105 - Filling casual vacancies of elected trustees.

Parent Representatives

- The parent representatives will be elected in accordance with section 96(3) of the Act.
- Each candidate shall be nominated and elected by the parents of students attending the school which the candidate is being nominated to represent, in respect of each school the Combined Board will administer. If whānau have tamariki at both kura, then they will receive two voting packs.
- The votes for whānau elected trustees are counted separately under each kura.
- The three highest polling candidates nominated in respect of each kura shall become a trustee, regardless of the votes cast for the other candidates.

Te Whānau o te Putahi Māori o Manurewa representative

- Te Whānau o te Putahi Māori o Manurewa may appoint one eligible trustee, to represent Te Whānau o te Putahi Māori o Manurewa, for a term of office of up to one year.
- Te Whānau o te Putahi Māori o Manurewa may re-appoint an eligible trustee to represent Te Whānau o te Putahi Māori o Manurewa, for subsequent terms of office of up to one year.
- Te Whānau o te Putahi Māori o Manurewa may specify a shorter term of office for appointed trustees at their discretion.
- A casual vacancy for the Te Whānau o te Putahi Māori o Manurewa Representative must be notified promptly by the Board and such vacancies will be filled in the same manner as the vacating trustee was appointed for the residue of the term of the vacating trustee.
- Te Whānau o te Putahi Māori o Manurewa will notify the Board each time a new Te Whānau o te Putahi Māori o Manurewa Chair is elected.

Co-Opted Members

- The term of office for eligible co-opted trustees is no more than 1 year.
- Eligible trustees may be co-opted for further terms not exceeding 1 year.
- A Board resolution co-opting a trustee may specify a shorter term of office.
- Casual vacancies for co-opted trustees must be notified promptly by the Board and such vacancies will be filled in the same manner as the vacating trustee was co-opted for the residue of the term of the vacating trustee.

Transitional arrangements

- For the purpose of section 101(8A) of the Act, the first meeting of the Combined Board under this alternative constitution will be on 14 December 2020. The first trustees co-opted under this constitution will take office on this date.
- All current trustees on the Boards shall leave office at the end of the day before the day on which the new trustees take office.
- With the application of Section 101 and 102 of the Act, the next elections for Parent and Staff representatives will take place during the dates gazetted for the 2022 triennial election period, and triennially thereafter.
- In line with section 97 and 101 of the Act, student elections will take place annually.

The two Boards should now work together to appoint a returning officer who will have the responsibility for arranging the parent, staff and student elections of the Combined Board of Trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa. In order for the newly elected trustees to take office on 14 December 2020 an election must be held on 7 December 2020, and under the new election regulations which take effect from 1 September 2020.

I encourage you to use the resources and support available from the New Zealand School Trustees Association (<https://www.trustee-election.co.nz/> or 0800 353 284), or Te Rūnanga Nui o Nga Kura Kaupapa Māori o Aotearoa (<http://www.runanga.co.nz/> or 0800 786 2642).

In addition, each of the two Boards should liaise with their own accountant and auditor regarding the preparation and audit of a final set of financial statements to 13 December 2020 (being the day before the date that the Combined Board takes effect). The Combined Board will then assume responsibility for the preparation of combined accounts. The two Boards should work together to nominate a 'lead school' under the Combined Board for administrative purposes and this should be communicated to your local Ministry of Education office as soon as possible.

Finally, I would like to congratulate the two Boards and their advisers for the work that has been done to establish a combined board and alternative constitution. I wish you and your school communities well for the future.

Yours sincerely

Chris Hipkins
Minister of Education

cc Massey Nathan, Principal, Te Wharekura o Manurewa

Annex 5: Option 2 Letters to Members of Parliament – 7 December 2020
election day

Proactively Released

Louisa Wall
Member of Parliament
Parliament Buildings

Dear Louisa

I am pleased to communicate that I have approved a combined board of trustees with an alternative constitution for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa. My approval is pursuant to section 98A and 110 of the Education Act 1989.

The Combined Board of Trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa ("the Board") will be made up of the following members:

- h. Three parent representatives for Te Kura Kaupapa Māori o Manurewa
- i. Three parent representatives for Te Wharekura o Manurewa;
- j. Two Tumuaki (the Principals of the Kura and Wharekura);
- k. One student representative from Te Wharekura o Manurewa;
- l. Two staff representatives – one nominated and elected by the staff of Te Kura Kaupapa Māori o Manurewa, and one nominated and elected by the staff of Te Wharekura o Manurewa;
- m. One Trustee appointed by Te Whānau o te Putahi Māori o Manurewa (the combined whānau committee of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa);
- n. Up to two trustees co-opted by the Combined Board on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the Board will assist in advancing the kaupapa of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa.

Notwithstanding section 98B of the Education Act 1989, the following sections of the Education Act will apply to the Board:

- Section 96 - Parent representatives
- Section 97 - Staff and student representatives
- Section 101 - Elections of trustees
- Section 102 - Term of office
- Section 104 - When casual vacancies arise
- Section 105 - Filling casual vacancies of elected trustees.

These changes will take effect from 14 December 2020.

Yours sincerely

Chris Hipkins
Minister of Education

Hon Peeni Henare
MP for Tamaki Makaurau
Parliament Buildings

Dear Peeni

I am pleased to communicate that I have approved a combined board of trustees with an alternative constitution for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa. My approval is pursuant to section 98A and 110 of the Education Act 1989.

The Combined Board of Trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa ("the Board") will be made up of the following members:

- h. Three parent representatives for Te Kura Kaupapa Māori o Manurewa
- i. Three parent representatives for Te Wharekura o Manurewa;
- j. Two Tumuaki (the Principals of the Kura and Wharekura);
- k. One student representative from Te Wharekura o Manurewa;
- l. Two staff representatives – one nominated and elected by the staff of Te Kura Kaupapa Māori o Manurewa, and one nominated and elected by the staff of Te Wharekura o Manurewa;
- m. One Trustee appointed by Te Whānau o te Putahi Māori o Manurewa (the combined whānau committee of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa);
- n. Up to two trustees co-opted by the Combined Board on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the Board will assist in advancing the kaupapa of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa.

Notwithstanding section 98B of the Education Act 1989, the following sections of the Education Act will apply to the Board:

- Section 96 - Parent representatives
- Section 97 - Staff and student representatives
- Section 101 - Elections of trustees
- Section 102 - Term of office
- Section 104 - When casual vacancies arise
- Section 105 - Filling casual vacancies of elected trustees.

These changes will take effect from 14 December 2020.

Yours sincerely

Chris Hipkins
Minister of Education

Annex 6: Option 2 Notice for the New Zealand Gazette – 7 December 2020
election day

Proactively Released

NOTICE FOR NEW ZEALAND GAZETTE

Establishment of a Combined Board of Trustees with an Alternative Constitution for Te Kura Kaupapa Māori o Manurewa (4229) and Te Wharekura o Manurewa (3113)

22. Pursuant to section 110 and 98A of the Education Act 1989 ("the Act"), I hereby establish a combined board of trustees and approve an alternative constitution for Te Kura Kaupapa Māori o Manurewa (4229) and Te Wharekura o Manurewa (3113).
23. The combined board of trustees for Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa ("the board") will be made up of the following members:
- Three parent representatives for Te Kura Kaupapa Māori o Manurewa
 - Three parent representatives for Te Wharekura o Manurewa;
 - Two Tumuaki (the Principals of the Kura and Wharekura);
 - One student representative from Te Wharekura o Manurewa;
 - Two staff representatives – one nominated and elected by the staff of Te Kura Kaupapa Māori o Manurewa, and one nominated and elected by the staff of Te Wharekura o Manurewa;
 - One Trustee appointed by Te Whānau o te Putahi Māori o Manurewa (the combined whānau committee of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa);
 - Up to two trustees co-opted by the Combined Board on the basis of particular experience, expertise, skill and/or leadership that in the opinion of the board will assist in advancing the kaupapa of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa.
24. Notwithstanding section 98B of the Education Act 1989, the following sections of the Education Act will apply to the board:
- | | |
|-----|---|
| 96 | Parent representatives |
| 97 | Staff and student representatives |
| 101 | Elections of trustees |
| 102 | Term of office |
| 104 | When casual vacancies arise |
| 105 | Filling casual vacancies of elected trustees. |

Parent Representatives

25. The parent representatives will be elected in accordance with section 96(3) of the Act.

26. Each candidate shall be nominated and elected by the parents of students attending the kura which the candidate is being nominated to represent, in respect of each school the combined board will administer. If whānau have tamariki at both kura, then they will receive two voting packs.
27. The votes for whānau elected trustees are counted separately under each kura.
28. The three highest polling candidates nominated in respect of each kura shall become a trustee, regardless of the votes cast for the other candidates.

Te Whānau o te Putahi Māori o Manurewa representative

29. Te Whānau o te Putahi Māori o Manurewa is the combined whānau committee of Te Kura Kaupapa Māori o Manurewa and Te Wharekura o Manurewa.
30. Te Whānau o te Putahi Māori o Manurewa may appoint one eligible trustee, to represent Te Whānau o te Putahi Māori o Manurewa, for a term of office of up to one year.
31. Te Whānau o te Putahi Māori o Manurewa may re-appoint an eligible trustee to represent Te Whānau o te Putahi Māori o Manurewa, for subsequent terms of office of up to one year.
32. Te Whānau o te Putahi Māori o Manurewa may specify a shorter term of office for appointed trustees at their discretion.
33. A casual vacancy for the Te Whānau o te Putahi Māori o Manurewa representative must be notified promptly by the board and such vacancies will be filled in the same manner as the vacating trustee was appointed for the residue of the term of the vacating trustee.
34. Te Whānau o te Putahi Māori o Manurewa will notify the board each time a new Te Whānau o te Putahi Māori o Manurewa Chair is elected.

Co-Opted Members

35. The term of office for eligible co-opted trustees is no more than 1 year.
36. Eligible trustees may be co-opted for further terms not exceeding 1 year.
37. A board resolution co-opting a trustee may specify a shorter term of office.
38. Casual vacancies for co-opted trustees must be notified promptly by the board and such vacancies will be filled in the same manner as the vacating trustee was co-opted for the residue of the term of the vacating trustee.

Transitional arrangements

39. For the purpose of section 101(8A) of the Act, the first meeting of the combined board under this alternative constitution will be on 14 December 2020. The first trustees elected, appointed or co-opted under this constitution will take office on this date.
40. All current trustees on the boards shall leave office at the end of the day before the day on which the new trustees take office.

41. With the application of Section 101 and 102 of the Act, the next elections for Parent and Staff representatives will take place during the dates Gazetted for the 2022 triennial election period and triennially thereafter.

42. In line with section 97 and 101 of the Act, student elections will take place annually.

This notice shall take effect on from 14 December 2020.

Dated at Wellington this day of 2020

Hon Chris Hipkins
Minister of Education