



COUNCIL

**Minutes of the Council Meeting held on Monday, 24 August 2015
from 1.30 pm to 5.15 pm in the Council Chamber, Level 2, Hunter Building,
Kelburn Campus**

PRESENT:

Sir Neville Jordan (Chancellor)
Emeritus Professor Peter Walls (Pro Chancellor)
Professor Grant Guilford (Vice-Chancellor)
Ms Stella Blake-Kelly
Associate Professor Dolores Janiewski
Mr Ian McKinnon
Mr Graeme Mitchell
Dr Matthew Palmer QC
Professor Paul Morris
Mr Neil Paviour-Smith
Ms Brenda Pilott
Mr Roger Taylor
Dr Theresa Sawicka
Mr John Selby
Ms Helen Sutch
Mr Rick Zwaan (VUWSA President)
Ms Caroline Ward, Secretary to Council

APOLOGY:

Mr Charles Finny

IN ATTENDANCE:

Dr Leon Bakker, Director Planning and Management Information
Ms Jenny Bentley, Acting Chief Operating Officer
Mr Martin Boswell, Senior Academic Quality Advisor
Professor Bob Buckle, PVC/Dean of Commerce
Ms Rainsforth Dix, Associate Director, Campus Operations
Ms Annemarie de Castro, Director Human Resources
Ms Katherine Edmond, Communications Manager
Professor Mark Hickford, PVC & Dean of Law
Ms Julia Innocente-Jones, Director Victoria International
Mr Simon Johnson, General Counsel
Associate Professor Allison Kirkman, Vice-Provost (Academic & Equity)
Professor Kate McGrath, Vice Provost (Research)
Professor Emeritus Barrie Macdonald, Interim Provost
Mr Wayne Morgan, Chief Financial Officer
Ms Madeleine Setchell, Director, Communications & Marketing
Mr Russell Third, Risk and Audit Manager
Ms Pam Thorburn, Director Student Academic Services
Mr Friedrich Heng, International Student

15.170 CHANCELLOR WELCOME / ACKNOWLEDGEMENTS

- Noted:**
- 1 that the Chancellor welcomed all present to the meeting. He acknowledged the recent passing of Council Member Charles Finny's father and extended condolences on behalf of Council to Mr Finny.
 - 2 that the Chancellor congratulated Mr Paviour-Smith on his son's team winning the Under 19 World Underwater Hockey Championship in Spain.
 - 3 that an apology from Mr Charles Finny was recorded.

Resolved: that the apology be sustained.

**Paviour-Smith/Pilott
Carried
150148**

15.171 DECLARATIONS AND DISCLOSURES OF INTERESTS

Noted: that there was one disclosure of interest by a member of Council, by way of a general notice under the Education Act 1989 Section 175 and the Local Authorities (Members Interests) Act 1968 as follows:

Ms Brenda Pilott advised that as she is currently an employee of the Inland Revenue Department there was an item in the confidential agenda that she would absent herself for if need be.

15.172 NEW CONSTITUTION AND COUNCIL COMPOSITION

- Received:**
- 1 the draft Constitution (document VUWC 15/101) and the draft Constitution in Gazette form (document VUWC 15/101a).
 - 2 the draft Council Membership Statute (document VUWC 15/102).
 - 3 the Round 2 consultation documentation (separate Board book), to be uploaded to the Council webpage after this meeting.
 - 4 additional resolutions 3-8 which delegate responsibility for Phase 3 implementation.

- Noted:**
- 1 that the Chancellor detailed the process to reach this historic point today of approving the new Constitution and Membership Statute. He thanked all involved in the two rounds of consultation and especially acknowledged the work of the Chair of the Governance Committee, Dr Matthew Palmer.
 - 2 that the Governance Committee had met on 11 August and worked with delegated authority to recommend the new Council Constitution and Membership Statute. A consensus was reached and this was manifest in the documents tabled today.
 - 3 that the new Composition reduces the Council from 20 and must comprise 12 members as follows:
 - (a) 4 members appointed by the responsible Minister, by written notice to the Council, under section 171(1)(a) of the Education Act 1989; and
 - (b) 8 members appointed by the Council by resolution, in accordance with its statutes, under section 171(1)(b) of the Education Act 1989.
 - 4 that the maximum number of occasions on which a person may be appointed as a member of Council is 3.

Resolved: 1 that the draft Constitution be approved for forwarding to the Minister.

- Palmer/Selby
Carried
150149
- 2 that the draft Council Membership Statute be approved.
- Palmer/Selby
Carried
150150
- 3 that the Council Election Statute be repealed.
- Palmer/Selby
Carried
150151
- 4 that in accordance with section 171C(5) of the Education Act 1989, the Council has had regard to section 171B(1) of the Education Act 1989 and is satisfied that compliance with the Council Membership Statute would be likely to result in the appointment to Council of people who:
- a. Have relevant knowledge, skills or experience; and
 - b. Are likely to be able to fulfil their individual duties to the council; and
 - c. Together with the other members of the council, are capable of undertaking its responsibilities, duties and functions.
- Palmer/Selby
Carried
150152
- 5 that the Chancellor invite Academic Board to nominate, by 23 September, a senior member of the University's academic staff for Council to appoint to the Nominations Panel.
- Palmer/Selby
Carried
150153
- 6 that the Chancellor invite Te Aka Matua to nominate by 23 September 2015, a person for Council to appoint to the Nominations Panel.
- Palmer/Selby
Carried
150154
- 7 that the Governance Committee be delegated responsibility for:
- a. Identifying and nominating two persons external to the University, and one general staff member, for Council to appoint to the Nominations Panel;
 - b. Developing information, for the Nominations Panel to consider, relevant to the Panel's task of identifying the desired balance of knowledge, skills, experience and diversity on Council;
 - c. Developing information, for the Council to consider, relevant to the Council's task under clause 4.3.2(d) of the Statute of identifying the objective criteria to be applied by the Panel when considering candidates;
 - d. Developing information, for the Nominations Panel to consider, relevant to the Nominations Panel's task under the Statute of determining the procedures for, and overseeing, the operation of elections of academic staff and students; and
 - e. Inviting the President of the Victoria University of Wellington Students' Association to indicate whether he will be a member of the Nominations Panel or will nominate someone to be a member.

And in each case bringing a recommendation to Council for Council to consider at the 28 September meeting of Council.

Palmer/Selby
Carried
150155

8 that, to enable the Governance Committee to carry out its delegated responsibility under Resolution 7 in a timely manner, the Chair of the Governance Committee be authorised to:

- f. Invite the public and the University community to nominate by mid-September, for membership of the Nominations Panel, two persons external to the University, and one general staff member, to be nominated by the Governance Committee to the Council pursuant to resolution 7(a);
- g. Commission draft information on the tasks identified in resolutions 7(b), 7(c) and 7(d) for the Governance Committee's consideration and recommendation to Council and the Nominations Panel, as required.
- h. Write to the President of the Victoria University of Wellington Students' Association regarding resolution 7(e).

Palmer/Selby
Carried
150156

15.173 MINUTES OF THE COUNCIL MEETING HELD ON 27 JULY 2015

Received: the Minutes of the Meeting of Council held on 27 July 2015

Resolved: that the Minutes of the Meeting of Council held on 27 July be approved.
Pilott/Paviour-Smith
Carried
150157

15.174 MATTERS ARISING FROM THE MEETING HELD ON 27 JULY 2015

Received: the Matters Arising (not covered by Agenda items) from the Meeting of Council held on 27 July 2015.

- Noted:**
- 1 that the tribute to Emeritus Professor Tim Beaglehole was recorded in the minutes of the 27 July 2015 Council meeting and a copy of the minutes sent to the Beaglehole family.
 - 2 that the Vice-Chancellor had relayed commendations to Associate Professor Simon Davy and Dr Melanie McConnell.

Resolved: that the Matters Arising from the Minutes of the Meeting of Council held on 27 July 2015 be noted.
Mitchell/Blake-Kelly
Carried
150158

15.175

REPORT FROM THE CHANCELLOR

Received: an oral report from the Chancellor.

Noted: that the Chancellor reported as follows:

- A briefing meeting took place with the Swiss Ambassador.
- A Letter was received from TEC Chair, Mr John Spencer thanking the Council for the opportunity to meet following the July Council meeting.
- Attended the recent Te Ropu Awhina Careers' Evening and was guest speaker.
- A meeting took place to understand more about the Victoria International Leadership Programme.
- Guest of Honour at the Government House dinner for the Duke of Edinburgh Hillary Awards.
- There was an extended Governance Committee meeting to consider Phase 2 consultation and the new Council composition and membership statute.
- The Annual Student Fees Forum was held.
- Attended the University NZ Chancellors' and Vice-Chancellors' meeting.
- That the majority of Council members attended a tailored Governance Workshop with the Institute of Directors focussed on achieving a high performing Council.
- Attended a Mayoral breakfast- on working together to expand the success of the International Education Sector in Wellington.
- Attended a Public Lecture delivered by Professor Tim Naish – why are we worrying about climate change?
- Attended a New Zealand Symphony Orchestra reception.
- Attended an MFAT discussion on a Centre for Democracy Research and possible funding lines.

Resolved: that the Chancellor's Report be noted.

Paviour-Smith/Pilott
Carried
150159

15.176

REPORT FROM THE VICE-CHANCELLOR

Received: an oral report from the Vice-Chancellor covering the period since the last meeting of Council on 27 July 2015.

Noted:

- 1 that student Mo Zareei won the prestigious International Sonic Arts Award.
- 2 that Dr Michael-Lee Johnstone won Best Paper for the Consumer Behaviour Track at an international marketing conference.
- 3 that Professor Sally Davenport had achieved success in the National Science Challenge project where she is leading 12 researchers.
- 4 that Associate Professor Michael Macaulay was part of a successful linkage grant for research on whistle blowing.
- 5

6 that Dr Hongzhi Gao was part of an MBIE funded team to look at consumer
preference and awareness of food safety.
7 that there was the highest ever uptake of the International Buddy
Programme with a 47 percent increase on this time last year.
8 that 'The Bubble' has opened in the Student Union Building, a relaxing time
out space for students.
9 that analysis was under way to identify the 10 most important skills and
attributes that employers are looking for this will inform curriculum
design.
10 that the Victoria Business School has signed on to the Principles of
Responsible Management Education (PRME).
11 that agreement has been reached to hold the Toiuharewa graduation
ceremony in December on the marae with the May 2016 ceremony
remaining at the Michael Fowler Centre.
12 that the Legal Maori Resource online Hub was launched to mark Maori
Language Week.
13 that there was a successful event held at Parliament hosted by Hon Steven
Joyce and Chris Bishop to recognise the achievements of both teaching and
research staff.
14 that the University was highly active in Wellington's 150th birthday
celebrations with almost 10,000 people visiting the University's sites.
15 that the Study at Vic Open Day will take place on Friday, 28 August. All
Council Members are welcome to attend.
16 that Professor Norman Gemmell has been awarded the NZ-UK Link
Foundation Visiting Professorship for 2017.
17 that the Victoria Business School hosted a discussion on the challenges in
the NZ ICT sector looking to optimise the role Universities can play.
that Professor Colin Wilson had received his Fellowship of the Royal
Society award in London.

Resolved: that the Vice-Chancellor's oral report be noted.

Zwaan/Taylor
Carried
150160

15.177

REPORTS FROM COMMITTEE CHAIRS

Received: oral reports from Committee Chairs supported by minutes from the meetings held as follows:

- Finance Committee, 3/8/15
- Audit & Risk Committee, 10/8/15
- Governance Committee, 11/8/15

Resolved: that the minutes from the Committee meetings be noted.

Morris/Taylor
Carried
150161

15.178

JUNE FINANCIAL REPORT

Received: the consolidated Financial Report for June 2015 from the Chief Financial Officer (document VUWC 15/104).

Resolved: that the Consolidated Financial report to 30 June 2015 be approved.

Mitchell/Sutch
Carried

150162

15.179 GRADUATES IN ABSENTIA – DEGREES TO BE GRANTED

Received: the list of degrees, diplomas and certificates granted on 24 August 2015 (document VUWC 15/105).

- Resolved:**
- 1 that Council grants the degrees, diplomas and certificates in this University on those persons listed in document VUWC 15/105, and that their names be entered on the Roll of Graduates on 24 August 2015.
 - 2 that a motion of congratulations to the graduates in absentia be recorded.

Taylor/Zwaan
Carried
150163

15.180 2016 AND 2017 INTERNATIONAL (FULL FEE) TUITION FEES

Received: a Council Paper from the Director, Victoria International dated 12 August 2015 on 2016 and 2017 International (Full Fee) Tuition Fees (document VUWC 15/106).

- Noted:**
- 1 that International Student Friedrich Heng spoke to this item.
 - 2 that the Student President spoke to this item.
 - 3 that the Vice-Chancellor will report back to Council on the support the University provides to International students.

- Resolved:**
- 1 that Council approve the recommended increases to 2016 international student tuition fees.
 - 2 that Council agree to 2017 international tuition fees with a view to confirm the 2017 fee increases in March 2016.
 - 3 that Council approve the new timeline for international tuition fee setting.
 - 4 that Council delegates to the Vice-Chancellor the power to approve discounts on international fees of up to:
 - 25% in the case of English Proficiency and Foundation Studies programmes; and
 - 20%, in the case of any other programme.
 - 5 that Council approves the Vice-Chancellor delegating, in writing signed by the Vice-Chancellor, the power delegated above to such members of the University staff as the Vice-Chancellor determines.

Taylor/Selby
Carried
150164
Against: Mr Zwaan

15.181 PROPOSED REPEAL OF LIMITATION ON COURSES AND PROGRAMMES STATUTE

Received: a Council Paper from the Vice-Provost (Academic & Equity) dated 17 August 2015 on a proposed repeal of the Limitation on Courses and Programmes Statute (document VUWC 15/107).

Noted: that Council was supportive of the repeal but asked that a report be provided once a year to the Finance Committee on limitations and any strategic issues that may arise.

Resolved:

- 1 that pursuant to section 222(1) of the Education Act 1989, the functions and powers of Council under sections 224(5) and 224(6) of the Education Act 1989 (relating to determining the maximum number of students who may be enrolled in a particular programme in a particular year) be delegated to the Vice-Chancellor.
- 2 that the Limitations on Courses and Programmes Statute be repealed.
- 3 that s4.9 of the Admission and Enrolment Statute be amended as set out in document VUWC 15/107.
- 4 that the new Course Scheduling and Constraints Policy be noted.

Taylor/Sutch
Carried
150165

15.182 PROPOSED CHANGE TO ACADEMIC DRESS STATUTE

Received: a Council Paper from the Vice-Provost (Academic & Equity) dated 6 August 2015 on a proposed change to the Academic Dress Statute (document VUWC 15/108).

Resolved: that Council approve that the Masters stoles are consolidated into one colour of stole and ribbon for each Faculty. This will apply to all Masters level qualifications which do not have a corresponding undergraduate degree. Colours for hoods will remain unchanged.

Selby/Sawicka
Carried
150166

15.183 AMENDMENT TO ADMISSION AND ENROLMENT STATUTE: PEARSON TEST OF ENGLISH

Received: a Council Paper from the Vice-Provost (Academic & Equity) dated 7 August 2015 on an amendment to the Admission and Enrolment Statute – Pearson Test of English (document VUWC 15/109).

Resolved: that Council approve the addition of the Pearson Test of English to the Admission and Enrolment Statute, as specified in document VUWC 15/109.

Pilott/Taylor
Carried
150167

15.184 HEALTH AND SAFETY REFORM BILL: DUTIES OF OFFICERS

Received: a Council Paper from the General Counsel dated 7 August 2015 on the Health and Safety Reform Bill – Duties of Officers (document VUWC 15/110).

Noted: 1 that the importance of this legislation and what it will mean for Members of Council was stressed by the Chancellor.

- 2 that the General Counsel will keep Council informed as there are further developments noting that the legislation is likely to be passed in April 2016.

Resolved: that the duty of Officers under the Health and Safety Reform Bill, as reported back from the Transport and Industrial Relations Committee, be noted.

Zwaan/Heine
Carried
150168

**15.185 FORTHCOMING EVENTS FOR 2015
NEXT MEETING OF COUNCIL
PROPOSED DATES FOR 2016**

- Received:**
- 1 a Memorandum from the Secretary to Council dated 13 August 2015 listing forthcoming events for the remainder of 2015 (document VUWC 15/111).
 - 2 a Council Paper from the Secretary to Council dated 18 August 2015 on proposed Council dates for 2016 (document VUWC 15/118).

Noted: that the next meeting of Council will take place on Monday, 28 September 2015 starting with a light lunch at 1.00 pm in the Hunter Common Room, followed by the Council Meeting in the Council Chamber at 1.30 pm.

- Resolved:**
- 1 that the Memorandum from the Secretary to Council on Forthcoming Events for 2015 and the date of the next Council meeting on 28 September 2015 be noted.
 - 2 that the proposed dates for 2016 Council meetings be approved.

Taylor/Sawicka
Carried
150169

**15.186 RESOLUTION CONCERNING THE EXCLUSION OF THE
PUBLIC**

Received: a recommendation that certain items be taken with the public excluded (document VUWC 15/112).

Resolved: that the public be excluded from the meeting for the discussion of items 19-30 for the reasons and duration outlined in the recommendation, with the exception of such members of the Management Team as the Chancellor and the Vice-Chancellor may request to remain for the public excluded part of the agenda as they have knowledge relevant to particular issues to be discussed.

Paviour-Smith/Mitchell
Carried
150170