

Council Minutes Part A
(Open Minutes)
9 December 2019



PRESENT:	Mr St John (Chair), Professor McCutcheon (Vice-Chancellor), Ms Tarrant, Sir Ralph Norris, Mr Daniell, Ms Dawson, Ms Newsome, Associate Professors Kawharu and Sims, Mrs Dunphy, and Mr Wang	
IN ATTENDANCE:	Professors Morrow and Metson; Mrs Cleland, Ms McNaughton, Mr Gudsell, and Mrs Verschaeren	
1. APOLOGIES	Mr Ferrier	RESOLVED that the apologies be noted .
2. WELCOME	The Chancellor welcomed Mr Junyi (Johnny) Wang to his first meeting as member of Council.	
3. DISCLOSURES OF INTEREST BY MEMBERS	The attention of Members was drawn to the Conflicts of Interest Policy and the need to disclose any interest in an item on the Agenda of the meeting as set out in s175 of the Education Act 1989.	No further disclosures were made.
4. CONFERMENT OF DEGREES	With the authority of Council, the Chancellor conferred the degrees as per the schedule provided to the meeting.	
5. AWARD OF DIPLOMAS	With the authority of Council, the Chancellor awarded the diplomas as per the schedule provided to the meeting.	
6. COUNCIL MEETINGS	6.1 Council, Draft Minutes (Part A), 21.10.19	RESOLVED (Chancellor/Associate Professor Sims): that the Minutes (Part A) of the Council meeting held on 21.10.19 be taken as read and confirmed .

	<p>6.2 Matters arising from the Minutes (Part A), 21.10.19 not elsewhere on the Agenda.</p> <p>6.2.1 Memorandum, 07.11.19 from the Vice-Chancellor regarding matters arising from the meeting of 21.10.19</p> <p>6.2.2 With regards to item 07.3.2 Domestic Student Fees 2020 and International Student Fees 2021:There was an error in Appendix D of item – Fees schedule A – All Students - Corrected version with track changes was attached</p>	<p>RESOLVED (Chancellor/ Associate Professor Sims): that the matters arising from the Minutes (part A), 21.10.19 be noted.</p>
<p>7. VICE-CHANCELLOR'S REPORT</p>	<p>The Vice-Chancellor presented this item. He drew Council's attention to the following:</p> <p>With regards to point 2.20: the new Research and Study Leave (RSL) Policy would not only give academic staff more flexibility around the use of RSL, but it would make RSL also more strategic from the University point of view. It would allow this kind of investment to be more beneficial for the staff members' careers as well as for their Faculty and School/Department. The new Policy had been very well received.</p> <p>With regards to student applications: the number of postgraduate and international applications was still growing, while the New Zealand school leaver applications were lower due to demographic trends. However, the offers of acceptance for the latter were higher than last year. At this point it was not possible to predict how many of these offers would be accepted by February.</p> <p>With regards to point 5.6: the blessing of the new Engineering building took place on Friday 06.12.19. The Faculty had commissioned a Haka for the Faculty and this was performed that day. A tour of the new building would be organised for Council in 2020.</p> <p>In response to a question from Ms Newsome, the Vice-Chancellor said that the Deputy Vice-Chancellor (Operations) and Registrar would ask the Director of Auckland Online to send her an updated regarding the strategy for Auckland Online.</p> <p>Council asked for correction of a grammatical error in point 3.7, to read: "...had over 1000 in enrolments....6073 enrolled in classes..."</p>	<p>RESOLVED (Chancellor/Associate Professor Kawharu): that the Vice-Chancellor's Report be noted.</p>
<p>8. REPORTS OF COUNCIL COMMITTEES</p>	<p>8.1 AUDIT AND RISK COMMITTEE</p> <p>8.1.1 Minutes (Part A), 22.11.19</p>	<p>RESOLVED (Chancellor/Ms Dawson): that the Audit and Risk Committee Minutes (Part A), 22.11.19 be received.</p>

	<p>8.2 FINANCE COMMITTEE</p> <p>8.2.1 Minutes (Part A), 27.11.19</p> <p>8.2.2 Planning and Budget Report 2020</p> <p>The Planning and Budget report 2020 had a similar form and detail as in previous years. The overarching themes of the document were:</p> <ul style="list-style-type: none"> • A relatively flat situation with regards to domestic student numbers caused by demographics in New Zealand. Other universities in New Zealand offered school leavers a considerable number of small scholarships which could be seen as price discounts. • The Government kept Student Achievement Component (SAC) funding and student fees limited while the costs to the Universities were considerably higher. <p>Both factors put the University under financial pressure. The international student numbers had continued to grow, but at a slowing rate. However, while this growth had been compensating for the drop in domestic revenue, it was also changing the nature of the University. The international students were becoming more prominent at the University and this was also the first year that an international student became a member of Council.</p> <p>There had also been a modest growth in research funding at the University again within a very competitive environment.</p> <p>The University was still able to meet the key Government requirements in terms of financial performance, however, this was becoming increasingly more difficult. If the University had been allowed to increase its revenue more over the last decade, it would currently have hundreds more staff members. At least half of these staff members would have been academic staff members and we the University would have had a more favourable student:staff ratio. This would have had a positive impact on rankings and quality in general.</p> <p>.</p> <p>The Pro Chancellor, Ms Tarrant noted that there were some typographical errors in the document and she would advise the Chief Financial Officer of this.</p>	<p>RESOLVED (Chancellor/Mr Daniell): that the Finance Committee Minutes (Part A), 27.11.19 be received and the Planning and Budget Report 2020 be received and approved.</p>
	<p>8.3 EQUITY LEADERSHIP COMMITTEE</p> <p>8.3.1 Equity Leadership Committee end-of-year Report to Council</p>	<p>RESOLVED (Chancellor/Mrs Dunphy): that Council receive and note the</p>

	<p>This item was presented by the Pro Vice-Chancellor (Equity), Ms McNaughton. She commented that 2019 had been an interesting year for equity at the University especially with regards to discrimination and harassment. Engagement with equity in the Faculties and Large Scale Research Institutes had been much stronger than ever before. This provided stronger pathways for students who experienced discrimination and/or harassment. She also noted the importance of the work that was currently underway to balance free speech, academic freedom, human rights and safety and wellbeing. She was pleased to see the engagement of academic staff through the Hot Topics Committee of Senate.</p>	Equity Leadership Committee end-of year-Report to Council.
9. SENATE MATTERS	<p>9.1 REPORT OF SENATE, 25.11.19</p> <p>Part Ai, 1 - 3: Reviews to be received by Council Part Aii, 4 - 7: Policy and other matters requiring Council approval Part B, 1: Matters for noting by Council Part C, 1-2: Matters handled under Delegated Authority</p>	RESOLVED (Chancellor/Vice-Chancellor): that the recommendations in Part A of the Report of Senate, 25.11.19 be adopted and Parts B and C be noted
10. CORRESPONDENCE REFERRED BY THE CHANCELLOR	No items received.	
11. OTHER MATTERS FOR DECISION OR NOTING	<p>11.1 SEAL</p> <p>Since the Council meeting on 21.10.19 the seal has been applied to the following documents in accordance with the Council resolution of 18.02.1991:</p> <ol style="list-style-type: none"> 1. Deed of Transfer – The Nurture Foundation for Reproductive Research & The University of Auckland School of Medicine Foundation & The University of Auckland. 2. Deed of Amendment of Gift Agreement – Thanksgiving Foundation Ltd & The University of Auckland Foundation & The University of Auckland. 	RESOLVED (Chancellor/Vice-Chancellor): that the affixing of the seal to the listed document be noted .
	<p>11.2 CODE OF CONDUCT</p> <p>11.2.1 Memorandum, 27.11.19 from the Vice-Chancellor regarding the Code of Conduct</p> <p>11.2.2 Code of Conduct as recommended to the Vice-Chancellor</p>	RESOLVED (Chancellor/Ms Dunphy): that the Memorandum, 27.11.19 from the Vice-Chancellor be received and that Council approve the Code of Conduct.

	<p>The Vice-Chancellor presented this item. He drew Council's attention to the fact that this was a Code and not a Policy; it was therefore not enforceable and no disciplinary actions could be undertaken for breaching it.</p> <p>Council asked the Vice-Chancellor to include the Protected Disclosures Policy and Procedures under referenced Policies and Procedures in the Code of Conduct.</p>	
12 ELECTIONS - APPOINTMENTS	<p>12.1 ELECTIONS OF STAFF REPRESENTATIVES ON COUNCIL</p> <p>12.1.1 Returning Officer's Report, 22.11.19 to Council</p> <p>The Chancellor congratulated Ms Dunphy on her re-election to Council.</p>	<p>RESOLVED: Chancellor/Vice-Chancellor) That the Returning Officer's Report, 22.11.19 be received and that Council appoint to Council for a four year term from 01 January 2020 to 31 December 2023:</p> <ul style="list-style-type: none"> i) Professor Jennifer Curtin to fill the position for a permanent member of the academic staff elected by the permanent members of that staff; and ii) Catherine Dunphy, to fill the position for a permanent member of the professional staff elected by the permanent members of that staff.
13. FAREWELL	<p>This was the last Council meeting for the following members:</p> <ul style="list-style-type: none"> • Professor Stuart McCutcheon who was retiring after being Vice-Chancellor of the University of Auckland for 15 years; • Associate Professor Sims; and • Associate Professor Kawharu. <p>The Chancellor commented that the terms of office of Mr Daniell, Mr Ferrier and Sir Ralph Norris, who were Ministerial appointees, would end on 31.12.19. They would however remain members of Council until the Minister had made new appointments.</p>	<p>RESOLVED (Chancellor/Ms Tarrant): that Council thank the Vice-Chancellor, Professor Stuart McCutcheon, and Associate Professors Kawharu and Sims for their contribution to the work of Council.</p>
13 GENERAL BUSINESS	None	

14. LEAVE OF ABSENCE	(for the meeting of 16.03.20) None requested
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PUBLIC EXCLUSIONS

RESOLVED (Chancellor/Vice-Chancellor): that the public be excluded from Part B of this meeting.

The general subject of each matter to be considered while the public was excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

General subject of each matter considered:

Item No. 1.1	Council Meeting Minutes (Part B), 21.10.19
Item No. 1.2.1	Memorandum from the Vice-Chancellor
Item No. 2.1.1	Animal Ethics Committee Membership Report, 22.11.19
Item No. 2.2.1	University of Auckland Biological Safety Committee Membership Report, 22.11.19
Item No. 2.3.1	University of Auckland Human participants Ethics Committee Membership Report, 22.11.19
Item No. 2.4.1	Audit and Risk Committee, Minutes (PartB), 22.11.19
Item No. 2.5.1	Finance Committee, Minutes (Part B), 27.11.19
Item No. 2.6.1	University Honours Committee Reports
Item No. 2.7.1	Naming Committee Reports
Item No. 4.1	Student appeal to council against decision of vice-chancellor not to exercise special powers under regulation 59 of the enrolment and programme regulations
Item No. 5.1	Council Committee Membership for 2020
Item No. 6.1	Expressions of Interest sought for the position of one Māori person on Council
Item No. 7.	Chair of UniServices Ltd
Item No. 8.	Review of the Vice-Chancellor's Performance in 2019

Reason for passing this resolution in relation to each matter:

The protection of the interests mentioned below.

Grounds under section 48(1) for the passing of this resolution:

Those in Section 9 of the Official Information Act 1982 namely:

- i) To protect the privacy of the persons referred to in the recommendations and to maintain the confidentiality of those recommendations;
- ii) To enable the University to carry on without prejudice or disadvantage negotiations; and
- iii) To prevent the disclosure or use of Official Information for improper gain or advantage.

AND THAT Adrienne Cleland, Professors Metson and Morrow, Peter Gudsell, Todd Somerville Wendy Verschaeren be permitted to remain for this part of the meeting, after the public had been excluded, because of their knowledge of, or need to be briefed about, the matters to be discussed. This knowledge, which will be of assistance in relation to the matters to be discussed, was relevant to those matters because they relate to aspects of the administration of The University of Auckland for which those persons were responsible.

The meeting closed at 6.10 p.m.

The meeting went into Public Excluded session at 5.50 p.m.

Approved as a true and correct record.

Scott St John, Chancellor

Date