

Council Minutes Part A

(Open Minutes)
21 October 2019



PRESENT:	Mr St John (Chair), Professor McCutcheon (Vice-Chancellor), Ms Tarrant, Sir Ralph Norris, Mr Daniell, Ms Dawson, Mr Ferrier, Associate Professors Kawharu and Sims, Mrs Dunphy, and Mr Barton	
IN ATTENDANCE:	Mrs Cleland, Mr Gudsell, Mr Rengers, Mr Mosely, Mr Neale and Mrs Verschaeren	
1. APOLOGIES	Ms Newsome	RESOLVED that the apologies be noted .
2. DISCLOSURES OF INTEREST BY MEMBERS	<p>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.</p> <p>With respect to item B2.2.3, the Vice-Chancellor disclosed that he had a friend on the Board of one of the contracting companies for the Carlaw Park 3 Project, as recorded in the Capital Expenditure Committee Minutes, 25.09.19.</p> <p>With respect to item A7.3.2, Mr Barton, Ms Tarrant, Associate Professor Sims and Mrs Dunphy disclosed that they were students and/or had family members who would be or might be students in 2020.</p> <p>It was agreed that these declared conflicts would not preclude the members participating in the discussions and votes.</p>	RESOLVED (Chancellor/Mr Daniell): That the disclosures be noted and the action taken be endorsed.
3. CONFERMENT OF DEGREES	With the authority of Council, the Chancellor conferred the degrees as per the schedule provided to the meeting.	
4. AWARD OF DIPLOMAS	With the authority of Council, the Chancellor awarded the diplomas as per the schedule provided to the meeting.	

<p>5. COUNCIL MEETINGS</p>	<p>5.1 Council, Draft Minutes (Part A), 26.08.19</p>	<p>RESOLVED (Chancellor/Associate Professor Sims): that the Minutes (Part A) of the Council meeting held on 26.08.19 be taken as read and confirmed.</p>
	<p>5.2 Matters arising from the Minutes (Part A), 26.08.19 not elsewhere on the Agenda.</p> <p>With regards to item 10.3: the procession scheduled for Graduation on 24.09.19 had to be cancelled because of the weather. The additional security arrangements would be trialled during Autumn Graduation in 2020.</p>	
<p>6. VICE-CHANCELLOR'S REPORT</p>	<p>The report was taken as read.</p> <p>The Vice-Chancellor presented the Report and highlighted the following:</p> <p>With regards to the national recognition of the University's academics it had been a stellar year. In addition to the staff members who received National Tertiary Teaching Excellence Awards, as mentioned under point 2.3 of the Report, four or five staff members recently received national Research Excellence Awards and Distinguished Professor Jane Harding, received the Rutherford Medal, which was the top Research excellence Award in New Zealand.</p> <p>In response to a question raised by Council, the Vice-Chancellor would check with Health and Safety if it would be appropriate for the University to consider a vaccination programme for staff in case of a future measles outbreak.</p> <p>With regards to the staff excellence awards the University received, a Council member asked if it would be possible to get an overview of how this evolved in the last ten years. The Vice-Chancellor said he would provide that information</p> <p>Taking into account the confidentiality of these cases, Council also requested a brief report on cases of serious misconduct at the University and the way these cases had been resolved, as some of these could affect the University's reputation. The Vice-Chancellor said he would provide a report on this.</p>	<p>RESOLVED (Chancellor/Mr Daniell): that the Vice-Chancellor's Report be noted.</p>
<p>7. REPORTS OF COUNCIL COMMITTEES</p>	<p>7.1 AUDIT AND RISK COMMITTEE</p> <p>7.1.1 Minutes (Part A), 02.10.19</p>	<p>RESOLVED (Chancellor/Ms Dawson): that the Audit and Risk Committee Minutes (Part A), 02.10.19 be received.</p>

	<p>7.2 CAPITAL EXPENDITURE COMMITTEE</p> <p>7.2.1 Minutes (Part A), 25.09.19</p> <p>7.2.2</p>	<p>RESOLVED (Chancellor/Ms Tarrant): that the Capital Expenditure Committee Minutes (Part A), 25.09.19 be received.</p>
	<p>7.3 FINANCE COMMITTEE</p> <p>7.3.1 Minutes (Part A), 25.09.19</p> <p>7.3.2 Domestic Student Fees 2020 and International Student Fees 2021</p> <p>This item was presented by the Vice-Chancellor. He commented that two points in Part A of the paper had been redacted for commercial sensitivity reasons; these would be further discussed in Part B.</p> <p>The Report demonstrated that, with regards to domestic fees, the expected cost and income movements in 2020 would follow a similar pattern as in the previous years. The increase in costs and the inadequate increase in the Government-controlled Student Achievement Component (SAC) funding meant that, to maintain the same EFTS revenue as in 2019, the student fees would need to increase by 12.2%. However, as the Government only allowed the fees to increase by 2%, this meant that there would be again a significant shortfall which needed to be covered by savings.</p> <p>The University had continued to pursue administrative efficiencies through functional reviews and consolidating libraries and campuses which all contributed to cost savings. However, the size of the continuing deficit was affecting academic staffing positions which contributed to the continuing decline of the New Zealand Universities in the international rankings.</p> <p>One of the options for the University was to have less favourable student: staff ratios, but this would lower the quality of teaching. It would also affect the international rankings negatively, as these were driven by student:staff ratios. To avoid this, the University had protected its student:staff ratios by benchmarking them against the Group of Eight Universities in Australia. As a result, savings needed to be found elsewhere which was often controversial.</p> <p>In the international market, higher fees were seen as an indication of quality and therefore it was important to benchmark them</p>	<p>RESOLVED (Chancellor/Mr Daniell): that the Finance Committee Minutes (Part A), 25.09.19 be received; and</p> <p>the Report on Domestic Student Fees 2020 and International Student Fees 2021 be received; and THAT Council:</p> <ul style="list-style-type: none"> • Approve the attached Domestic Fees Schedule for 2020; • Approve the attached International Fees Schedule for 2021; • Authorise the Vice-Chancellor to assign any new programmes, or programmes becoming newly available to international students in 2021, to an appropriate band to enable offers to be made during the recruitment cycle, and report these decisions back to Council; • Authorise the Vice-Chancellor to set fees for University programmes delivered offshore and to report those to the Council meeting immediately following; • Authorise the Vice-Chancellor to authorise faculty Deans to award bursaries (effectively a discount) on international fees on the understanding that this should drive volume, that the published fee remains at the approved rate and that standard University overheads are not compromised; and • Approve the Compulsory Student Services Fee at \$7.86 per point (GST inclusive), • Authorise the Vice-Chancellor: <ul style="list-style-type: none"> ○ To exempt from the CSSF those students outside NZ (e.g. those students on an exchange programme) and those students in non-formal programmes such as New Start

carefully. The University aimed to set the fees in the lower third compared to the fees in the Group of Eight Universities in Australia. It was broadly proposed to increase the international fees by 4% for 2021. There would be some variation depending on the Faculties and the ranking of their programmes in the international market.

The Study Abroad Fee would be held at the same level as in 2020.

With regards to the Compulsory Student Services Fee (CSSF) Council noted that the consultation with the Auckland University Students' Association (AUSA) and through the student Consultative Group had worked very well. There were recommendations for two additional areas to be funded through the CSSF:

- An additional \$50,000 to be made available to the Student Group Grants Fund and
- A further \$200,000 to be made available to allow for a case management approach, Campus Care, for health, wellbeing and conduct issues faced by students. A pilot would be set up through positions in the Faculties of Arts and Science. It would provide students who have concerns with a first port of call and help to resolve these. If successful, the University would fund similar positions in the other Faculties.

In the discussion that followed, the following was highlighted:

- The additional \$200,000 for Campus Care and the proposed additional \$50,000 for student groups and clubs were important steps from the students' point of view. Especially Campus Care was a proactive response for dealing with the issues raised in the student survey. It would allow students to go to one central point of contact and meet with a staff member who dealt with an entire range of issues. With regards to the proposed fees increase, questions needed to be raised with the Government, as it was important for the University to continue to deliver quality education. It was necessary to recognise the constraints that were put on the University.
- The paper did not differentiate between cash items and non-cash items, as it was constrained by the TEC risk profile which also did not differentiate between these.
- Council asked that, for international fees, in the future, if we continued to benchmark against the Group of Eight Universities in Australia, the benchmarked fees would be included in the paper.

- To reduce the CSSF proportionally for those programmes fully delivered at locations where only a subset of student services are able to be accessed
- Approve the attached Other Fees Schedule for 2020
- Consider Sections 5.5, 5.6 and Appendix C in Part B of the meeting.

	<p>7.4 RŪNANGA</p> <p>7.4.1 Terms of Reference of Rūnanga – revised and current – deferred from the Council meeting of 26.08.19</p> <p>The aim of Rūnanga was to advise Council on all matters relevant to Māori and it provided a place for all Māori staff to engage in discussion about these matters. The Rūnanga Terms of Reference mentioned that the meetings would be open to all Māori staff, but it was important to note that nobody was excluded from attending.</p>	<p>RESOLVED (Chancellor/Mrs Dunphy): that the revised Rūnanga Terms of Reference be approved</p>
	<p>7.5 STUDENT APPEALS COMMITTEE</p> <p>7.5.1 Report, 08.07.19</p>	<p>RESOLVED (Chancellor/Mr Ferrier): that the Student Appeals Committee Report, 08.07.19 be received.</p>
<p>8. SENATE MATTERS</p>	<p>8.1 REPORT OF SENATE, 23.09.19</p> <p>Council noted a typographical error in the last sentence on p. 6 of the Year-on Review of the School of Medical Sciences, to read: “...Whakapikī Ake programme...”</p> <p>Part Ai, 1 - 8: Reviews to be received by Council Part Aii, 9 - 12: 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>	<p>RESOLVED (Chancellor/Vice-Chancellor): that the recommendations in Part A of the Report of Senate, 23.09.19 be adopted and Parts B and C be noted</p>
<p>9. CORRESPONDENCE REFERRED BY THE CHANCELLOR</p>	<p>No items received.</p>	

<p>10. OTHER MATTERS FOR DECISION OR NOTING</p>	<p>10.1 SEAL</p> <p>Since the Council meeting on 26.08.19 the seal had been applied to the following document in accordance with the Council resolution of 18.02.1991:</p> <p>Deed of Lease – 70 Stanley Street, Parnell- L2 & part of the GF of the Building and car parks as stated in the Deed – Windsor Park Leasing Ltd (Landlord) & The University of Auckland (Tenant)</p>	<p>RESOLVED (Chancellor/Vice-Chancellor): that the affixing of the seal to the listed document be noted.</p>
	<p>10.2 RESCINDMENT</p> <p>10.2.1 Memorandum, 08.10.19 from Margaret Allen, Manager, Scholarships and Graduation regarding the rescindment of the Master of Professional Studies (Food Safety) awarded without class of Honours to the above student.</p>	<p>RESOLVED (Chancellor/Associate Professor Sims): that the Memorandum, 08.10.19 from the Manager, Scholarships and Graduation be received and that Council rescind the Master of Professional Studies (Food Safety) conferred in May 2019 to the named student and confer the Master of Professional Studies (Food Safety) with First Class Honours</p>
	<p>10.3 PASTORAL CARE OF STUDENTS IN UNIVERSITY ACCOMMODATION</p> <p>10.3.1 Memorandum from the Associate Director Campus Life (Accommodation), Mr Rengers regarding the provision of pastoral care in University of Auckland Student Accommodation.</p> <p>10.3.2 Letter regarding accommodation from the Chief Executive of the Tertiary Education Commission, Mr Fowler to TEI Council Chairs.</p> <p>10.3.3 Pastoral Care in Accommodation</p> <p>In response to questions of Council, the Associate Director Accommodation, Mr Rengers, responded that the broad University approach to the provision of pastoral care had existed for at least six years, but this was reviewed, updated and improved annually. The TEC was asking for the assurance that students in tertiary education institutions were kept safe. This happened after the tragic case where a student in University of Canterbury accommodation passed away in his room and it took more than four weeks before his body was discovered. Although extremely tragic, this was, however, remarkable and received considerable media attention because it took weeks for the body to be found. The fact that the student was staying in independent-living accommodation could have been a contributing factor to the delay in</p>	<p>RESOLVED (Chancellor/Mr Daniell): that Council note the Pastoral Care of Students in University Accommodation and ask that we respond to TEC that we are confident with our processes but also suggest that a university peer review could be useful to ensure that our processes would minimise the time required to detect a missing student.</p>

	<p>finding the student's body. TEC was asking for the assurance that students were safe and it was important to note that, at this point, there was no evidence that showed that the student who passed away at Canterbury was not safe.</p> <p>It was crucial to minimise the delay in finding a missing student and to find out how long it would take for a similar case to be detected at the other Universities. Council suggested that the Universities could peer review each other's processes.</p> <p>Residential Advisors (RAs) had received a lot of negative press. However, the responsibility of keeping students safe did not rely only on the RAs. The RAs were extensively trained but they were also full-time students and it was also essential to support them appropriately. Accommodation at the University of Auckland also had a professional staff member on call 24/7. Council noted that it was often difficult to track down students, as they were adults and could go where they liked. Although students were asked to advise when they would be away for extended time, they often did not.</p> <p>Council was confident about the rigour that had gone into the framework for pastoral care, but thought that there would be merit in a peer review of the Universities' pastoral care processes with respect to missing students.</p>	
	<p>10.4 HONORARY DEGREES AND AWARDS</p> <p>10.4.1 Memorandum, 29 September 2019 from the Vice-Chancellor regarding proposed amendments to the Honorary Degrees and Awards Statute 1998.</p> <p>10.4.2 Proposed Honorary degrees and Awards Statute 2019.</p> <p>10.4.3 The current Honorary Degrees and Awards Statute 1998.</p>	<p>RESOLVED (Chancellor/Ms Tarrant): that Council adopt the Honorary Degrees and Awards Statute 2019.</p>
<p>11 ELECTIONS - APPOINTMENTS</p>	<p>11.1 REAPPOINTMENT OF SKILLS-BASED MEMBERS OF COUNCIL</p> <p>Ms Dawson and Mr St John left the room and the Registrar assumed the Chair.</p> <p>11.1.1 Memorandum, 09.09.19 from the Vice-Chancellor regarding the reappointment of skills-based members of Council.</p>	<p>RESOLVED (Vice-Chancellor/Sir Ralph Norris): that both Scott St John and Jan Dawson be appointed to the University Council as skills-based members, each for a further term of four years.</p>

	<p>11.2 ELECTION OF CHANCELLOR FOR 2020</p> <p>Ms Dawson re-entered the room.</p> <p>Nominations were called for the position of Chancellor. One nomination only was received, for Mr Scott St John (Mr Daniell/Ms Dawson).</p> <p>There being no other nominations, the Registrar declared Mr St John elected as Chancellor for a term starting on 01.01.2020 and ending 31.12.2020.</p> <p>Carried by acclamation.</p> <p>The Chancellor re-entered the room and assumed the Chair.</p> <p>11.3 ELECTION OF PRO-CHANCELLOR FOR 2020</p> <p>Nominations were called for the position of Pro-Chancellor. One nomination only was received, for Ms Cecilia Tarrant (Chancellor/Mr Ferrier).</p> <p>There being no other nominations, the Chancellor declared Ms Tarrant elected as Pro-Chancellor for a term starting on 01.01.2020 and ending 31.12.2020.</p> <p>Carried by acclamation.</p>	
	<p>11.4 ELECTION OF THE STUDENT REPRESENTATIVE ON COUNCIL</p> <p>11.4.1 Memorandum, 11.10.19 from the Returning Officer, Mrs Adrienne Cleland</p> <p>The President of AUSA, Mr George Barton advised that he would meet with the student representative on Council on a monthly basis to update him specifically with regards to Senate and student matters. AUSA also had a Student Council and Mr Barton had asked Mr Wang to be part of this group and engage with the student representatives on other University Committees.</p> <p>In the student elections only about 300 of eligible 40,000 students voted for the student representative and it was important for the future to increase this number.</p>	<p>RESOLVED (Chancellor/Mr Barton): that the memorandum. 11.10.19 from the Returning Officer be received and Mr Junyi (Johnny) Wang be appointed as the student representative on Council for a one-year term (1 November 2019 – 31 October 2020).</p>

	<p>11.5 SHORTLISTING COMMITTEE FOR THE APPOINTMENT OF THE MĀORI REPRESENTATIVE ON COUNCIL</p> <p>11.5.1 Memorandum, 10.10.19 from the Chancellor regarding the Shortlisting Committee for appointment of the Māori representative on Council.</p> <p>Council noted that in the future it could investigate if it would be appropriate to engage Rūnanga in the process.</p>	<p>RESOLVED (Chancellor/Associate Professor Kawharu): that Council appoint a short-listing committee as mentioned and nominate Sir Ralph Norris as the additional member.</p>
	<p>11.6 ELECTIONS OF STAFF REPRESENTATIVES ON COUNCIL</p> <p>The elections of one permanent member of the academic staff elected by the permanent members of that staff and one permanent member of the professional staff elected by the permanent members of that staff will run from 12pm on 23.10.19 and finish at 12pm on 06.11.19.</p>	<p>RESOLVED (Chancellor/Vice-Chancellor): that Council note the elections of staff representatives on Council.</p>
<p>12.FAREWELL</p>	<p>Mr George Barton would be ending his term of office on Council on 31.10.19.</p>	<p>RESOLVED (Chancellor/Vice-Chancellor): that Council thank Mr George Barton for his contribution to the work of Council.</p>
<p>13 GENERAL BUSINESS</p>	<p>Last December Council passed a resolution asking the University of Auckland Foundation to review its policy on fossil fuels. Ms Tarrant advised that this had now happened and the decision had been made that, due to an increasing number of sustainable fund opportunities available in the market, the Foundation would be moving in its investment portfolio towards zero exposure to fossil fuel investments.</p>	
<p>14. LEAVE OF ABSENCE</p>	<p>(for the meeting of 09.12.19)</p> <p>Mr Ferrier advised Council that he would not be able to attend the meeting in December and asked for a leave of absence.</p>	

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), 26.08.19
Item No. 2.1.1	Audit and Risk Committee Minutes, 02.10.19
Item No. 2.2.1	Capital Expenditure Committee, Minutes (Part B), 25.09.19
Item No. 2.2.2	Capital Expenditure Committee, Minutes (Part B) ,04.10.19 (electronic meeting)
Item No. 2.2.3	Business Case
Item No. 2.2.4	Accommodation Portfolio Summary 2017 to 2028
Item No. 2.2.5	Impact of an above projected Price Increase of 1 %
Item No. 2.3.1	Finance Committee, Minutes (Part B), 25.09.19
Item No. 2.3.2	Financial Performance and Forecast for 2019
Item No. 2.3.3	Recreation & Wellness Centre – Contract Commitment Authorisation
Item No. 2.3.4	Domestic Student Fees 2020 and International Student Fees 2021 (Sections 5.5 and 5.6 and Appendix C)
Item No. 2.4.1	University Honours Committee Reports
Item No. 2.5	Naming Committee Reports
Item No. 3.1	Letter to the Chancellor

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, Peter Gudsell, Simon Neale, Brendan Mosely, Micheal Rengers, Todd Somerville and 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 6.30 p.m.

The meeting went into Public Excluded session at 4.50 p.m.

Approved as a true and correct record.

Scott St John, Chancellor

Date