

OPEN
Nelson Marlborough Institute of Technology Limited
(the Company)

Minutes of a meeting of the Board of Directors
(Board)

16 August 2021 at 11.30 am

PRESENT

- Board:** T Johnston (Chair), T Grant (from 12.34 pm), P Smith, C Newton, K Grant, J Edgar, P Cowper
- In Attendance:** W Jackson (Chief Executive), B Johnston (Company Secretary/Executive Director Finance & Campus Services), K Redgrove (Board Secretary)
- In Part Attendance:** O Hall (Executive Director Ōritetanga, People, Culture & Learner Services), S Smart (Executive Director Programmes and Delivery), D Hemera (Risk Manager), T Zawodny (Programme Manager), S Tanner (Head of Information Technology), S Krammer (President of SANITI)

- 1. Welcome, Karakia and Apologies**
P Smith opened the meeting with a karakia.

RESOLVED:

That the Board accepts apologies for absence from J Wilson and for lateness from T Grant.

- 2. Declarations of Interests and Disclosures**
The CEO advised that two trusts, in which he had an interest, had been restructured and would provide details to the Board Secretary.
- 3. Chief Executive's Report – August 2021**

RESOLVED:

That the Chief Executive's Report – August 2021 - be received for information.

- 4. SANITI Report**
Members noted the President of SANITI would be attending at approximately 1 pm to provide verbal updates and answer any questions arising from the report.

RESOLVED:

That the SANITI Report be received for information.

- 5. RESOLUTION TO EXCLUDE THE PUBLIC**

RESOLVED:

1. That members of the public and press be excluded from the remainder of the meeting and that the NMIT Board move In-committee.
2. Furthermore, NMIT resolves that the Chief Executive, Board Secretary (full attendance), Executive Directors (part attendance), Programme Manager (attendance for item 7.1), Head of Information Technology (attendance for item 9.1) and Risk Manager (attendance for items 9.2 - 9.4) be permitted to remain at the meeting after the public have been excluded because of their specific knowledge in relation their

respective subject matter expertise. This knowledge will be of assistance in relation to the matters to be discussed

Resolutions will be made in reliance on section 48(1) of the Local Government Official Information and Meetings Act 1987 (**LGOIMA**) and the particular interests protected by section 9 of the Official Information Act 1982 which would be prejudiced by the holding of the relevant parts of the proceedings of the meeting in public.

The general subject of each matter to be considered while the public is excluded, the reason for passing the resolution in relation to each matter and the specific grounds under section 48(1) of LGOIMA for the passing of the resolution are as follows:

Item No.	General Subject of each matter to be considered	Reason for passing resolution in relation to each matter	Grounds under section 48(1) for the passing of the resolution.
4.1, 4.2	<p>Minutes of NMIT Board Meeting – 28 June 2021</p> <p>Action Items</p>	<p>Section 9(2)(i) of the Official Information Act – enable the organisation holding the information to carry out, without prejudice or disadvantage, commercial activities</p> <p>Section 9(2)(b)(ii) of the Official Information Act - protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information</p> <p>Section 9(2)(a) of the Official Information Act – to protect the privacy of natural persons, including that of deceased natural persons</p> <p>Section 9(2)(j) of the Official Information Act - enable a Minister of the Crown or any public service agency or organisation holding the information to carry on, without</p>	<p>That the public conduct of this item would be likely to result in the disclosure of information for which good reason for withholding would exist under section 9 of the OIA noting Te Pūkenga (and its subsidiaries) is specified, in Schedule 2 of LGOIMA, as a body to which Part 7 LGOIMA applies)</p>

		prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	
7.1	Strategy and Business summary and Update	Section 9(2)(i) of the Official Information Act – enable the organisation holding the information to carry out, without prejudice or disadvantage, commercial activities	That the public conduct of this item would be likely to result in the disclosure of information for which good reason for withholding would exist under section 9 of the OIA noting Te Pūkenga (and its subsidiaries) is specified, in Schedule 2 of LGOIMA, as a body to which Part 7 LGOIMA applies)
7.2	Marlborough Campus		
7.3	Chief Executive's Report		
7.4	KPI and Financial Reports		
8	Te Pūkenga Chair and CE Update	Section 9(2)(b)(ii) protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information	That the public conduct of this item would be likely to result in the disclosure of information for which good reason for withholding would exist under section 9 of the OIA noting Te Pūkenga (and its subsidiaries) is specified, in Schedule 2 of LGOIMA, as a body to which Part 7 LGOIMA applies)
9.1	Cybersecurity	Section 9(2)(i) of the Official Information Act – enable the organisation holding the information to carry out, without prejudice or	That the public conduct of this item would be likely to result in the disclosure of information for which good reason for withholding would exist under section 9 of the OIA noting Te Pūkenga (and its subsidiaries) is

9.2	Internal Audit Report	disadvantage, commercial activities	specified, in Schedule 2 of LGOIMA, as a body to which Part 7 LGOIMA applies)
9.3	Seismic Strengthening	Section 9(2)(j) of the Official Information Act - enable a Minister of the Crown or any public service agency or organisation holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations	
9.4	Risk Integration	Section 9(2)(b)(ii) protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information	
9.6	Safety, Health and Wellbeing	Section 9(2)(a) of the Official Information Act – to protect the privacy of natural persons, including that of deceased natural persons	That the public conduct of this item would be likely to result in the disclosure of information for which good reason for withholding would exist under section 9 of the OIA noting Te Pūkenga (and its subsidiaries) is specified, in Schedule 2 of LGOIMA, as a body to which Part 7 LGOIMA applies)
10	Complaints and Misconduct Report	Section 9(2)(j) of the Official Information Act - enable a Minister of the Crown or any public service agency or organisation holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations	

		Section 9(2)(j) of the Official Information Act - enable a Minister of the Crown or any public service agency or organisation holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	
9.5	Risk Register	<p>Section 9(2)(i) of the Official Information Act – enable the organisation holding the information to carry out, without prejudice or disadvantage, commercial activities</p> <p>Section 9(2)(j) of the Official Information Act - enable a Minister of the Crown or any public service agency or organisation holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	That the public conduct of this item would be likely to result in the disclosure of information for which good reason for withholding would exist under section 9 of the OIA noting Te Pūkenga (and its subsidiaries) is specified, in Schedule 2 of LGOIMA, as a body to which Part 7 LGOIMA applies)
11	Nelson Polytechnic Educational Society	Section 9(2)(b)(ii) protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information	That the public conduct of this item would be likely to result in the disclosure of information for which good reason for withholding would exist under section 9 of the OIA noting Te Pūkenga (and its subsidiaries) is specified, in Schedule 2 of LGOIMA, as a body to which Part 7 LGOIMA applies)

The meeting moved into a public excluded session at 11.53 am. It resumed in a public session at 4.16 pm.

The minutes relating to the Public Excluded Agenda are set out in the Schedule to these minutes.

13. Administrative

- 13.1 Minutes of NMIT Board Meeting 28 June 2021 – Open

RESOLVED:

That the minutes of the NMIT Board Meeting 28 June 2021 – Open - be confirmed as a true and accurate record.

- 13.2 Action Items of NMIT Board Meeting - Consolidated – Open
The Action Items were reviewed and updated.

14. Items for Information

- 14.1 Academic Committee Updates – November 2020 to July 2021

RESOLVED:

That the Academic Committee Updates – November 2020 to July 2021 be received for information.

- 14.2 Common Seal Report to 31 July 2021

RESOLVED:

That the Common Seal Report to 31 July 2021 be received for information.

- 14.3 Board Calendar 2021 and Proposed Dates for 2022
The Board Secretary asked members to indicate if any proposed dates for 2022 presented an issue and explained that, once these were set, the Board Workplan for that year could then be formulated.

15. Karakia Whakamutunga

There being no further business, the Chairperson declared the meeting closed at 4.18 pm and a karakia whakamutunga was given by P Smith.

Dated: 22/11/21,

Signed as a correct record.


Chairperson