

Parent Election Notice for the Marotiri Messenger re parent representative on the BOT

Marotiri School Board of Trustees By-election

Nominations are invited for the election of one parent representative on the Marotiri School Board of Trustees.

A nomination form and notice calling for nominations will be posted to all eligible voters.

You can nominate another person to stand as a candidate or you can nominate yourself. Both parts of the form must be signed.

Additional nomination forms can be downloaded from the school website.

Nominations close at noon on Wednesday 19 August and may be accompanied by a signed candidate statement and photograph. The voting roll is open for inspection at the school office and can be viewed during normal school hours.

There will also be a list of candidates' names as they come to hand, for inspection at the school.

Voting closes at noon on Wednesday 9 September 2020.

Signed: Leith Thomas

Returning Officer

BY-ELECTION NOMINATION FORM

Parent representative

School Name: MAROTIRI SCHOOL

School Profile Number 1808

Name of person being nominated _____

Contact details of person being nominated _____

I declare that I have read and understand the ineligibility criteria for school trustees, under section 103 of the Education Act 1989 (ineligibility criteria are on the reverse of this page), and declare that I am eligible to become a trustee. I hereby consent to the above nomination and declare that all other information that I have listed on this form is true and correct.

Dated __ / __ / 20__

(Signature of Candidate)

Name, address and phone number of
person making nomination _____

Signature of person making nomination _____

NOTE: Unless the person making the nomination is on the roll for the election, the nomination is invalid.

This nomination paper should be posted or delivered to the Returning Officer – **Leith Thomas**

Marotiri School, 1569 Tihoi Road, R D 1, MANGAKINO 3492

so that it is received no later than **noon on Wednesday 19 August 2020**

Section 103 of the Education Act 1989 lists the categories of persons who are not eligible to be elected, appointed or co-opted as trustees. The list is set out below.

A person who:

- is an undischarged bankrupt; or
- is prohibited from being a director or promoter of, or being concerned or taking part in the management of, a company under sections 382, 383 or 385 of the Companies Act 1993; or
- is a permanently appointed member of the Board staff, unless they are standing for election as a staff representative; or
- contracts or sub-contracts with the Board without the approval of the Secretary of Education and receives payments exceeding \$25,000 in any financial year (this provision is set out in section 103A of the Education Act). This would also cover situations where a person has a 10% or more shareholding in the contracting company or a company that controls the contracting company; or
- is subject to a property order under the Protection of Personal and Property Rights Act 1988; or
- is a person in respect of whom a personal order has been made under that Act that either the person is not competent to manage his or her own property affairs, or does not have the capacity to communicate/make decisions relating to his/her welfare/personal care; or
- is a person who has been convicted of an offence punishable by imprisonment for 2 years or more, or who has been sentenced to imprisonment for any other offence, unless that person has obtained a pardon, served the sentence, or otherwise suffered the penalty imposed on the person; or
- is not a New Zealand citizen, and is –
 - a person to whom section 15 or 16 of the Immigration Act 2009 applies; or
 - a person obliged, by or pursuant to that Act, to leave New Zealand immediately or within a specified time, being a time that was less than 12 months; or
 - deemed for the purposes of that Act to be in New Zealand unlawfully.

Section 103B Requirements before Appointment

Before a person is elected, co-opted, or appointed as a trustee, the person must confirm to the governing board that he or she is, to the best of his or her knowledge, eligible to be a trustee, having regard to the grounds of ineligibility in section 103.

Please note: This information has been prepared as general advice and it is not intended to be legal advice in relation to any specific circumstances.

**For more information about persons ineligible to be trustees,
refer to section 103 of the Education Act 1989, or call:**

NZSTA Helpdesk 0800 782 435

Eligibility declaration form

- Declaration must be completed before a person is selected, co-opted or appointed to a school board of trustees
- The board should keep a record of the declaration on file
- Refer to sections 103, 103A and 103B, Education Act 1989

Declaration of Eligibility

I declare

- I have read and understand the ineligibility criteria* for school trustees
- I am eligible to become a trustee
- all other information I have listed on this form is true and correct

Dated __ / __ / 20__

Signature

* **Note** see below for Summary of ineligibility criteria and Trustee application (sample form)

Categories of persons who are not eligible to be elected, co-opted or selected to a casual vacancy as trustees

For more information about people not eligible to be trustees:

- refer to sections 103 and 103A Education Act 1989
 - call NZSTA Advisory and Support Centre 0800 782 435, option 1
-

A person who:

- is an undischarged bankrupt; or
- is prohibited from being a director or promoter of, or being concerned or taking part in the management of, an incorporated or unincorporated body under the Companies Act 1993, or the Financial Markets Conduct Act 2013, or the Takeovers Act 1993; or
- is a permanently appointed member of the Board staff, unless they are standing for election as a staff representative; or
- contracts or sub-contracts with the Board without the approval of the Secretary of Education and receives payments exceeding \$25,000 in any financial year (this provision is set out in section 103A of the Education Act). This would also cover situations where a person has a 10% or more shareholding in the contracting company or a company that controls the contracting company; or
- is subject to a property order under the Protection of Personal and Property Rights Act 1988; or
- is a person in respect of whom a personal order has been made under that Act that either the person is not competent to manage his or her own property affairs, or does not have the capacity to communicate/make decisions relating to his/her welfare/personal care; or
- is a person who has been convicted of an offence punishable by imprisonment for 2 years or more, or who has been sentenced to imprisonment for any other offence, unless that person has obtained a pardon, served the sentence, or otherwise suffered the penalty imposed on the person; or
- is not a New Zealand citizen, and is –
 - a person to whom section 15 or 16 of the Immigration Act 2009 applies; or
 - a person obliged, by or pursuant to that Act, to leave New Zealand immediately or within a specified time, being a time that was less than 12 months; or
 - deemed for the purposes of that Act to be in New Zealand unlawfully.

Note No person who has been appointed returning officer for an election of trustees is eligible to be nominated as a candidate in that election.