

ITEMS FOR APPROVAL

TO:	Members of the Governing Council
FROM:	Lesley Hoskin, Chief Executive
PREPARED BY:	Clive Jones, Deputy Chief Executive Operational Services
FOR:	Approval

Recommendations

It is recommended that the Governing Council:

1. **Note** the Council has the power to set fees and levies by notice following consultation, as set out in the Education and Training Act.

Refer item 9.1 "[Council's legal obligations under the Education and Training \(Teaching Council Fees, Levies, and Costs\) Amendment Act 2021 to set and collect fees and levies](#)", Council meeting 25 November 2021.

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It is recommended that the Governing Council:

2. **Note** the Council's intention to improve on the previous consultation on fees and co-design the consultation based on feedback from stakeholders.

Refer [submission](#) to the Education and Workforce Select Committee, 30 August 2021.

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It is recommended that the Governing Council:

- Note** that pre-consultation hui with stakeholders were held on 29 September 2021, 14 October 2021, 21 October 2021, 22 October 2021, 27 October 2021, and 29 October 2021 and a summary of the feedback was provided for discussion together with a more detailed analysis.

Refer item [8.1 "Summary of pre-consultation feedback"](#), Council meeting 25 November 2021.

Refer item [1 "Analysis of themes from pre-consultation stakeholder hui"](#), Council meeting 03 December 2021.

Refer item [2 "Summary of stakeholder feedback from fees/costs/levies pre-consultation September – October 2021"](#), Council meeting 17 December 2021.

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It is recommended that the Governing Council:

4. **Note** that the Council has carefully considered that feedback and it is incorporated, where feasible, in the design of the consultation, in particular:
 - (a) Timing of consultation
 - (b) Duration of consultation
 - (c) Provision in the consultation document of detailed information on Council's estimated costs to deliver its mandatory functions
 - (d) Including the rationale for increasing fees and levies to meet the actual and reasonable costs to deliver the Council's mandatory functions
 - (e) Including the rationale for proposing the cost of providing conduct and discipline functions should be funded by all teachers
 - (f) Including the rationale for proposing the cost of establishing standards for ITE qualifications and approving ITE programmes should remain collectively funded by all teachers with limited user pays

Refer item 6, ["Options for consultation on 2022 fees and levies"](#), Council meeting 17 December 2021

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It is recommended that the Governing Council:

5. **Note** that some themes from the stakeholder feedback were not reflected in the design of the consultation because the Council considered it was not practical or economically feasible to progress certain proposals at this time. This does not prevent feedback being provided on these themes and, like all feedback received, the Council will receive any such feedback with an open mind and give it due consideration before making a decision on fees and levies. These themes include:
 - (a) Retaining the current level of fees and levies
 - (b) Adopting a tiered approach to fees and levies based on teacher salaries
 - (c) Payment of fees and levies by fortnightly instalments
 - (d) Lower level of service provision for registration/certification service
 - (e) Cost of providing conduct and discipline functions should not be fully user funded
 - (f) Government should contribute funding to the costs of the conduct and discipline functions
 - (g) Cost of establishing standards for ITE qualifications and approving ITE programmes should not be fully user funded
 - (h) Different timeframes for different practising types

Refer item 6, [“Options for consultation on 2022 fees and levies”](#), Council meeting 17 December 2021

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It is recommended that the Governing Council:

- Note** the Council has agreed to use the principles underpinning the Treasury Guidelines for setting charges in the public sector and the Office of the Auditor-General's Good Practice Guide for setting and administering fees and levies for cost recovery to inform the design of the consultation on fees and levies that the Council is required to carry out with registered teachers and holders of limited authorities to teach, including equity, efficiency, justifiability, and transparency.

Refer Item [9.2 "Design of fees and levies consultation process"](#), Council meeting 25 November 2021

Refer item [8 "Application of the Treasury guidelines for setting charges in the public sector and OAG good practice guide: setting and administering fees and levies for cost recovery"](#), Council meeting 10 February 2022

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It is recommended that the Governing Council:

- Note** The Council has developed a Cost Recovery Impact Statement (CRIS) based on Treasury's Stage 2 Cost Recovery Impact Statement template designed specifically for proposals seeking agreement on cost recovery levels and incorporates the key principles and considerations principles underpinning the Treasury guidelines and the Auditor General's Good Practice Guide including equity, efficiency, justifiability, and transparency.

*Refer item [9.1 "Draft Cost Recovery Impact Statement"](#), Council meeting 17 December 2021
Refer item [5 "Cost Recovery Impact Statement"](#), Council meeting 10 February 2022*

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It is recommended that the Governing Council:

- 8. Note** The Cost Recovery Impact Statement has been peer reviewed by an external expert.

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It is recommended that the Governing Council:

- Note** the Council has sought independent assessment by Deloitte of the Council's actual current costs and its estimated costs over the period FY2022/23 to FY2024/25 to deliver its functions and Deloitte are satisfied that the Council's proposed costs for delivering its mandatory functions, as a part of its planned consultation on proposed fees and levies, are reasonable.

Refer item [6, "Financial Model"](#), Council meeting 10 February 2022

Refer item [7 "Deloitte Actual and Reasonable Assessment"](#), Council meeting 10 February 2022

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It is recommended that the Governing Council:

- 10. Decide** to consult Registered teachers and holders of a Limited Authority to Teach on the following proposed fees and levies:

For	Proposed Fee payable	Proposed Levy payable	Total proposed
Renewal of a practising certificate valid for 3-years ¹	\$128.96	\$343.25	\$472.21
Registration and Provisional practising certificate for graduates from an approved NZ ITE programme ²	\$128.96	\$343.25	\$472.21
Registration and Provisional practising certificate for overseas trained teachers ³	\$228.96	\$343.25	\$572.21
A Limited Authority to Teach (LAT) valid for 3-years	\$128.96	\$343.25	\$472.21
A Limited Authority to Teach (LAT) valid for 2-years	\$85.97	\$228.83	\$314.80
A Limited Authority to Teach (LAT) valid for 1-year	\$42.99	\$114.42	\$157.41
A teacher holding a Provisional practising certificate or Full (Category Two) applying for a Full (Category One) practising certificate valid for 3-years ⁴	\$228.96	\$343.25	\$572.21
Registration (only) for graduates from an approved NZ ITE programme ⁵	\$128.96	-	\$128.96
Returning to Teaching in Aotearoa New Zealand practising certificate valid for 3-years ⁶	\$128.96	\$343.25	\$472.21
Late Application Fee ⁷	\$100.00	-	\$100.00

¹ Applicable to any teacher renewing a current Practising Certificate including Tiwhikete Whakaakoranga Tōmua | Provisional Practising Certificate), Tiwhikete Whakaakoranga Tūturu | Full Practising Certificate (Category One) and Tiwhikete Whakaakoranga Pūmau | Full Practising Certificate (Category Two).

² Applicable to graduates from an approved New Zealand initial teacher education programme who apply for Kaiako Whai Rēhitanga | Teacher Registration and a Tiwhikete Whakaakoranga Tōmua | Provisional Practising Certificate valid for three years.

³ Applicable to overseas trained teachers who apply for Kaiako Whai Rēhitanga | Teacher Registration and a Tiwhikete Whakaakoranga Tōmua | Provisional Practising Certificate valid for three years (this includes applications made under the Trans-Tasman Mutual Recognition Agreement (TTMRA)).

⁴ Applicable to teachers who are provisionally certificated or fully certificated teachers who hold Tiwhikete Whakaakoranga Pūmau | Full Practising Certificate (Category Two) and who now apply for a Tiwhikete Whakaakoranga Tūturu | Full Practising Certificate (Category One) valid for three years

⁵ Applicable to who are graduates from an approved New Zealand initial teacher education programme who apply for Kaiako Whai Rēhitanga | Teacher Registration only

⁶ Applicable to Registered teachers who were fully certificated but whose practising certificate has expired, who cannot meet satisfactory recent teaching requirements, and are not able to renew using extension to teach provisions.

⁷ Applicable to any applicant who lodges their renewal application after the expiry date of their current practising certificate (this applies to any teacher who is currently employed in a teaching position where they do not hold a current certificate of the kind required to legally undertake that role and applies for registration or certification).

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It is recommended that the Governing Council:

- 11. Note** the Council have reviewed and provided comment on the draft Consultation Document, summary communications, supporting material and Communications and Engagement Plan.

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It is recommended that the Governing Council:

- 12. Approve** the Consultation Document and supporting material as subject to changes fully discussed on 10/02/2022.

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It is recommended that the Governing Council:

- 13. Note** that the PPTA formally requested that consultation on fees and levies be postponed and the views of other key stakeholders be sought and carefully considered.

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It is recommended that the Governing Council:

- 14. Confirm** that consultation will commence on Wednesday 16 February 2022 and conclude at 5pm on Friday 01 April 2022. Notwithstanding any extensions granted.

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It is recommended that the Governing Council:

- 15. Confirm** prior agreement by the Board that feedback on the proposals will be received and processed by PublicVoice, an approved All-of-Government policy, research, and development supplier. PublicVoice will handle all submissions (email, online survey, written etc), and undertake submission analysis on behalf of the Council. Governing Council members will be able to access and read submissions during the consultation process.

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It is recommended that the Governing Council:

- 16. Note** that while the Governing Council has made decisions on what options to include in the consultation on proposed fees and levies, it has not made any decisions regarding the proposed increases to fees and levies and will consider all feedback received with an open mind.