

Declaration

1. I declare that I have read and understand the ineligibility criteria for school board members under [Schedule 23\(9\)](#) of the Education and Training Act 2020 and declare that I am eligible to become a board member.

Yes / No

2. Do you have any possible, actual, or potentially perceived conflicts of interest arising from the proposed appointment?

Yes / No

If Yes, please provide details:

3. I authorise the Ministry of Education to collect my personal information from my referees to assess my suitability for this role, and I authorise the Ministry of Education to disclose any necessary information to my referees for this purpose. I also authorise the referees I have named to disclose all relevant information to the Ministry for the same purpose.

I acknowledge that the information collected from me may be used for the selection process and where any review of appointment is sought.

Yes / No

4. I hereby declare that all other information that I have listed on this form and contained within my application is true and correct. I understand that providing misleading information or failing to tell the truth may result in my application not being progressed.

Yes / No

Schedule 23 (9)

Certain persons ineligible to be board members

(1) The following persons may not become an elected, an appointed, or a co-opted board member:

- (a) a person who is an undischarged bankrupt;
- (b) a person who 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](#);
- (c) a person who is not capable of being a board member under [clause 10\(1\)](#);
- (d) a person who is subject to a property order under the [Protection of Personal and Property Rights Act 1988](#);
- (e) a person in respect of whom a personal order has been made under the [Protection of Personal and Property Rights Act 1988](#) that reflects adversely on the person's—
 - (i) competence to manage their own affairs in relation to their property; or
 - (ii) capacity to make or to communicate decisions relating to any particular aspect or aspects of their personal care and welfare;
- (f) a person who has been convicted of an offence punishable by imprisonment for a term of 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;
- (fa) a person who has been convicted of a specified offence identified in [Schedule 2](#) of the Children's Act 2014, unless that person has obtained a pardon or been granted an exemption under subclause (5);
- (g) a person who is not a New Zealand citizen and—
 - (i) to whom [section 15](#) or [16](#) of the Immigration Act 2009 applies; or
 - (ii) who is obliged by or under that Act or any other enactment to leave New Zealand immediately by or within a specified time (being a time that, when specified, was less than 12 months); or
 - (iii) who is treated for the purposes of that Act as being unlawfully in New Zealand.

(2) Any permanently appointed member of the board staff may, if otherwise eligible for election, be elected as a staff representative, but no permanently appointed member of the board staff may be otherwise elected to the board or be appointed or co-opted onto the board.

(3) A non-permanently appointed member of the board staff may, if otherwise eligible, be elected, appointed, or co-opted onto the board.

(4) A person who has been appointed returning officer for an election of board members is not eligible to be nominated as a candidate in the election.

(5) The Secretary may, on application, grant an exemption under this subclause to a person described in subclause (1)(fa) that allows the person to serve as a board member if the Secretary is satisfied that the person would not pose an undue risk to the safety of children.

(6) The Secretary may, from time to time, audit an elected, appointed, or co-opted board member's continuing eligibility under subclause (1) to be a board member.

(7) For the purposes of subclause (6), the board member must permit the Secretary to obtain any relevant information to enable the Secretary to conduct the audit.