



Position	Secretary for Regulation and Chief Executive
Department	Ministry for Regulation
Purpose	This guide provides information about the process for the recruitment and selection of the Secretary for Regulation and Chief Executive.
Contact person	If you have any questions during this process, please do not hesitate to contact the consultant supporting this recruitment:  Nick Ritchie, Strategic Advisor  Te Kawa Mataaho Public Service Commission  E: <a href="mailto:nick.ritchie@publicservice.govt.nz">nick.ritchie@publicservice.govt.nz</a>  T: 021 314 896

## Public Service Leadership

Leader Profile	<p>Excellent leadership by Public Service Chief Executives is essential for a high performing, professional and world class public sector. Underpinning chief executive leadership is the requirement to adhere to the Standards of Integrity and Conduct and the higher bar expected of chief executive behaviour.</p> <p>As set out in the Public Service Act 2020, chief executives are required to proactively promote stewardship of the public service, including of its long-term capability and people, institutional knowledge and information, system and processes, assets and the legislation they administer.</p> <p>As stewards of the system, chief executives are responsible for achieving cross-agency, sector and system results by leading, collaborating and exerting their influence in a cohesive way across boundaries and ensuring their staff have both the authority and motivation to do likewise.</p>
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## Making an application

General	<p>Your application for this position should include:</p> <ul style="list-style-type: none"><li>• A cover letter expressing interest in the position and your fit for the role in relation to the priorities: system leadership, organisational leadership, sector experience, context management;</li><li>• A current curriculum vitae detailing your work history (including dates and position titles), educational qualifications, and your preferred contact details;</li><li>• A fully completed application form.</li></ul> <p>Further information has been detailed below. You should make your application via email to <a href="mailto:CErecruitment@publicservice.govt.nz">CErecruitment@publicservice.govt.nz</a></p>
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Application form Section A – Referee details	<p>This section asks you to provide the details of referees who can help us create a 360-degree picture of your personal attributes, behaviours, and skills in relation to those detailed in the position description. These referees will be your current and previous managers, peers, junior staff members, direct reports, or others.</p> <p>Please ensure you provide each referee’s name, title, relationship to you, and their preferred contact phone numbers. If they are based outside of New Zealand, please also provide an email address for that referee.</p> <p>We will contact you before approaching named referees.</p>
Application form Section B – Authorisation	<p>In completing the authorisation section of the form, you are allowing the Public Service Commissioner (the Commissioner), or their designated representative or agent, to undertake the following checks:</p> <ul style="list-style-type: none"> <li>• We may approach, in confidence, not only the referees you have named, but other people who have personal knowledge of you to gather information related to your suitability for this appointment.</li> <li>• Pre-employment checks, including serious misconduct checks will be undertaken, on the preferred candidate.</li> <li>• Qualifications and credit checks are completed by an external agency on behalf of Te Kawa Mataaho, only for the preferred candidate.</li> <li>• Security checks by the New Zealand Security Intelligence Service are required. These include vetting through the New Zealand Police and the Serious Fraud Office.</li> </ul>
Application form Section C – Criminal convictions declaration	<p>The information in this section is required to check whether you have any past criminal convictions or pending charges that might impact on your ability to be effective in the position.</p> <p>If you are the preferred candidate for the position, we will confirm the details you have given through a criminal history check carried out by the Ministry of Justice. Only those directly involved in the recruitment, including our agents (and if necessary a legal advisor) will have access to this information prior to your appointment (if you are appointed, your declaration will be filed on your personal file).</p> <p>The information provided in this section by unsuccessful applicants will be destroyed at the completion of the process.</p> <p>If you fail to provide relevant information and the Commissioner subsequently discovers that you have a criminal conviction that could not be withheld under the Criminal Records (Clean Slate) Act 2004 or a charge was pending at the time of appointment, you may be dismissed.</p> <p>You may access this information and request its correction.</p>

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See 'Key Legislation' below for information on the Criminal Records (Clean Slate) Act 2004.

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Application form Section D – Conflict of interest

A conflict of interest means a conflict between a public duty and private and/or personal interests. Personal interests may be financial or relate to family, friends or associates. Conflicts of interest may be actual, potential or perceived. A conflict of interest may happen at any stage during the recruitment process. You are responsible for advising Te Kawa Mataaho immediately if you believe there is a possible conflict of interest. Please note that this will not invalidate your application but will be taken into consideration.

Te Kawa Mataaho produces [model standards](#) on the Public Service Commissioner's minimum expectations for staff and organisations in the Public Service to support the effective reporting and management of conflicts of interests. These standards should be read alongside other relevant rules and standards including the Office of the Auditor-General's [Managing conflicts of interest: A guide for the public sector](#).

### Key legislation

Public Service Act 2020

Appointments to chief executive positions in the Public Service are made under Schedule 7 clause 3 of the Public Service Act 2020. This legislation sets out procedures to be followed in making these appointments and specifies the respective responsibilities of Ministers and the Commissioner.

Privacy Act 2020

The recruitment process is subject to the provisions of the Privacy Act 2020. Personal information collected during this appointment process will be used solely for assessing your suitability for employment in this position. It will be held confidentially by the Commissioner, the recruitment and assessment consultants, the interview panel and to Te Kawa Mataaho staff who will assist the Commissioner with this appointment process. Evaluative information will be held in confidence and you do not have right of access to it.

Your authority is needed to gather some of this information and an authorisation section is attached for this purpose. If you are appointed to this position the information will be retained. If you are unsuccessful all of your application documents will be destroyed, unless you request that they be returned.

Criminal Records (Clean Slate) Act 2004

*[Extract from Ministry of Justice pamphlet 'Criminal Records (Clean Slate) Act 2004']*

You must meet all conditions in section 7 of the Act (a summary is set out below) before your convictions can be withheld. The Act should be consulted for full information (see [www.legislation.govt.nz](http://www.legislation.govt.nz) – exceptions to the Clean Slate scheme are found in section 19 of the Act).

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You must:

- Have no convictions within the last seven years
- Never have been sentenced to a custodial sentence e.g. imprisonment, corrective training, borstal
- Never have been ordered by a Court following a criminal case to be detained in a hospital due to your mental condition instead of being sentenced
- Not have been convicted of a “specified offence” e.g. sexually offending against children and young people or the mentally impaired
- Have paid in full any fine, reparation, or costs ordered by the Court in a criminal case
- Never have been indefinitely disqualified from driving under section 65 of the Land Transport Act 1998 or equivalent provision

If you meet these requirements you could answer “No”.

## The appointment process

Applications	The application deadline for this position is Monday, 3 June 2024 at 11.59pm.
Assessments	<p>The panel may invite you to undertake an assessment and this will be tailored to the position. This step can provide the Commissioner and the interview panel with further information on your suitability for the position of Secretary for Regulation and Chief Executive, Ministry for Regulation.</p> <p>You will be given detailed feedback on your performance and if you are the successful candidate the results of the assessment will be used to develop a first year, professional development plan.</p>
Interviews	Interviews will take place in Wellington or via Microsoft Teams. Shortlisted candidates will be given more details on the interview panel and process at the time of arranging interviews.
Panel Interviews	<p>The Deputy Public Service Commissioner will chair the interview panel, which is established under Schedule 7 clause 3(4) of the Public Service Act 2020. Panellists may be chosen for a number of reasons, such as to provide expertise in a particular field. Panellists attend in their own right. The panel has an advisory role in assisting the Commissioner to determine the extent to which candidates meet the criteria set for the position and have the qualities to perform to the standards required in section 52 and section 73 of the Public Service Act 2020.</p> <p>Responsibility for making the decision on whom to recommend for appointment rests solely with the chair of the interview panel. The Commissioner forwards their recommendation for appointment to the Minister for the Public Service, for referral to the Governor-General in Council.</p>

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