

IN THE MATTER OF

Complaint by **The Police** against
WAKA-TOA EWART made under s74
Of the Private Security Personnel and
Private Investigators Act 2010

DECISION

- [1] The Police have laid a complaint against Waka-Toa Ewart after he was charged with Burglary in 2020. At that time Mr Ewart held a Certificate of Approval (COA) in the classes of crowd controller, document destruction agent, personal guard and property guard that was valid until 29 July 2024.
- [2] Upon receipt of the complaint, on 4 August 2020 Mr Ewart's COA was suspended. He was advised that he was entitled to apply for revocation of the suspension order, however he has not done so.
- [3] The complaint was put on hold pending the outcome of the criminal charges. The Police have now advised that Mr Ewart was convicted of Burglary on 29 July 2021 and sentenced to Home Detention. This conviction is a ground for disqualification pursuant to s62(f)(vi) of the Act.
- [4] Mr Ewart was subsequently advised that the complaint would be dealt with on the papers unless he sought a hearing by 18 February 2022. He was also directed to file submissions and documentation in support of his response to the complaint by 23 February 2022.
- [5] Mr Ewart has made no contact with the Authority nor has he provided any response to the complaint. Accordingly, based on the information before me, and the grounds for disqualification that now apply to Mr Ewart, I cannot be satisfied that he is suitable to hold a COA. This is particularly so given his offending was made possible by information he obtained while working as a security guard.
- [6] Therefore, the complaint is upheld and Mr Ewart's COA is cancelled, effective immediately.
- [7] A copy of the decision is to be sent to both parties and published on the Licensing Authority's website.

DATED at Wellington this 24th day of February 2022



K A Lash
Deputy Private Security Personnel Licensing Authority