

IN THE MATTER OF

A Complaint by **OLEKSANDR KIRICHUK** against **AB LIMITED** made under s 73 Of the Private Security Personnel and Private Investigators Act 2010 (the Act)

DECISION

[1] In September 2020 I granted leave for Oleksandr Kirichuk to file a complaint against AB Limited about visits by one of AB's contractors to Mr Kirichuk's property on 28 February 2020 and 30 July 2020.

[2] I referred the complaint to the Complaints Investigation and Prosecution Unit and asked them to investigate whether the contractor was working for AB and if so in what capacity. I also asked them to investigate whether the contractor was instructed by AB to do anything other than serve documents and whether there was any evidence that AB or the contractor engaged in surveillance.

[3] CIPU have completed their report and concluded:

- The contractor was contracted by AB in the capacity of a process server only.
- The contractor was not instructed to do anything other than serve documents on Mr Kirichuk and another person and he did nothing other than attempt to serve documents.
- Neither AB nor the contractor engaged in any surveillance.
- There is no basis for the complaint and it should be dismissed.

[4] I accept the conclusions in the CIPU report. There is no evidence to support Mr Kirichuck's claim that document service was a smokescreen to enable entry to the property to carry out illegal activities.

[5] As there is no factual or legal basis to Mr Kirichuck's complaint the complaint is dismissed.

DATED at Wellington this 17th day of May 2021

The image shows a handwritten signature in blue ink, which appears to be 'P A McConnell', written over a circular official seal. The seal is also in blue ink and features the text 'THE PRIVATE SECURITY PERSONNEL LICENSING AUTHORITY' around the perimeter. In the center of the seal is a coat of arms with a crown on top.

P A McConnell
Private Security Personnel Licensing Authority