

NZPSPLA
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IN THE MATTER OF

Objection to the applications for a company license for **[redacted]** and certificate of approval by **[redacted]** pursuant to the Private Security Personnel and Private Investigators Act 2010

DECISION

- [1] **[Redacted]**, sole director of **[redacted]** has applied for a company license and certificate of approval (COA) in the class of private investigator.
- [2] The Police have objected to the company license application on the basis that **[redacted]**, the sole company officer, was convicted of assault on a person in a family relationship, failure to stop when followed, drove a motor vehicle in a dangerous manner, resisting Police and excess breath alcohol. A conviction for an offence of violence in the preceding seven years is a ground for disqualification for a company license; see ss 62 & 63 of the Act. Accordingly, **[redacted]** has disqualifying factors from holding a company license as director and a COA.
- [3] Given the recency of the conviction the matter was heard by way of audio-visual hearing. **[Redacted]** presented to the Authority sincerely and openly. He explained that he had some difficulties in his life that resulted in his offending however he has undertaken, and is still undertaking, improvement work. He accepts responsibility for his previous actions and is dedicated to living a healthier life now.
- [4] **[Redacted]** has completed a business mentoring program through the Ministry of Social Development and received a business grant. He has established a successful company and wishes to engage in some investigative work to use the skills he obtained through his many years in the Police.
- [5] **[Redacted]** was with the Police for 14 years and achieved the rank of **[redacted]**. Whilst he has had some issues with Police since he left, I accept on his submissions that he has moved past them and is able to work cooperatively with Police now. He was open in outlining the areas of work he is not willing to engage

in and his reasons why which were clearly well reflected upon.

[6] Having considered the evidence available to me, I am satisfied that [redacted] is currently suitable to work as a private investigator and run a company in the area. He has extensive experience and I find that he has learnt from his mistakes, and it is unlikely he will repeat them.

[7] Accordingly, [redacted] COA and company license for [redacted] are approved on the following conditions:

- [i] That he not come to the negative attention of Police in any way.
- [ii] That he work cooperatively with Police in any role he holds as a private investigator.

Should [redacted] breach either of those conditions, Police may apply to immediately suspend his COA.

[8] A copy of the decision is to be sent to both parties and will be published on the Licensing Authority's website however [redacted] identifying details will be redacted given the personal nature of these matters and his previous involvement with Police.

DATED at Wellington this 27th day of July 2023



K A Lash
Deputy Private Security Personnel Licensing Authority