

IN THE MATTER OF

A referral under s 26 of the Private Security Personnel and Private Investigators Act 2010 in relation to applications for a company licence by **ALL ROUND ENTERTAINMENT NZ LIMITED** and certificate of approval by **WYNYARD MANLEY**

DECISION

1. In March 2023 the Authority referred a complaint against All Round Entertainment NZ Limited and its director Wynyard Tyson Manley to the Complaints Investigation and Prosecution Unit (CIPU) for investigation. It was alleged that All Round Entertainment NZ Limited was providing security services to the Social Club in Rotorua without a security licence and engaging security guards who did not have certificates of approval (COA). Further, that uncertified gang members were providing security.
2. Since the investigation was commenced, All Round Entertainment NZ Ltd has applied for a company licence in the classes of crowd controller, property guard and personal guard, and Mr Manley, the sole director, has applied for a COA in the same classes. Both applications were placed on hold to await the outcome of the CIPU report.
3. The CIPU report has now been completed and makes the following findings:
 - (i) All Round Entertainment did advertise offering security services despite not having a company license to do so.
 - (ii) No instances of All Round Entertainment providing security without a security licence have been identified.
 - (iii) Mr Manley has one prior incident where he was arrested and issued a formal warning
 - (iv) The Police advise that there are no alerts, links of concern or occurrences for All Round Entertainment or Mr Manley.
 - (v) Rihari Williams, whose temporary COA was cancelled due to his gang affiliations, was working as a crowd controller on 2 June 2023 for the Rotorua Social Club (RSC), managed by Hapeta Manley, the brother of Wynyard Manley.
4. I accept the findings of CIPU that neither All Round Entertainment nor Mr Manley had been providing security services without the appropriate license/COA to do so. CIPU were also specifically directed to comment on Mr Manley's eligibility to be a company officer pursuant to s63(1) of the Act. Their understanding is that Mr Manley does just have the required 12 months experience, although no evidence of this has been provided.
5. Neither the company license application, nor My Manley's COA application have been objected to by Police. Further, Mr Manley does not have any disqualifying factors that would preclude him from holding a COA pursuant to section 62 of the Act.

Decision

6. Accordingly, having considered all of the relevant information available to me, I make the following findings:
 - i. Mr Manley will be eligible for a COA when he has provided a signed reference from a previous security employer confirming his experience. He is directed to do so now.
 - ii. When Mr Manley's COA is issued, the company licence for All Round Entertainment will also be issued.
 - iii. Mr Manley's COA will be subject to the following conditions:
 - a. That he not come to the negative attention of Police.
 - b. That he does not employ any security staff who do not hold the correct COAs; effectively that he comply fully with his obligations pursuant to the Act.
 - iv. Should Mr Manley breach either of these conditions, the Police may apply to immediately suspend his COA and company license.

Crowd controllers

7. As an aside, the CIPU report stated that many parties spoken with during the investigation sought further clarification on duty managers screening entry by checking ID's. In particular, questioning at what point must they require a crowd controller COA.
8. For clarification, the answer to that question is: if crowd controlling is including in the job description of a duty manager, glassier or bar man, or they regularly carry out the work of a crowd controller as part of those roles, then they are required to have a COA in the class of crowd controller. However, if the screening work is incidental to their primary functions then they are not required to hold such a COA, see section 19(2)(a) of the Act.

Publication

9. This decision is to be published with no redaction.

DATED at Wellington this 4th day of September 2023



K A Lash

Deputy Private Security Personnel Licensing Authority