

IN THE MATTER OF

An application by **JAMES WALL** for a certificate under the Secondhand Dealers and Pawnbrokers Act 2004

DECISION

[1] James Wall has applied for an Individual licence under the Secondhand Dealers and Pawnbrokers Act (the SHDP Act). Police have filed an opposition to his application as Mr Wall has a lengthy history of criminal offending dating back to 1996. This includes convictions for offences of dishonesty and failing to comply with court-imposed directions and sentences. In addition, police advise that Mr Wall has issues with alcohol and is not willing to make changes to address this.



[2] Among Mr Wall's convictions is a December 2019 conviction for unlawfully taking a motor vehicle. This conviction falls within the definition of a specified offence in s 4 of the SHDP Act. Section 22(a) of the SHDP Act states that a person is disqualified from holding a certificate if he has been convicted of a specified offence within the last 5 years.

[3] Mr Wall has neither responded to the police objection nor applied for waiver of the ground for disqualification. I do not consider someone with Mr Wall's history of alcohol, drug and dishonest offending and failure to comply with court-imposed sanctions and sentences can be trusted to comply with his obligations under the SHDP Act.

[4] Therefore, based on the evidence before me I am satisfied that Mr Wall is not a fit and proper person to be a licence holder. In addition, Mr Wall is disqualified from holding a licence under s 23 of the SHDP Act.

[5] The Police objection is therefore upheld and Mr Wall's application for a licence is declined.

DATED at Wellington this 30th day of April 2024



P A McConnell

Private Security Personnel Licensing Authority