

IN THE MATTER OF

A complaint filed by Police against **FELISE FELISE VITALE** under s 74 of the Private Security Personnel and Private Investigators Act 2010 (the PSPPI Act)

HEARD virtually on 8 January 2024

APPEARANCES

Snr Constable W Dabb for NZ Police
F Felise-Vitale – no appearance

DECISION

[1] Police are asking for Felise Felise-Vitale's certificate of approval to be cancelled as in November 2023 he was convicted on his fifth charge of driving while disqualified, his fourth charge of driving with excess breath alcohol, failing to stop, dangerous driving and resisting arrest. Mr Felise-Vitale was sentenced to community detention, intensive supervision and disqualified from driving under s 65 of the Land Transport Act.

[2] This sentence is grounds for disqualification under s 62 of the PSPPI Act and therefore a mandatory ground for the cancellation of Mr Felise-Vitale's certificate of approval. I note that Mr Felise-Vitale was also subject to a disqualifying sentence after being convicted of his third drink driving offence in 2022.

[3] Mr Felise-Vitale neither attended the hearing nor provided any written response to the police complaint. All Mr Felise-Vitale's offending has occurred in the last five years and demonstrates unaddressed issues with alcohol and an unwillingness to comply with court-imposed sanctions or sentences. These are not desirable characteristics for a security guard.

[4] I am satisfied that grounds for disqualification now apply to Mr Felise-Vitale and that because of this he is no longer suitable to be a responsible security employee. I therefore make the following orders:

- Mr Felise-Vitale's certificate of approval is cancelled effective immediately.
- Mr Felise-Vitale is to return his COA and security ID to the Authority within seven days of the receipt of this order. Failure to do so is an offence under the PSPPI Act.

DATED at Wellington this 8th day of January 2023



P A McConnell
Private Security Personnel Licensing Authority