

## Before the Electrical Workers Registration Board

CE No. 22599

### In the matter of:

A disciplinary hearing before the Electrical Workers Registration Board

### Between:

The Ministry of Business Innovation and Employment

### And

James Lyon a registered and licensed electrical worker (E 13559, EW 043520, Electrician) (the Respondent)

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## Decision of the Board in Respect of the Conduct of an Electrical Worker Under section 147(G) and 147 (M) of the Electricity Act 1992

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Hearing Type:

On the Papers

Hearing and Decision Date:

23 June 2023

Board Members Present:

Mr R Keys, Registered Inspector (Presiding)

Mr M Perry, Registered Electrician

Ms J Davel, Lay Member

Ms M Kershaw, Registered Electrician

Ms A Yan, Registered Electrical Engineer

Mr M Orange, Barrister

Appearances:

B Ropati for the Investigator

### Procedure:

The matter was considered by the Electrical Workers Registration Board (the Board) under the provisions of Part 11 of the Electricity Act 1992 (the Act), the Electricity (Safety) Regulations 2010 (the Regulations) and the Board's Disciplinary Hearing Rules.

### Board Decision:

The Respondent **has not** committed a disciplinary offence.

## Introduction

- [1] The hearing resulted from a complaint about the conduct of the Respondent and a report under section 147G(1) of the Act from the Investigator that the complaint should be considered by the Board.
- [2] The Respondent was served with a Notice of Proceeding setting out the alleged disciplinary offences the Investigator reported should be considered by the Board. They were:

## Procedure

- [3] Section 147T of the act provides:

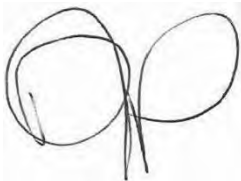
### ***147T Investigator to prosecute matter***

- (1) *If the investigator reports that in the investigator's opinion a complaint should be considered by the Board, the matter must be prosecuted by the investigator at the hearing held by the Board under this Part (unless the Board orders otherwise).*
- [4] On 28 May 2023, Counsel for the Investigator wrote to the Board stating that, as a result of further investigations, the proceedings would not be pursued, and no evidence would be tendered at the hearing.

## Board's Conclusion and Reasoning

- [5] Based on the Investigator offering no evidence, the Board finds that the Respondent has not committed a disciplinary offence.

Signed and dated this 21<sup>st</sup> day of July 2023

A handwritten signature in black ink, consisting of several loops and a vertical stroke, appearing to be the initials 'R Keys'.

**R Keys**  
Presiding Member