

Before the Electrical Workers Registration Board

CE No. 22908

In the matter of:
Workers Registration Board

A disciplinary hearing before the Electrical

Between:

The Ministry of Business Innovation and
Employment

And

Kenneth Watson, a registered and licensed
electrical worker (EW 038749) (the
Respondent)

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

Hearing Location: Wellington
Hearing Type: In Person
Hearing Date: 18 June 2025
Decision Date: 18 June 2025

Board Members Present:

Mr R Keys, Registered Inspector (Presiding Member)
Mr T Wiseman, Registered Inspector (Deputy Presiding)
Mr T Tran, Barrister
Ms S Cameron, Registered Electrician
Mr J Hutton, Registered Inspector
Ms L Wright, Barrister

Appearances: Attendances excused.

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. As a substantive hearing has been held, the respondent's interim suspension is no longer in place. Under section 147I(3)(b), an interim suspension ceases when the Board determines that it should not exercise its disciplinary powers under section 147M. As this determination has now been made, the interim suspension no longer applies.

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 (the Notice), dated 25 March 2025, setting out the alleged disciplinary offences the Investigator reported should be considered by the Board. The alleged offences related to sections 143(b), 143(a) and 143(f) of the Act.

Board's Conclusion and Reasoning

- [3] Section 147G of the Act states:

147G Board must hold hearing if investigator reports that complaint should be considered by Board

- (1) *If the investigator reports that a complaint should be considered by the Board, the Board must hold a hearing to determine whether it should exercise its disciplinary powers under section 147M.*
- (2) *If the investigator reports that a complaint should not be considered by the Board, the Registrar must inform the complainant and the person complained against of that determination.*

- [4] The Act also provides in section 147T:

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).*

- [5] By memorandum dated 14th April 2025, Counsel for the Investigator advised the Board that, following consideration of further information obtained since the Notice was issued, the Investigator would not be offering any evidence. Based on the Investigator offering no evidence, the Board finds that the Respondent has not committed a disciplinary offence.

Signed and dated this 26th day of June 2025

A handwritten signature in black ink, consisting of a large, stylized 'R' followed by a smaller, looped 'K' and a trailing 'eys'.

R Keys

Presiding Member