



GAUTENG PROVINCIAL OFFICE

10 Fraser Street
Sage Building
3rd floor
Marshalltown
Johannesburg
2001

PO Box 32738
Braamfontein 2017

Toll Free: 0800 11 20 40

Fax: (011) 492 2365

Facebook: Public Protector South Africa

Twitter: @PublicProtector

Please quote this reference in your reply: CMS-46720/2025

Enquiries: Adv Stewart Baloyi

Tel: (011) 492 2807

Email: stewartb@pprotect.org

Cell No: 069 513 0903

Chief Justice M L Maya
Chairperson of the JSC
Office of the Chief Justice
Private Bag X10
Marshalltown
2107

Email: enquiries@judiciary.org.za

JSC@judiciary.org.za

Dear Chief Justice Maya

REFERRAL OF A COMPLAINT IN TERMS OF SECTION 6(4)(c)(ii) OF THE PUBLIC PROTECTOR, ACT 1994 – YOUR REFERENCE NUMBER: JSC 1054/22

1. On 26 June 2025, the Public Protector received a complaint from Adv Anthony Brink (the Complainant), alleging an undue delay in resolving a judicial misconduct complaint that he had lodged with the Judicial Conduct Committee two and a half years ago.
2. In essence, the Complainant alleged that:
 - 2.1. He filed a complaint of judicial misconduct with the Judicial Conduct Committee (JCC) two and a half years ago, but they have not taken any action.
 - 2.2. The complaint was acknowledged by the committee and allocated a reference number: JSC 1054/22, but he never heard from the committee again.
 - 2.3. On 24 April 2025, he wrote to the Chairperson of the Judicial Service Commission (JSC), Chief Justice Maya, but he did not receive a response to his complaint.
 - 2.4. The JCC's unreasonable delay in resolving his complaint is causing him great harm, which is unlawful, unconstitutional, and illogical.
3. Section 182(1) of the Constitution provides that:

“The Public Protector has power as regulated by national legislation – to investigate any conduct in state affairs, or in the public administration in any sphere of government, that is alleged or suspected to be improper or to result in any impropriety or prejudice...”
4. In terms of section 6(4)(c)(ii), of the Public Protector Act, 1994, the Public Protector shall, be competent at a time prior to, during or after an investigation, refer any matter which has a bearing on an investigation, to the appropriate public body or authority affected by it or to make an appropriate recommendation regarding the redress of the prejudice resulting therefrom or make any other appropriate recommendation he or she deems expedient to the affected public body or authority.

5. In this regard, the Public Protector has identified your office as the best-suited, appropriate authority to refer the aforesaid matter to in terms of section 6(4)(c)(ii) of the Public Protector Act to redress the conduct alleged or suspected to be improper or to result in any impropriety or prejudice.

6. The Office of the Public Protector is referring this complaint of the alleged undue delay to your office for consideration and further handling. The Complainant has been advised of this referral and can be contacted at the following details:

Name: Adv Anthony Brink
Email: anthonybrink.sa@gmail.com
Mobile no: 083 779 4174

7. Your assistance and cooperation in this regard will be appreciated.

Yours Sincerely



Ms Lerato Motaung

Senior Investigator: Gauteng Province

Public Protector South Africa

Date: 28 July 2025