



## JUDICIAL CONDUCT COMMITTEE

### Summary of the Ruling delivered by the Judicial Conduct Committee

*The following summary is for the benefit of the public in the reporting of this matter.*

**Citation** : Norkie v Judge Gamble (Ref No.: JSC/1144/23)

**Date issued** : 26 July 2024

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[1] This is an appeal against the decision of the Acting Chairperson of the Judicial Conduct Committee (the Committee) in terms of section 15(2)(a) and (b) of the Judicial Service Commission Act<sup>1</sup> (the Act) on the grounds that it solely relates to the dissatisfaction with the merits of a judgment; and it does not fall within the parameters of the grounds set out in section 14(4) of the Act.

[2] The complainant had applied for finance from the Industrial Development Corporation (IDC). Unhappy that the request was declined by the IDC, the complainant laid a complaint with the Public Protector who refused to investigate the matter. The complainant, thereafter, instituted a review application with the Western Cape Division of the High Court. The matter was heard by the presiding Judge who removed it from the motion court roll and directed that it be placed on the semi-urgent roll. However, the complainant, without permission, set the matter down for hearing on urgent basis.

[3] Judge Gamble struck the matter off the urgent roll and ordered the complainant to pay costs. The complainant lodged a complaint with this Committee against Judge Gamble contending that he was denied the opportunity to present the merits of his case. The Committee found that the Acting Chairperson cannot be faulted for dismissing the complaint and that Judge Gamble cannot be faulted for striking the matter off the roll. The appeal was dismissed.

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<sup>1</sup> Act 9 of 1994.