



JUDICIAL SERVICE COMMISSION

MEDIA STATEMENT

JUDICIAL SERVICE COMMISSION'S DECISION ON COMPLAINTS LODGED BY TEN JUDGES OF THE WESTERN CAPE DIVISION OF THE HIGH COURT AND THE CAPE BAR COUNCIL AGAINST JUDGE M K PARKER OF THE WESTERN CAPE DIVISION OF THE HIGH COURT

The Judicial Service Commission (Commission), constituted without the members designated in terms of section 178(1)(h) and (i) of the Constitution, met on 13 October 2025 to consider the Report of the Judicial Conduct Tribunal (Tribunal) constituted in terms of sections 19 and 21 of the Judicial Service Commission Act 9 of 1994 (JSC Act) to enquire into allegations of judicial misconduct against Judge Mushtak Parker. The complaint was lodged by ten Judges of the Western Cape Division of the High Court and the Cape Bar Council. In its Report, the Tribunal found that Judge Parker is guilty of gross misconduct as envisaged in section 177(1)(a) of the Constitution.

At the meeting, the Commission considered the Report, Record and Transcript of the Tribunal and written submissions of Judge Parker to the Commission. The Commission found in terms of section 20(3)(c), read with section 14(4)(a) of the JSC Act, that the conduct of Judge Parker constitutes gross misconduct. The Commission resolved to refer the matter to the Speaker of the National Assembly and to recommend the commencement of removal proceedings in terms of section 177(1)(a) of the Constitution and will refer the matter accordingly.

Issued by the Secretariat of the Judicial Conduct Committee

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