



OFFICE OF THE CHIEF JUSTICE
REPUBLIC OF SOUTH AFRICA

JUDICIAL SERVICE COMMISSION

MEDIA STATEMENT

JUDICIAL SERVICE COMMISSION'S DECISION ON A COMPLAINT LODGED BY RETIRED JUDGE PRESIDENT KGOMO AGAINST JUDGE J I HENRIQUES OF THE KWAZULU-NATAL DIVISION OF THE HIGH COURT

[1] Following the meeting of the Judicial Service Commission (Commission), excluding the members designated by the National Assembly and the National Council of Provinces on 3 April 2025, the parties were informed, by the Secretariat of the Judicial Conduct Committee (JCC), the Commission had resolved to request the Chief Justice to appoint a Judicial Conduct Tribunal (JCT) in terms of sections 19 and 21 of the Judicial Service Commission Act, 1994 (JSC Act) to enquire into allegations of incapacity, gross incompetence, or gross misconduct against Judge Henriques. The complainant and Judge Henriques were invited to make written submissions to the Commission on whether the Commission should advise the President that Judge Henriques' suspension is desirable under section 19(4) of the JSC Act, read with section 177(3) of the Constitution, and on the conditions of such suspension.

[2] On 19 November 2025, the Commission, without the members designated by the National Assembly and the National Council of Provinces, considered the written submissions and resolved that it is not desirable to advise the President to suspend Judge Henriques from office in terms of section 19(4) of the JSC Act read with 177(3) of the Constitution.

Issued by the Secretariat of the Judicial Conduct Committee

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Inquiries: Adv S Baloyi SC – 083 631 5741; Mr M Mangena – 082 731 7086