

# Making a complaint

If you want to make a complaint about the conduct of a judicial officer, you can use this form or complete our online form at [www.jcc.sa.gov.au/complaint](http://www.jcc.sa.gov.au/complaint)

## What to include in your complaint

Once you have decided to make a complaint to the Judicial Conduct Commissioner, you will need to be prepared with the relevant information.

You will need to include:

- The name of the judicial officer who is the subject of your complaint
- The details of the court, tribunal or other body where the judicial officer works
- If your complaint relates to a particular hearing in a court, tribunal or other body, the details of that hearing (eg the names of the parties to the case, date and action number)
- Details of the judicial officer's conduct
- The names and contact details of anyone who may have witnessed the alleged conduct
- Any relevant documents that support your complaint (eg relevant transcripts, emails etc)

The Commissioner **cannot** act on any complaints about judicial decisions (such as instructions, directions, orders, judgements, or other decisions given or made by judicial officers in relation to any legal proceedings).

You should seek legal advice if you wish to challenge such decisions.

## What happens next?

When the JCC receives your complaint, they will conduct a preliminary examination and then decide what to do. The Commissioner may:

- refer your complaint to the Office for Public Integrity if there might be corruption
- refer your complaint to the judicial officer's jurisdictional head and recommend they take action about the complaint
- recommend that the Attorney-General appoint a judicial conduct panel to inquire into and report on matters arising from your complaint
- make a report directly to Parliament about the judicial officer who is the subject of your complaint
- dismiss your complaint if it falls within one of the grounds specified in section 17 of the *Judicial Conduct Commissioner Act 2015*
- take no further action if he is satisfied that further consideration of the complaint would be unjustified.

You will be notified of the outcome of your complaint.

# Your complaint about a judicial officer

## Your details

**Title** \_\_\_\_\_ **First name** \_\_\_\_\_ **Last name** \_\_\_\_\_

**Phone number** \_\_\_\_\_ **Alternative phone number** \_\_\_\_\_

**Email address** \_\_\_\_\_

**Street address** \_\_\_\_\_

\_\_\_\_\_

**Postal address** (if different from above) \_\_\_\_\_

\_\_\_\_\_

### I am a:

Judicial officer  Barrister  Solicitor  Member of the public  Other

**Are you a public officer?**  Yes  No

*More information about who is considered a public officer is available on the Office for Public Integrity website ([www.publicintegrity.sa.gov.au](http://www.publicintegrity.sa.gov.au))*

## The Judicial Officer

**What is the name of the judicial officer who is the subject of your complaint?**

\_\_\_\_\_

**What are the details of the court, tribunal or other body where the judicial officer works?**

*Please provide the name of the court, tribunal or other body*

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\_\_\_\_\_

\_\_\_\_\_

In some cases, the Judicial Conduct Commissioner is required to notify the judicial officer and the jurisdictional head that a complaint has been made.

**Do you consent to your personal details, case details and allegation(s) being provided to the judicial officer and the jurisdictional head?**

Yes  No



