



## **SOUTHERN AFRICAN DEVELOPMENT COMMUNITY SECRETARIAT**

Private Bag 0095  
Gaborone  
Botswana

E-mail: [registry@sadc.int](mailto:registry@sadc.int)  
Website: [www.sadc.int](http://www.sadc.int)

Telephone: (267) 3951863  
Telefax: (267) 3972848  
(267) 3181070

Ref: SADCAT/10/5/4

11 March 2021

**To: SADC National Contact Points**

### **NOMINATION OF CANDIDATES TO BE APPOINTED AS JUDGES FOR THE SADC ADMINISTRATIVE TRIBUNAL**

Reference is made to the abovementioned subject.

You may kindly recall that the Summit, at its meeting held in Gaborone, Republic of Botswana on 17-18 August 2015, passed a Resolution approving the formal establishment of the SADC Administrative Tribunal (SADCAT) that is aimed at handling staff labour disputes. SADCAT is now fully operational.

You may also recall that Council, at its meeting held in Ezulwini, Kingdom of Eswatini in March 2017, appointed seven Judges of the SADC Administrative Tribunal for a two-year period renewable once in accordance with Article V of the SADCAT Statute.

Pursuant to Article V of the SADCAT Statute, the first term of appointment of Judges expired on 16 March 2019. The Article further provides for re-appointment of Judges for a second and last two-year term.

Based on the foregoing, Council, at its meeting held in Windhoek, Namibia in March 2019, approved the re-appointment of the seven (7) SADCAT Judges for a second and last two-year period subject to their availability. Six (6) Judges who were available for re-appointment were re-appointed with effect from 16 March 2019.

You may kindly recall that a Judge from Republic of Botswana was appointed for a new term of office by Council, at its meeting held in Dar Es Salaam, United Republic of Tanzania on 15 August 2019 to fill a vacancy following unavailability of one Judge for

**Member States:**

Angola	Eswatini	Mauritius	South Africa
Botswana	Lesotho	Mozambique	United Republic of Tanzania
Comoros	Madagascar	Namibia	Zambia
Democratic Republic of Congo	Malawi	Seychelles	Zimbabwe

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reappointment. Her first term of office expires on 15 August 2021 and she is eligible for re-appointment for a second and last two-year period subject to her availability.

The Secretariat would like to inform Member States that the second and last term for the six judges that were re-appointed by Council on 16 March 2019 expires on 16 March 2021. To this effect, I wish to refer you to Article V of the Statute of the SADC Administrative Tribunal and the Guidelines for the Nomination of Judges for the Tribunal, both of which, prescribe the conditions that the candidates should meet, and the process through which they should be selected nationally.

You may kindly note that in terms of Article V (1) (a) of the SADCAT Statute, all Member States, except for Botswana, are eligible to nominate their nationals for appointment as a SADCAT Judges.

Therefore, we kindly request eligible Member States to undertake their national selection process and submit two names to the Secretariat by 30 April 2021 for their further submission and consideration by the Committee of Ministers of Justice/Attorneys General before a final recommendation to Council. We enclose a copy of a Personal History Form that should be used as a standard template Curriculum Vitae in order to standardize the process across the Member States.

Accept, Honourable Minister/Attorney-General, the assurances of my highest consideration.

  
**Ms. Nthabiseng Liphapang**  
**For Executive Secretary**

cc: Senior Legal Officials

**Member States:**

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Angola	Eswatini	Mauritius	South Africa
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