

Friday, 05 December 2025

**The Honourable Minister Mmamoloko Kubayi**

Chairperson: Advisory Panel on the Appointment of the NDPP  
Department of Justice and Constitutional Development  
Republic of South Africa

By email: [NDPPpanel@justice.gov.za](mailto:NDPPpanel@justice.gov.za)

**RE: SUBMISSION ON THE SUITABILITY OF ADV ANDREA S. JOHNSON FOR APPOINTMENT AS NATIONAL DIRECTOR OF PUBLIC PROSECUTIONS**

Dear Minister Kubayi,

Public Interest SA respectfully submits the attached assessment concerning the suitability of Adv Andrea Johnson for appointment as the National Director of Public Prosecutions (NDPP).

The submission is grounded in constitutional standards, the requirements of the National Prosecuting Authority Act, and the governance norms expected of the highest prosecutorial office in the Republic.

Our analysis draws on publicly available records, judicial commentary, internal NPA developments, and key anti-corruption performance indicators.

After comprehensive evaluation, we conclude that Adv Johnson does not meet the required threshold of independence, ethical leadership, prosecutorial rigour, or public-trustworthiness.

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Key concerns include:

- her failure to recuse herself in matters affecting her husband, constituting a clear conflict of interest;
- the existence of serious allegations linking her spouse to factional battles within SAPS, creating severe perception risks;
- her misuse of prosecutorial authority in pursuing a matter that was plainly a SAPS HR/disciplinary issue;
- the premature and poorly prepared enrolment of the Matshela Koko State Capture prosecution, which collapsed at great financial and reputational cost;
- and broader performance deficits during her leadership of the Investigating Directorate.

The NDPP plays a pivotal role in safeguarding public trust, prosecutorial independence, and constitutional integrity.

In our considered view, the cumulative concerns outlined in the attached submission materially compromise Adv Johnson's suitability for this critical appointment.

We thank the Panel for its important work and trust that our submission will assist in ensuring that South Africa is served by an NDPP of the highest integrity and competence.

Yours faithfully,

**Tebogo Khaas**

*Chairperson, Public Interest SA (NPC)*

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KEY INITIATIVES

