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<https://tgchambers.com/member-profile/dato-shyamala-alagendra/>

# Dato Shyamala Alagendra

Year of Call:

## Experience

Dato Shyamala Alagendra is a distinguished international lawyer who is admitted as an Advocate in Malaysia. She practises from her legal firm in Kuala Lumpur, as well as before all international criminal courts. She has prosecuted in leading cases in East Timor as an international prosecutor, before the Special Court for Sierra Leone (SCSL) and at the International Criminal Court (ICC). She is presently acting as Defence Counsel representing the Deputy President of Kenya on charges of crimes against humanity before the ICC.

In April 2014 Shyamala was awarded the title of Dato by the Sultan of Perak (both the former Lord and King of Malaysia) for services to International law. This award is the equivalent to a Knighthood in the UK.

Temple Garden Chambers does not accept instructions on behalf of Associate Tenants.

## Cases

### Prosecutor v Gaddafi

ICC-01/11-01/11

Ongoing

Barristers involved: Aidan Ellis Dato Shyamala Alagendra

Counsel for Dr Saif Al-Islam Gaddafi in admissibility proceedings before the ICC. Dr Gaddafi contends that his case is inadmissible before the ICC because he has already been tried in Libya for the same conduct.

Aidan argued the case for Dr Gaddafi before the Appeals Chamber in an oral hearing in November 2019. The Appeals Chamber decision is the leading case on the assessment of double jeopardy within the Court's complementarity framework.

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### Prosecutor v Al-Jadeed TV and Karma Khayat, Special Tribunal for Lebanon (STL)

2014-2016

Barristers involved: Karim A. A. Khan QC Rodney Dixon QC Dato Shyamala Alagendra

Karim Khan QC, Rodney Dixon QC and Dato' Shyamala Alagendra represented TV station and journalist in trial at STL on allegations of witness interference. This is the first trial before an international court in which a corporate entity has faced charges. TV station and journalist has been acquitted of all counts.

## News

### **Dato' Shyamala Alagendra appointed as Assistant Director of Public Prosecutions of the Republic of Fiji**

27/04/2018

Barristers involved: Dato Shyamala Alagendra

Dato' Shyamala was appointed by the Government of Fiji as Assistant Director of Public Prosecutions and commenced her new responsibilities on 23 April 2018. Shyamala will be based in Suva, the capital of Fiji for a term of three years.

You can view the publication at <http://tgchambers.com/member-profile/dato-shyamala-alagendra/>

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### **Deputy Prime Minister of Kosovo acquitted of all charges in EULEX corruption case**

27/11/2017

Barristers involved: Karim A. A. Khan QC Dato Shyamala Alagendra

Deputy PM Limaj was unanimously acquitted by a bench of EULEX judges of all counts of corruption, organized crimes, misuse of public office and related financial offences relating to his previous tenure as Minister of Transport in Kosovo. EULEX is the European rule of law mission in Kosovo. The bench comprised two EULEX judges, Presiding Judge Maria Tuma of Sweden and Judge Jennifer Seel of Germany along with Judge Makolli, Judge of the Republic of Kosovo. The corruption investigation commenced in 2009 and the trial lasted two years ago.

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### **International Criminal Court Bar Association**

04/07/2017

Barristers involved: Karim A. A. Khan QC Rodney Dixon QC Dato Shyamala Alagendra

Dato Shyamala Alagendra was also elected to the Executive Council and the Victims Committee and Rodney Dixon QC to the Executive Committee.

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### **Case against Deputy President of Kenya dismissed**

14/04/2016

Barristers involved: Karim A. A. Khan QC Dato Shyamala Alagendra

On 5 April 2016, by majority, judges of the ICC held that the no reasonable Trial Chamber could convict H. E. William Ruto of charges alleging crimes against humanity arising out of the 2007-2008 post election violence in Kenya. This is the first time a prosecution case has fallen at the "half time" stage in any international or hybrid court since Nuremberg. The Majority noted numerous evidential gaps in the prosecution's case and that several key prosecution witness had been shown to be incapable of belief. Lead counsel for H. E. William Ruto was Karim A. A. Khan QC who led a team of international counsel, including Dato Shyamala Alagendra.

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### **Appeals Panel of the Special Tribunal of Lebanon (Hague) dismisses 22 prosecution grounds of appeals**

08/03/2016

Barristers involved: Karim A. A. Khan QC Rodney Dixon QC Dato Shyamala Alagendra

In addition to upholding the acquittals on all counts, the Appeals Panel upheld the acquittal of Karma Khayat, Director of AL Jadeed TV on one count of contempt and overturned her conviction on one count. The result, complete acquittals on all counts, represents the first completed case before the STL. Al Jadeed Television company and Ms. Karma Khayat directly instructed Karim Khan QC who was assisted by Mr. Rodney Dixon QC and Dato' Shyamala Alagendra.

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