



ATTORNEY-  
GENERAL'S  
CHAMBERS

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**MEDIA BRIEF**

**CONTEMPT OF COURT PROCEEDINGS AGAINST MR ALAN SHADRAKE  
- SUMMARY OF HEARING ON 22 NOVEMBER 2010  
ON APPLICATION FOR STAY OF EXECUTION OF SENTENCE**

On 22 November 2010, Mr Shadrake's counsel applied for stay of the execution of the sentence imposed by the Court pending the appeal by Mr Shadrake against conviction and sentence.

2 The Court has the power to grant a stay the execution of a sentence in contempt proceedings and also to impose conditions for the grant of the stay (see for example Order 52 rule 6(1) of the Rules of Court which states that the Court may suspend a sentence in contempt proceedings "for such period or on such terms or conditions as it may specify.").

3 The Attorney-General did not object to the application for stay but requested the Court to impose a condition that Mr Shadrake should not leave Singapore without the approval of the Court. This requirement is necessary to ensure that Mr Shadrake will be present to serve his sentence should his sentence be upheld by the Court of Appeal. Mr Shadrake is not under any legal obligation to seek the approval of the Court before he leaves Singapore unless a condition to that effect is imposed on him by the Court.

4 It is usual for the Court to impose restrictions on the movements outside jurisdiction of a person who has been sentenced to imprisonment while his appeal is pending. It is also usual in such cases for the Court to impound the passport of the offender. However in this case, as Mr Shadrake's passport is already with the Police, it was not necessary for the Attorney-General to seek this additional order.

5 The Court has ordered that Mr Shadrake should not leave Singapore without the approval of the Court.

6 At the hearing, counsel for Mr Shadrake did not object to the imposition of the condition and also informed the Court that Mr Shadrake was happy to remain in Singapore.

7 The Attorney-General did not at any point in time state that we would not contest Mr Shadrake's application to leave Singapore.

8 Further, mindful of the fact that Mr Shadrake is a foreigner, the Attorney-General has informed the Court that should Mr Shadrake apply for an expedited appeal, the Attorney-General would not object to the application.

**For further queries, please contact:**

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