

CASE-LAW ANALYSIS
POACHING AND ILLEGAL WILDLIFE TRADE IN TANZANIA

GENERAL INFORMATION ABOUT THE CASE	
Case number	Economic Case No. 05
Court	Resident Magistrate's Court of Arusha
Year (date)	2014
Name of the judge	Hon. R.A Ngoka- R.M
Name of the parties	R v. Juma Bakari
Prosecuting authority (DGOs, state attorney, police...)	Public Prosecutor/State Attorney
Representation of accused person (lawyer?)	-
Transnational elements (Citizen/non-citizen, cross-border offence...)	nil
DESCRIPTION	
Defendants (age, gender...)	Male , 31 years
History of the case	On 21 st January 2014, the accused person at Orkemeset area Simanjiro District in Manyara region was unlawful found in possession of the government trophy. The accused person was selling the wildlife meat to some other people.
Facts	
Charges	Unlawful possession of the government trophy contrary to section 86(1), (2) (b) of the Wildlife Conservation Act No. 5 of 2009 read together with para 14(d) of the First schedule of the Economic and Organized Crimes Control Act Cap 200 RE 2002
SPECIES	
Name	Steinbuck

Value	Tshs. 400,000/=
Processed/Not processed	Not processed
LEGAL REFERENCES	
Legislation (principal and ancillary legislation)	Wildlife Conservation Act No. 5 of 2009 Economic and Organized Crimes Control Act Cap 200 RE 2002
Cases cited	-
International instruments	-
DECISION/OPINION	
Decision	The accused was found guilty of the offences charged
Basis of the decision (reasons)	The Hon. Magistrate did not expansively analyse the evidence.
Legal issues raised in judgment	Whether the accused person committed the offence of unlawful possession of Government Trophy
Penalty	Fine of Tsh. 1,200,000/= or three (3) years in jail due to the fact that the accused was a first offender
OTHER CONTEXTUAL INFORMATION	
Context	
Appealed/Not appealed	
Bail	
Opinion on the case	The case is not typed yet. This judgment was delivered in 23.06.2015.