CASE-LAW ANALYSIS

POACHING AND ILLEGAL WILDLIFE TRADE IN TANZANIA

GENERAL INFORMATION ABOUT THE CASE	
Case number	Economic Case No. 26 of 2014
Court	Arusha Resident Magistrate Court
Year (date)	2014
Name of the judge	HON. J.B NDAWEKA-RM
Name of the parties	R v Deodatus Joseph
Prosecuting authority (DGOs, state attorney, police…)	State Attorney
Representation of accused person (lawyer?)	nil
Transnational elements (Citizen/non-citizen, cross-border offence…)	-
DESCRIPTION	
Defendants (age, gender…)	Male
History of the case	
Facts	On 10th July 2014 at Marerani-Kilimahewa within Simanjiro District, Manyara region, the accused was found in unlawful possession of two impala meat valued at 780 USD equivalent to Tshs. 1,248,000/= and two dik-dik meat valued at 500 USD equivalent to Tshs. 800,000/= both being properties of Tanzania.
Charges	Unlawful possession of the government trophy contrary to section 85 (1), 86 (1) of the Wildlife Conservation Act, 2009 read together with section 57 (1) and paragraph 14 (d) of the First Schedule of the Economic and Organized Crime Control Act, Cap 200 R.E 2002.

SPECIES	
Name	Impala and Dik Dik
Value	Tsh. 2,048,000/=
Processed/Not processed	Not processed
LEGAL REFERENCES	
Legislation (principal and ancillary legislation)	Wildlife Conservation Act Cap 283 R.E 2002 Economic and Organized Crimes Control Act Cap 200 RE 2002
Cases cited	-
International instruments	-
DECISION/OPINION	
Decision	The accused was found guilty and convicted
Basis of the decision (reasons)	The accused was found in actual possession of the Government Trophy and the evidence tendered by the prosecution proves that the accused is guilty of the offence charged.
Legal issues raised in judgment	Whether the prosecution managed to prove the guilty of the accused person beyond reasonable doubt?
Penalty	Twenty years
OTHER CONTEXTUAL INFORMATION	
Context	
Appealed/Not appealed	No information
Bail	No information
Opinion on the case	Judgment was given on 27.08.2015