

CASE-LAW ANALYSIS
POACHING AND ILLEGAL WILDLIFE TRADE IN TANZANIA

GENERAL INFORMATION ABOUT THE CASE	
Case number	Economic Criminal Case No. 16 of 2013
Court	District Court of Mpanda, at Mpanda.
Year (date)	2013
Name of the judge/Magistrate	Hon. C.M Tengwa
Name of the parties	Republic versus Dotto Juma
Prosecuting authority (DGOs, state attorney, police...)	Police
Representation of accused person (lawyer?)	Unrepresented
Transnational elements (Citizen/non-citizen, cross-border offence...)	NIL
DESCRIPTION	
Defendants (age, gender...)	Not stated
History of the case	
Facts	On 9 th October, 2013 at Mnyamasi area at Vikonge village within Mpanda District in Katavi Region, the accused person was arraigned and found in unlawful possession of government trophy. He was therefore charged with an economic crime and wildlife conservation.
Charges	Unlawful possession of government trophy contrary to section 86(1) and(2)(b) of the Wildlife Conservation Act No. 5 of 2009 read together with paragraph 14(d) of the First Schedule to and sections 57 and 60(2) of the Economic and Organized Crime Control Act Cap 200 RE 2002.

SPECIES	
Name	One (1) civet cat skin One (1) serval cat skin
Value	Tshs. 750,000/=
Processed/Not processed	Not processed
LEGAL REFERENCES	
Legislation (principal and ancillary legislation)	Wildlife Conservation Act No. 05 of 2009 Economic and Organized Crime Control Act Cap 200 RE 2002
Cases cited	NIL
International instruments	NIL
DECISION/OPINION	
Decision	Accused was convicted
Basis of the decision (reasons)	Prosecution side proved the case beyond reasonable doubts.
Legal issues raised in judgment	Whether accused person was in unlawful possession of government trophy.
Penalty	Sentenced to pay fine to the tune of Tshs. one million and five hundred shillings or serve three (3) years imprisonment.
OTHER CONTEXTUAL INFORMATION	
Context	
Appealed/Not appealed	No appeal
Bail	Bail granted
Opinion on the case	NIL