

CASE-LAW ANALYSIS
POACHING AND ILLEGAL WILDLIFE TRADE IN TANZANIA

GENERAL INFORMATION ABOUT THE CASE	
Case number	Criminal Case No. 110 of 2014
Court	District Court of Mpanda, at Mpanda
Year (date)	2014
Name of the judge/Magistrate	Hon. C.M Tengwa
Name of the parties	Republic versus Emiry Feruzi
Prosecuting authority (DGOs, state attorney, police...)	Police
Representation of accused person (lawyer?)	Not represented
Transnational elements (Citizen/non-citizen, cross-border offence...)	nil
DESCRIPTION	
Defendants (age, gender...)	Not stated
History of the case	
Facts	On 12 th February, 2011 at Migazini Nsemlwa area within Mpanda District in Katavi Region the accused person was found in unlawful possession of government trophies. Then brought before the court to answer a charge.
Charges	Unlawful possession of government trophy contrary to section 86(1) and (2)(c) of the Wildlife Conservation Act No. 05 of 2009.
SPECIES	
Name	20 kg of hartebeest meat
Value	Tshs. 600,000/=

Processed/Not processed	Not processed
LEGAL REFERENCES	
Legislation (principal and ancillary legislation)	Wildlife Conservation Act No. 5 of 2009
Cases cited	Moses Charles Deo versus Republic (1987) TLR 134
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 the accused person possessed hartebeest meat. Whether he possessed the same illegally.
Penalty	Sentenced to serve twenty (20) years imprisonment.
OTHER CONTEXTUAL INFORMATION	
Context	-
Appealed/Not appealed	NIL
Bail	NIL
Opinion on the case	NIL