

**CASE-LAW ANALYSIS  
POACHING AND ILLEGAL WILDLIFE TRADE IN TANZANIA**

<b>GENERAL INFORMATION ABOUT THE CASE</b>	
Case number	06 of 2015
Court	RESIDENT MAGISTRATE'S COURT OF MWANZA
Year (date)	2015
Name of the judge	
Name of the parties	REPUBLIC V. MIREMBE MASAI
Prosecuting authority (DGOs, state attorney, police...)	STATE ATTORNEY
Representation of accused person (lawyer?)	NOT REPRESENTED
Transnational elements (Citizen/non-citizen, cross-border offence...)	
<b>DESCRIPTION</b>	
Defendants (age, gender...)	FEMALE, 58 YEARS
History of the case	
Facts	On the 11 <sup>th</sup> day of march 2015, at around 07.45 hours during city search in Mwanza, the accused was arrested for practicing as a traditional healer without being registered. She was further found in possession of 4 wildebeest tails, 1 piece of grey headed king fisher, two pieces of lion's skin and one piece of duiker skin. Then the accused was arrested and taken to court.
Charges	<ol style="list-style-type: none"> <li>1. Practicing as a traditional health practitioner without being registered, contrary to section 45(1) &amp; (2) of the Traditional Alternative Medicine Act No 23 of 2003</li> <li>2. Unlawful possession of government trophies contrary to section 70(1) and (2)(c)(iii) of the Wildlife Conservation Act, Cap 283 RE 2002 read together with paragraph 14(d) of the first schedule to and section 57(1) and 60(2) of the Economic and Organized Crime Control Act, Cap 200 RE 2002</li> </ol>

<b>SPECIES</b>	
Name	Wildebeest Grey-headed kingfisher Lion Duiker
Value	Wildebeest (4 tails) Tshs. 4,345,900/= Grey-headed kingfisher (1 piece) Tshs. 83,575/= Lion (2 pieces of skin) Tshs. 890,350/= Givet ( <i>Civet?</i> ) (1 piece of skin) Tshs. 334,300 Duiker (1 piece of skin) Tshs. 468,020/= Total: Tshs. 6,122,145
Processed/Not processed	
<b>LEGAL REFERENCES</b>	
Legislation (principal and ancillary legislation)	Wildlife Conservation Act, Cap 283 RE 2002 Economic and Organized Crime Control Act, Cap 200 RE 2002 Criminal Procedure Act, Cap 20 RE 2002 Traditional Alternative Medicine Act No 23 of 2003
Cases cited	
International instruments	
<b>DECISION/OPINION</b>	
Decision	Case dismissed under section 225(5) of the Criminal Procedure Act, Cap 20 RE 2002
Basis of the decision (reasons)	For want of prosecution
Legal issues raised in judgment	
Penalty	
<b>OTHER CONTEXTUAL INFORMATION</b>	
Context	
Appealed/Not appealed	
Bail	
Opinion on the case	