

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

<b>GENERAL INFORMATION ABOUT THE CASE</b>	
Case number	Economic Crime Appeal No. 04 of 2000
Court	In the High Court of Tanzania at Mtwara
Year (date)	2000
Name of the judge/Magistrate	Hon. Mandia, J.
Name of the parties	Esther Mbalale and Jonas Ng'ata Versus The Republic
Prosecuting authority (DGOs, state attorney, police...)	State Attorney
Representation of accused person (lawyer?)	Not represented
Transnational elements (Citizen/non-citizen, cross-border offence...)	NIL
<b>DESCRIPTION</b>	
Defendants (age, gender...)	1 Female, 1 Male
History of the case	The appellants were jointly arraigned in the District Court of Nachingwea at Nachingwea on a charge of unlawful possession of government trophies. Both were convicted and sentenced to imprisonment for twenty (20) years. Aggrieved with the decision, they both preferred appeals to the High Court of Tanzania at Mtwara. The first appellant Esther Mbalale withdrew her appeal at the last moment after receiving a presidential pardon. The second appellant prosecuted his appeal.
Facts	

Charges	Unlawful possession of government trophies
<b>SPECIES</b>	
Name	Elephant tusks
Value	49 Kilograms, value Tshs. 1,470,000/=
Processed/Not processed	Not processed
<b>LEGAL REFERENCES</b>	
Legislation (principal and ancillary legislation)	Economic and Organised Crime Control Act
Cases cited	Nil
International instruments	Nil
<b>DECISION/OPINION</b>	
Decision	Appeal dismissed
Basis of the decision (reasons)	The appeal is dismissed for lack of merit.
Legal issues raised in judgment	
Penalty	The second appellant was sentenced for twenty (20) years imprisonment.
<b>OTHER CONTEXTUAL INFORMATION</b>	
Context	
Appealed/Not appealed	No appeal preferred
Bail	No bail
Opinion on the case	NIL