

CASE-LAW ANALYSIS
POACHING AND ILLEGAL WILDLIFE TRADE IN TANZANIA

GENERAL INFORMATION ABOUT THE CASE	
Case number	Economic case No. 06 of 2011
Court	Resident Magistrate's Court of Arusha
Year (date)	2011
Name of the judge	Hon. D.J Msophe-RM
Name of the parties	R v. Baraka Raphael Mkumbo
Prosecuting authority (DGOs, state attorney, police...)	State Attorney
Representation of accused person (lawyer?)	nil
Transnational elements (Citizen/non-citizen, cross-border offence...)	nil
DESCRIPTION	
Defendants (age, gender...)	No information
History of the case	-
Facts	On 7 th day of October, 2010 at Sakina area within the Municipality, District and Region of Arusha, the accused person was found in unlawful possession of government trophy to wit, zebra meat property of the government of Tanzania.
Charges	Unlawful possession of government trophy c/s 14 (d) of the 1 st schedule to and sections 57 (1) and 60 (2) of the Economic and Organized Crimes Control Act Cap 200 R.E 2002 read together with section 86 (1) and (2) of the Wildlife Conservation Act No. 5 of 2009.
SPECIES	
Name	Zebra

Value	Tshs. 162,050/=
Processed/Not processed	Not processed
LEGAL REFERENCES	
Legislation (principal and ancillary legislation)	Economic and Organized Crimes Control Act Cap 200 R.E 2002 Wildlife Conservation Act, No. 5 of 2009
Cases cited	-
International instruments	-
DECISION/OPINION	
Decision	Acquittal
Basis of the decision (reasons)	The prosecution witnesses gave contradictory evidence on the time and place where the accused person was arrested.
Legal issues raised in judgment	Whether prosecution has proved its case in accordance with the required standards.
Penalty	-
OTHER CONTEXTUAL INFORMATION	
Context	-
Appealed/Not appealed	-
Bail	-
Opinion on the case	-