

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

<b>GENERAL INFORMATION ABOUT THE CASE</b>	
Case number	Economic case No. 25 of 2010
Court	Resident Magistrate's Court of Arusha
Year (date)	2010
Name of the judge	Hon. G. Herbert, RM
Name of the parties	R vs. Kasimu Shabani
Prosecuting authority (DGOs, state attorney, police...)	State Attorney
Representation of accused person (lawyer?)	nil
Transnational elements (Citizen/non-citizen, cross-border offence...)	nil
<b>DESCRIPTION</b>	
Defendants (age, gender...)	Male
History of the case	-
Facts	The accused was alleged to have been found in the Tarangire National Park in unlawful possession of two reedbuck meat the property of Tanzania Government.
Charges	Unlawful possession of the government trophy contrary to section 86 (1) (2) (b) of the Wildlife Conservation Act No.5 of 2009 read together with para 14(d) of the First schedule of the Economic and Organized Crimes Control Act Cap 200 RE 2002
<b>SPECIES</b>	
Name	Reedbuck meat
Value	Tshs. 1,560,890/=

Processed/Not processed	Not processed
<b>LEGAL REFERENCES</b>	
Legislation (principal and ancillary legislation)	Wildlife Conservation Act, No. 5 of 2009 Economic and Organized Crimes Control Act Cap 200 RE 2002
Cases cited	nil
International instruments	nil
<b>DECISION/OPINION</b>	
Decision	Guilty and convicted
Basis of the decision (reasons)	1. All prosecution witnesses were consistent that the accused was found in unlawful possession of the meat 2. The accused voluntarily signed certificate of seizure accepting that he was found with the meat
Legal issues raised in judgment	Whether the prosecution has managed to prove the offence which accused stands charged
Penalty	Fine of 15 million shillings (Tshs. 15,000,000) or to serve a prison term of twenty (20) years.
<b>OTHER CONTEXTUAL INFORMATION</b>	
Context	-
Appealed/Not appealed	-
Bail	-
Opinion on the case	-