

THE REPUBLIC OF UGANDA  
IN THE CHIEF MAGISTRATE'S COURT OF BUSHENYI AT RUBIRIZI  
BUS -24-CR-CO-NO 0311/2017  
CRB NO. 909/2017

UGANDA:.....PROSECUTOR  
VERSUS  
MBYEMIRE PATRICK:.....ACCUSED

**SENTENCE.**

22/11/2017

Accused- present

State- Bwambale

Tofil c/c

Pros- I have one witnesses.

PW1 – catholic – takes oath. Kirunda james -31 yrs ranger at Queen Elizabeth National Park- I know the accused person because of this case.

On 28/07/2017 in the morning, I received information within Kichwamba s/c one Mbyemire was keeping wild meat- smoked young wathog.

My colleagues- ASP Ochaya, Ndyabahika and I moved to the accused's home. The accused opened for us. He brought the meat out and said it was his son who had brought it home. The meat weight about 10 kgs.

We then arrested him and proceeded to Ndekye police station

**Cross- Examination.**

Accused- I want to change my plea.

Pros- reads facts of the case to the accused person.

Accused- the facts are true.

  
23/9/2017

Court- the accused person is hereby convicted of being in unlawful possession of wildlife species. On his own PG.

Matter adj to 29/11/2017. for sentencing , Accused's bail is cancelled.

.....  
**HIS WORSHIP BBOSA MICHAEL  
MAGISTRATE GRADE ONE.  
22/11/2017**

**29/11/2017**

Accused: present

State: Bwambale

Tofil c/c

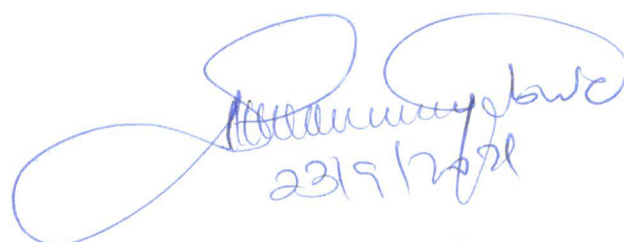
Pros- matter is for sentencing.

The accused is a first time offender, however the offence for which he is charged is very rampant. This court should take judicial of the number of wildlife cases herein. The offence attracts a maximum sentence of 5years. I pray for a custodial sentence.

**Mitigation- convict.**

I am a father of 7 children, they are all of school going age.

As much as I pleaded guilty I was only found with 4 kg and not 16 kg as the prosecution alleges, I therefore pray for mercy.

  
23/11/2017

**Court- Sentencing.**

Unlawful possession of wildlife protected species c/s 75(b) UWA Act, it attracted a maximum of 5 years in prison, or fine of not less than 1m or both.

The convict is a 1<sup>st</sup> time offender, he is an elderly family of 52 with 7 children under his care.

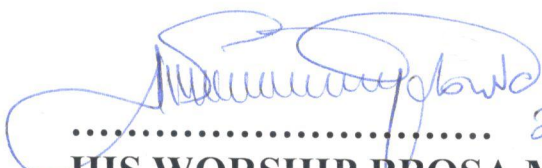
He seems remorsefully, he has pleaded guilty saving court sometime.

It is imperative however the abuse of wildlife in this region is rampant and all stake holders including court must do everything necessary to protect the same wildlife for prostesterity.

Accordingly therefore the convict was found with only a few kilos of meat most probably for domestic consumption

He is sentenced to a fine Ugx. 1.2m or in default a prison sentence of 14 months.

Right of appeal is explained on sentence.

 23/9/2021

**HIS WORSHIP BBOSA MICHAEL  
MAGISTRATE GRADE ONE.  
29/11/2017**