

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

<b>GENERAL INFORMATION ABOUT THE CASE</b>	
Case number	Economic Criminal Case No. 07 of 2009
Court	District Court of Mpanda, at Mpanda
Year (date)	2009
Name of the judge/Magistrate	Hon. C.M Tengwa
Name of the parties	Republic versus Stivin Simba
Prosecuting authority (DGOs, state attorney, police...)	Police
Representation of accused person (lawyer?)	Not represented
Transnational elements (Citizen/non-citizen, cross-border offence...)	NIL
<b>DESCRIPTION</b>	
Defendants (age, gender...)	Male
History of the case	
Facts	On 2 <sup>nd</sup> May, 2009 at Mpimbwe-Usevya village within Mpanda District in Rukwa Region, the accused person was arraigned and found in unlawful possession of government trophies. A charge of unlawful possession was brought against the accused person before the court.
Charges	Unlawful possession of government trophies contrary to sections 70(1) and (2)(c)(iii) of the Wildlife Conservation Act Cap 283 RE 2002 read together with paragraph 14(d) of the 1 <sup>st</sup> Schedule to and Sections 57(1) and 60(2) of the Economic and Organized Crime Control Act Cap 200 RE 2002.

<b>SPECIES</b>	
Name	7.05 kg of Zebra meat (Tshs.1,000,000/=) 5kg of Hippopotamus meat (Tshs. 2,500,000/=) 7.05kg of Giraffe meat (Tshs. 840,000/=) 14kg of Buffalo meat (Tshs. 1,800,000/=)
Value	Tshs. 6,140,000/=
Processed/Not 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
Cases cited	No cases cited
International instruments	NIL
<b>DECISION/OPINION</b>	
Decision	Accused person convicted
Basis of the decision (reasons)	Prosecution side proved the case beyond reasonable doubts
Legal issues raised in judgment	Whether the accused person was in the possession of the Government trophies.
Penalty	Sentenced to serve ten (10) years imprisonment.
<b>OTHER CONTEXTUAL INFORMATION</b>	
Context	
Appealed/Not appealed	No appeal preferred
Bail	NIL
Opinion on the case	NIL