

13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分

中華民國 104 年

單位：件；人

罪名別 Crime Type	終結 件數 Cases closed	被告人數														免除 其刑 Penalty releas- ed	無罪 Acqui- t- ted
		合計	上訴駁回 Appeals dismissed														
			科刑 Individuals Sentenced														
			死刑 Death Sent- ence	無期 徒刑 Life Sent- ence	有期徒刑 Timed imprisonment										拘役 Deten- tion		
六月 以下 6 or less than 6 months	逾六 月至 一年 以下 Over 6 months to 1 year	逾一 年至 二年 以下 Over 1 year to 2 years			逾二 年至 三年 以下 Over 2 years 3 years	逾三 年至 五年 以下 Over 3 years to 5 years	逾五 年至 七年 以下 Over 5 years to 7 years	逾七 年至 十年 以下 Over 7 years to 10 years	逾十 年至 十五 年 以下 Over 10 years to 15 years	逾十 五年 以下 Over 15 years							
合計 Total	16 058	21 914	1	16	2 985	2 863	1 025	249	786	184	439	49	114	865	131	6	3 252
普通刑法 Subtotal of general criminal law	9 902	13 640	1	15	2 473	1 449	592	71	291	66	166	38	7	813	83	5	2 395
瀆職罪 Offenses of malfeasance in office	32	79	-	-	8	1	3	-	-	-	-	-	-	-	-	-	15
妨害公務罪 Offenses of interference with public functions	70	80	-	-	18	4	-	-	-	-	-	-	-	12	-	-	20
妨害投票罪 Offenses of interference with voting	19	74	-	-	26	2	-	-	-	-	-	-	-	-	-	-	25
妨害秩序罪 Offenses of interference with public order	3	3	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1
脫逃罪 Offenses of escape	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
藏匿人犯及湮滅證據罪 Offenses of concealment of offenders and destruction of evidence	4	15	-	-	4	-	-	-	-	-	-	-	-	-	-	-	4
偽證罪 Offenses of perjury	72	114	-	-	37	4	-	-	-	-	-	-	-	-	-	-	38
誣告罪 Offenses of malicious accusation	140	164	-	-	50	8	1	-	-	-	-	-	-	1	-	-	60
公共危險罪 Offenses against public safety	988	1 009	-	-	161	294	141	7	27	1	-	-	-	6	-	-	91
放火 Arson	58	63	-	-	-	4	13	1	14	-	-	-	-	-	-	-	8
燒燬建築物及住宅 Destruction by fire of building and residence	43	45	-	-	-	1	8	1	14	-	-	-	-	-	-	-	4
燒燬其他物件 Destruction by fire of other objects	15	18	-	-	-	3	5	-	-	-	-	-	-	-	-	-	4
失火 Negligent fire	12	14	-	-	3	1	-	-	-	-	-	-	-	2	-	-	5
燒燬建築物及住宅 Destruction by fire of building and residence	10	12	-	-	3	1	-	-	-	-	-	-	-	-	-	-	5
燒燬其他物件 Destruction by fire of other objects	2	2	-	-	-	-	-	-	-	-	-	-	-	2	-	-	-
違背建築術成規 Violation of building practice	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
妨害衛生 Obstruction to sanitation	1	4	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1
漏逸氣體 Gas leak	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
妨害交通安全 Obstruction to traffic safety	914	925	-	-	158	288	128	6	13	1	-	-	-	4	-	-	76
強暴脅迫危害交通安全 Obstruction by violence or threat of traffic safety	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
不能安全駕駛 Inability to drive safely	469	471	-	-	109	187	16	5	12	1	-	-	-	-	-	-	26
肇事致人死傷逃逸 Hit and run	422	422	-	-	39	96	111	1	-	-	-	-	-	-	-	-	45
其他 Other	23	32	-	-	10	5	1	-	1	-	-	-	-	4	-	-	5
危險物 Hazard materials	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
爆裂物 Explosives	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
核能放射線 Nuclear radiation	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	2	2	-	-	-	1	-	-	-	-	-	-	-	-	-	-	1

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type

2015

Unit: case; individual

Defendants																		
撤銷改判維持原刑期 Revocation of previous judgment by new judgment but with same period of imprisonment																		
免訴 Not prose- cutable	不受理 Case declined	管轄 錯誤 Mistake of compe- tency	科刑 Individuals Sentenced												免除 其刑 Penalty released	無罪 Acquitted		
			死刑 Death Sent- ence	無期 徒刑 Life Sent- ence	有刑徒刑 Timed imprisonments												拘役 Deten- tion	罰金 Punitive fine
					六月以 下 6 or less than 6 months	逾六月 至一年 以下 Over 6 months to 1 year	逾一年 至二年 以下 Over 1 year to 2 years	逾二年 至三年 以下 Over 2 years to 3 years	逾三年 至五年 以下 Over 3 years to 5 years	逾五年 至七年 以下 Over 5 years to 7 years	逾七年 至十年 以下 Over 7 years to 10 years	逾十年 至十五 年以下 Over 10 years to 15 years	逾十五 年 Over 15 years					
31	294	4	4	22	498	316	307	143	311	84	244	44	81	65	17	-	26	
22	258	3	4	17	390	210	150	14	73	14	66	20	6	64	9	-	21	
-	49	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	1	-	-	-	3	1	1	-	-	-	-	-	-	3	-	-	-	
-	-	-	-	-	3	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	
-	7	-	-	-	1	1	-	-	-	-	-	-	-	-	-	-	-	
-	4	-	-	-	3	-	-	-	-	-	-	-	-	-	-	-	-	
-	13	-	-	-	13	10	16	-	2	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	3	-	2	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	1	-	2	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	2	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	
-	13	-	-	-	12	9	13	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	13	-	-	-	7	3	1	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	5	6	11	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	

13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續一)

中華民國 104 年

單位：人

罪名別 Crime Type	被告人數 Defendants													免除其刑 Penalty released	無罪 Acquitted	
	撤銷改判減免或無罪 Revocation of previous judgment by new judgment but with reduced penalty or not guilty															
	科刑 Individuals Sentenced															
	無期徒刑 Life Sentence	有期徒刑 Timed imprisonments									拘役 Detention	罰金 Punitive fine				
六月以下 6 or less than 6 months		逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years							
合計 Total	2	775	405	412	163	322	127	215	52	34	127	17	6	631		
普通刑法 Subtotal of general criminal law	2	607	288	188	41	87	40	76	21	3	120	10	6	446		
瀆職罪 Offenses of malfeasance in office	-	1	-	-	-	-	-	-	-	-	-	-	-	-		
妨害公務罪 Offenses of interference with public functions	-	5	1	-	-	-	-	-	-	-	3	1	-	3		
妨害投票罪 Offenses of interference with voting	-	9	-	-	-	-	-	-	-	-	-	-	-	-		
妨害秩序罪 Offenses of interference with public order	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
脫逃罪 Offenses of escape	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
藏匿人犯及湮滅證據罪 Offenses of concealment of offenders and destruction of evidence	-	-	1	-	-	-	-	-	-	-	1	-	-	1		
偽證罪 Offenses of perjury	-	4	1	-	-	-	-	-	-	-	-	-	-	9		
誣告罪 Offenses of malicious accusation	-	2	2	-	-	-	-	-	-	-	-	-	-	15		
公共危險罪 Offenses against public safety	-	29	20	15	-	5	2	-	-	-	-	-	-	18		
放火 Arson	-	-	2	4	-	-	-	-	-	-	-	-	-	1		
燒燬建築物及住宅 Destruction by fire of building and residence	-	-	1	3	-	-	-	-	-	-	-	-	-	-		
燒燬其他物件 Destruction by fire of other objects	-	-	1	1	-	-	-	-	-	-	-	-	-	1		
失火 Negligent fire	-	1	-	-	-	-	-	-	-	-	-	-	-	-		
燒燬建築物及住宅 Destruction by fire of building and residence	-	1	-	-	-	-	-	-	-	-	-	-	-	-		
燒燬其他物件 Destruction by fire of other objects	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
違背建築術成規 Violation of building practice	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
妨害衛生 Obstruction to sanitation	-	-	-	-	-	-	-	-	-	-	-	-	-	2		
漏逸氣體 Gas leak	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
妨害交通安全 Obstruction to traffic safety	-	28	18	11	-	5	2	-	-	-	-	-	-	15		
強暴脅迫危害交通安全 Obstruction by violence or threat of traffic safety	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
不能安全駕駛 Inability to drive safely	-	12	1	6	-	5	2	-	-	-	-	-	-	3		
肇事致人死傷逃逸 Hit and run	-	15	17	5	-	-	-	-	-	-	-	-	-	11		
其他 Other	-	1	-	-	-	-	-	-	-	-	-	-	-	1		
危險物 Hazard materials	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
爆裂物 Explosives	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
核能放射線 Nuclear radiation	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	-		

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 1)

2015

Unit: individual

Defendants																			
撤銷改判加重 Revocation of previous judgment by new judgment but with increased penalty														撤銷改判免訴	撤銷改判不理	撤銷改判管轄錯誤	撤銷改判發回原審法院	撤回	其他
死刑 Death Sentence	無期徒刑 Life Sentence	科刑 Individuals Sentenced									拘役 Detention	罰金 Punitive fine	免除其刑 Penalty released	撤銷改判免訴 Revocation of previous judgment by new judgment but of exemption from prosecution	撤銷改判不理 Revocation of previous judgment by new judgment but of non-entertainment	撤銷改判管轄錯誤 Revocation of previous judgment by new judgment but of wrong jurisdiction	撤銷改判發回原審法院 Revocation of previous judgment and returned back to original court	撤回 Withdrawn	其他 Other
		有期徒刑 Timed imprisonments	逾六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年至十五年以下 Over 10 years to 15 years									
3	6	452	223	175	50	166	57	106	33	22	143	40	3	21	152	9	98	1 300	111
3	4	374	167	110	21	62	22	41	22	2	129	30	2	15	115	9	69	616	86
-	-	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	-	-	-	-	-	-	-	-	1	-	-	-	-	-	1	1	-
-	-	2	-	-	-	-	-	-	-	-	-	-	-	1	1	-	-	5	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-
-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	1
-	-	5	-	-	-	-	-	-	-	-	-	-	-	-	1	-	1	4	1
-	-	5	2	-	-	-	-	-	-	-	1	-	-	1	1	-	1	7	-
-	-	24	30	12	-	5	2	1	-	-	-	-	1	1	8	-	5	49	-
-	-	-	-	-	-	3	1	-	-	-	-	-	-	-	-	-	1	6	-
-	-	-	-	-	-	3	1	-	-	-	-	-	-	-	-	-	1	5	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-
-	-	24	30	12	-	2	1	1	-	-	-	-	1	1	7	-	4	42	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	23	13	3	-	2	1	1	-	-	-	-	1	1	2	-	3	12	-
-	-	1	16	9	-	-	-	-	-	-	-	-	-	-	5	-	1	28	-
-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
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### 13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續二)

(保安處分、緩刑、從刑、累犯、得易科罰金及減刑人數)

中華民國 104 年

單位：人

罪名別 Crime Type	保安處分人數 Number of persons of rehabilitative measures								緩刑人數		
	合計 Total	感化教育 Re-formatory education	監護 Guardian	禁戒 Compul-sory cure	強制工作 Compul-sory work	強制治療 Compul-sory treatment	保護管束 Probation	驅逐出境 Expel from the country	合計 Total		
									六月以下 有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine
合計 Total	721	-	53	5	36	6	572	49	769	884	220
普通刑法 Subtotal of general criminal law	519	-	50	5	28	6	400	30	625	507	212
瀆職罪 Offenses of malfeasance in office	-	-	-	-	-	-	-	-	1	3	-
妨害公務罪 Offenses of interference with public functions	7	-	3	-	-	-	4	-	6	1	2
妨害投票罪 Offenses of interference with voting	14	-	-	-	-	-	14	-	19	1	-
妨害秩序罪 Offenses of interference with public order	1	-	1	-	-	-	-	-	-	-	-
脫逃罪 Offenses of escape	-	-	-	-	-	-	-	-	-	-	-
藏匿人犯及湮滅證據罪 Offenses of concealment of offenders and destruction of evidence	-	-	-	-	-	-	-	-	-	-	-
偽證罪 Offenses of perjury	7	-	-	-	-	-	5	2	16	1	-
誣告罪 Offenses of malicious accusation	2	-	1	-	-	-	1	-	13	3	-
公共危險罪 Offenses against public safety	55	-	6	4	-	-	44	1	28	89	1
放火 Arson	7	-	4	-	-	-	3	-	-	4	-
燒燬建築物及住宅 Destruction by fire of building and residence	5	-	4	-	-	-	1	-	-	2	-
燒燬其他物件 Destruction by fire of other objects	2	-	-	-	-	-	2	-	-	2	-
失火 Negligent fire	-	-	-	-	-	-	-	-	1	-	1
燒燬建築物及住宅 Destruction by fire of building and residence	-	-	-	-	-	-	-	-	1	-	-
燒燬其他物件 Destruction by fire of other objects	-	-	-	-	-	-	-	-	-	-	1
違背建築術成規 Violation of building practice	-	-	-	-	-	-	-	-	-	-	-
妨害衛生 Obstruction to sanitation	-	-	-	-	-	-	-	-	-	-	-
漏逸氣體 Gas leak	-	-	-	-	-	-	-	-	-	-	-
妨害交通安全 Obstruction to traffic safety	48	-	2	4	-	-	41	1	27	85	-
強暴脅迫危害交通安全 Obstruction by violence or threat of traffic safety	-	-	-	-	-	-	-	-	-	-	-
不能安全駕駛 Inability to drive safely	16	-	1	4	-	-	10	1	9	16	-
肇事致人死傷逃逸 Hit and run	31	-	1	-	-	-	30	-	17	68	-
其他 Other	1	-	-	-	-	-	1	-	1	1	-
危險物 Hazard materials	-	-	-	-	-	-	-	-	-	-	-
爆裂物 Explosives	-	-	-	-	-	-	-	-	-	-	-
核能放射線 Nuclear radiation	-	-	-	-	-	-	-	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 2)

2015

Unit: individual

Number of persons suspended of punishment						從刑 Accessory penalties				累犯 人數 Number of recidivists	得易科罰金人數 Number of persons whose penalties may be commuted to fines		減刑人數 Number of defendants eligible for reduced penalties		
普通被告 General defendants			少年被告 Juvenile defendants			褫奪公 權人數 Number of persons deprived of civil rights	沒收件數 Number of confisca- tion cases	沒收沒 追繳、追 繳或抵償 件數 Number of confisca- tion and payment	追繳、追 繳或抵償 件數 Number of payment		六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	拘役 Detention	依九十六 年減刑 條例 As the Reduction of Penalties Act of 2007	依八十年 減刑條例 As the Reduction of Penalties Act of 1991	依七十七 年減刑 條例 As the Reduction of Penalties Act of 1988
六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine	六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine										
767	874	220	2	10	-	599	3 305	1 383	15	5 034	5 834	1 269	469	-	-
623	501	212	2	6	-	116	1 476	3	-	2 280	4 507	1 185	273	-	-
1	3	-	-	-	-	-	1	-	-	-	14	-	2	-	-
6	1	2	-	-	-	-	7	-	-	14	33	20	-	-	-
19	1	-	-	-	-	42	1	-	-	2	47	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	2	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-
-	-	-	-	-	-	-	-	-	-	2	6	1	1	-	-
16	1	-	-	-	-	-	1	-	-	6	-	-	-	-	-
13	3	-	-	-	-	-	5	-	-	12	3	4	3	-	-
28	89	1	-	-	-	-	31	-	-	430	197	7	-	-	-
-	4	-	-	-	-	-	23	-	-	21	-	-	-	-	-
-	2	-	-	-	-	-	15	-	-	15	-	-	-	-	-
-	2	-	-	-	-	-	8	-	-	6	-	-	-	-	-
1	-	1	-	-	-	-	-	-	-	-	4	2	-	-	-
1	-	-	-	-	-	-	-	-	-	-	4	-	-	-	-
-	-	1	-	-	-	-	-	-	-	-	-	2	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	1	1	-	-	-	-
27	85	-	-	-	-	-	8	-	-	408	192	5	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
9	16	-	-	-	-	-	3	-	-	263	170	1	-	-	-
17	68	-	-	-	-	-	3	-	-	138	9	-	-	-	-
1	1	-	-	-	-	-	2	-	-	7	13	4	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

### 13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續三)

中華民國 104 年

單位：件；人

罪名別 Crime Type	終結 件數 Cases closed	被告人數															
		合計 Total	上訴駁回 Appeals dismissed														
			科刑 Individuals Sentenced										免除 其刑 Penalty releas- ed	無罪 Acquitt- ed			
			死刑 Death Sent- ence	無期 徒刑 Life Sent- ence	有期徒刑 Timed imprisonments										拘役 Deten- tion	罰金 Puniti- ve fine	
六月 以下 6 or less than 6 months	逾六 月至 一年 以下 Over 6 months to 1 year	逾一 年至 二年 以下 Over 1 year to 2 years			逾二 年至 三年 以下 Over 2 years to 3 years	逾三 年至 五年 以下 Over 3 years to 5 years	逾五 年至 七年 以下 Over 5 years to 7 years	逾七 年至 十年 以下 Over 7 years to 10 years	逾十 年至 十五年 以下 Over 10 years to 15 years	逾十 五年 Over 15 years							
偽造貨幣罪 Offenses of counterfeiting currency	2	2	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-
偽造有價證券罪 Offenses of counterfeiting valuable securities	198	245	-	-	2	9	47	4	32	1	-	-	-	-	-	-	33
偽造度量衡罪 Offenses of falseifying weights and measures	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
偽造文書印文罪 Offenses of forging instruments or seals	733	1265	-	-	216	50	84	15	3	-	1	-	-	14	-	-	265
偽造變造私文書 Forgery or alteration of private documents	475	696	-	-	130	37	20	2	1	-	-	-	-	-	-	-	146
偽造變造公文書 Forgery or alteration of public documents	115	204	-	-	1	4	58	13	2	-	1	-	-	-	-	-	14
偽造變造特種文書 Forgery or alteration of special documents	7	10	-	-	3	-	-	-	-	-	-	-	-	-	-	-	4
公文書不實登載 False entry in public documents	23	90	-	-	1	-	6	-	-	-	-	-	-	-	-	-	46
使公務員登載不實 Causing a functionary to make false entries in public documents	69	176	-	-	64	9	-	-	-	-	-	-	-	10	-	-	32
業務上文書登載不實 False entry in occupational documents	38	81	-	-	15	-	-	-	-	-	-	-	-	4	-	-	20
偽造盜用印文或署押 Forgery or unauthorized use of impression of a seal or signature	5	7	-	-	1	-	-	-	-	-	-	-	-	-	-	-	3
偽造盜用公印或印文 Forgery or unauthorized use of a public seal or impression of a seal	1	1	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-
妨害性自主罪 Offenses against sexual autonomy	885	926	1	-	66	68	55	10	175	8	60	1	-	-	-	-	120
強制性交猥褻 Forced sexual intercourse or obscene act	868	908	-	-	65	65	55	10	175	8	60	1	-	-	-	-	118
強制性交猥褻之殺人或重傷害 Manslaughter or serious bodily harm from forced sexual intercourse or obscene act	1	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	16	17	-	-	1	3	-	-	-	-	-	-	-	-	-	-	2
妨害風化罪 Offenses against sexual morality	132	245	-	-	59	20	-	1	1	-	-	-	-	-	-	-	58
強姦 Rape	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
強姦殺人 Rape homicide	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
意圖營利性交猥褻 Sexual intercourse or obscene act for the purpose of gain	121	234	-	-	54	19	-	1	1	-	-	-	-	-	-	-	57
製造散布持有陳列猥褻文字圖書物品 Production, distribution, possession or display of pornographic text or article	6	6	-	-	2	1	-	-	-	-	-	-	-	-	-	-	1
其他 Other	5	5	-	-	3	-	-	-	-	-	-	-	-	-	-	-	-
妨害婚姻及家庭罪 Offenses against marriage and family	80	101	-	-	42	-	1	-	-	-	-	-	-	-	-	-	29

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 3)

2015

Unit: case; individual

Defendants																		
撤銷改判維持原刑期 Revocation of previous judgment by new judgment but with same period of imprisonment																		
免訴 Not prose- cutable	不受理 Case declined	管轄 錯誤 Mistake of compe- tency	科刑 Individuals Sentenced												免除 其刑 Penalty released	無罪 Acquitted		
			死刑 Death Sent- ence	無期 徒刑 Life Sent- ence	有刑徒刑 Timed imprisonments												拘役 Deten- tion	罰金 Punitive fine
					六月以 下 6 or less than 6 months	逾六月 至一年 以下 Over 6 months to 1 year	逾一年 至二年 以下 Over 1 year to 2 years	逾二年 至三年 以下 Over 2 years to 3 years	逾三年 至五年 以下 Over 3 years to 5 years	逾五年 至七年 以下 Over 5 years to 7 years	逾七年 至十年 以下 Over 7 years to 10 years	逾十年 至十五 年以下 Over 10 years to 15 years	逾十五 年 Over 15 years					
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
1	1	-	-	-	-	-	-	19	-	17	-	-	-	-	-	-	-	1
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
1	25	1	-	-	99	21	37	1	5	-	-	-	-	-	2	-	-	4
1	23	1	-	-	60	16	3	-	3	-	-	-	-	-	-	-	-	2
-	-	-	-	-	6	4	30	1	2	-	-	-	-	-	-	-	-	-
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	4	-	-	-	-	-	-	-	-	-	-	-
-	2	-	-	-	15	1	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	17	-	-	-	-	-	-	-	-	-	2	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2
-	2	-	-	-	6	8	7	1	27	2	24	-	-	-	-	-	-	-
-	2	-	-	-	6	8	7	1	27	2	24	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	18	5	-	-	1	-	-	-	-	-	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	16	5	-	-	1	-	-	-	-	-	-	-	-	-
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	1	-	-	-
-	7	-	-	-	2	-	-	-	-	-	-	-	-	-	-	-	-	-

### 13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續四)

中華民國 104 年

單位：人

罪名別 Crime Type	被告人數												
	撤銷改判減免或無罪 Revocation of previous judgment by new judgment but with reduced penalty or not guilty												
	科刑 Individuals Sentenced												
	無期徒刑 Life Sentence	有期徒刑 Timed imprisonments									拘役 Detention	罰金 Punitive fine	免除其刑 Penalty released
	六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years				
偽造貨幣罪 Offenses of counterfeiting currency	-	-	-	-	-	1	-	-	-	-	-	-	-
偽造有價證券罪 Offenses of counterfeiting valuable securities	-	1	1	15	-	10	-	1	-	-	-	-	6
偽造度量衡罪 Offenses of falsifying weights and measures	-	-	-	-	-	-	-	-	-	-	-	-	-
偽造文書印文罪 Offenses of forging instruments or seals	-	70	28	28	6	2	-	-	-	2	-	-	41
偽造變造私文書 Forgery or alteration of private documents	-	52	15	10	4	2	-	-	-	-	-	-	22
偽造變造公文書 Forgery or alteration of public documents	-	-	6	11	1	-	-	-	-	-	-	-	1
偽造變造特種文書 Forgery or alteration of special documents	-	-	1	-	-	-	-	-	-	-	-	-	-
公文書不實登載 False entry in public documents	-	2	6	7	1	-	-	-	-	-	-	-	2
使公務員登載不實 Causing a functionary to make false entries in public documents	-	11	-	-	-	-	-	-	-	2	-	-	10
業務上文書登載不實 False entry in occupational documents	-	4	-	-	-	-	-	-	-	-	-	-	6
偽造盜用印文或署押 Forgery or unauthorized use of impression of a seal or signature	-	1	-	-	-	-	-	-	-	-	-	-	-
偽造盜用公印或印文 Forgery or unauthorized use of a public seal or impression of a seal	-	-	-	-	-	-	-	-	-	-	-	-	-
妨害性自主罪 Offenses against sexual autonomy	-	10	10	43	9	39	5	23	-	-	-	-	52
強制性交猥褻 Forced sexual intercourse or obscene act	-	6	8	42	8	39	5	23	-	-	-	-	52
強制性交猥褻之殺人或重傷害 Manslaughter or serious bodily harm from forced sexual intercourse or obscene act	-	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	-	4	2	1	1	-	-	-	-	-	-	-	-
妨害風化罪 Offenses against sexual morality	-	25	10	5	-	2	-	4	-	-	-	-	4
強姦 Rape	-	-	-	-	-	-	-	-	-	-	-	-	-
強姦殺人 Rape homicide	-	-	-	-	-	-	-	-	-	-	-	-	-
意圖營利性交猥褻 Sexual intercourse or obscene act for the purpose of gain	-	25	10	5	-	2	-	4	-	-	-	-	4
製造散布持有陳列猥褻文字圖書物品 Production, distribution, possession or display of pornographic text or article	-	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-
妨害婚姻及家庭罪 Offenses against marriage and family	-	5	-	1	-	-	-	-	-	-	-	-	5

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 4)

2015

Unit: individual

Defendants																				
撤銷改判加重 Revocation of previous judgment by new judgment but with increased penalty														撤銷改判免訴	撤銷改判不受理	撤銷改判管轄錯誤	撤銷改判發回原審法院	撤回	其他	
科刑 Individuals Sentenced														免除其刑						
死刑 Death Sentence	無期徒刑 Life Sentence	有刑徒刑 Timed imprisonments									拘役 Detention	罰金 Punitive fine	免除其刑 Penalty released	撤銷改判免訴 Revocation of previous judgment by new judgment but of exemption from prosecution	撤銷改判不受理 Revocation of previous judgment by new judgment but of non-entertainment	撤銷改判管轄錯誤 Revocation of previous judgment by new judgment but of wrong jurisdiction	撤銷改判發回原審法院 Revocation of previous judgment and returned back to original court	撤回 Withdrawn	其他 Other	
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years										
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	7	4	16	-	1	-	-	-	-	-	-	1	-	2	12	1	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	53	14	23	3	2	-	-	-	2	-	-	4	59	2	12	46	24		
-	-	32	11	8	3	2	-	-	-	-	-	-	3	54	2	5	26	-		
-	-	1	3	10	-	-	-	-	-	-	-	-	1	1	-	-	10	23		
-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	2	-	4	-	-	-	-	-	-	-	-	-	2	-	3	3	1		
-	-	11	-	1	-	-	-	-	-	2	-	-	-	2	-	-	4	-		
-	-	6	-	-	-	-	-	-	-	-	-	-	-	-	-	4	3	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	7	9	2	2	18	3	8	-	-	-	-	-	2	-	2	37	4		
-	-	5	9	2	2	18	3	8	-	-	-	-	-	2	-	2	37	3		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1		
-	-	19	2	1	-	-	-	-	-	1	-	-	1	1	-	-	5	1		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	19	1	1	-	-	-	-	-	1	-	-	1	1	-	-	5	1		
-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	2	-	1	-	-	-	-	-	-	-	-	-	1	-	3	2	-		

### 13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續五)

(保安處分、緩刑、從刑、累犯、得易科罰金及減刑人數)

中華民國 104 年

單位：人

罪名別 Crime Type	保安處分人數 Number of persons of rehabilitative measures								緩刑人數		
	合計 Total	感化教育 Re-formatory education	監護 Guardian	禁戒 Compul-sory cure	強制工作 Compul-sory work	強制治療 Compul-sory treatment	保護管束 Probation	驅逐出境 Expel from the country	合計 Total		
									六月以下 有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine
偽造貨幣罪 Offenses of counterfeiting currency	-	-	-	-	-	-	-	-	-	-	-
偽造有價證券罪 Offenses of counterfeiting valuable securities	7	-	-	-	-	-	7	-	-	25	-
偽造度量衡罪 Offenses of falsifying weights and measures	-	-	-	-	-	-	-	-	-	-	-
偽造文書印文罪 Offenses of forging instruments or seals	32	-	-	-	1	-	29	2	71	42	10
偽造變造私文書 Forgery or alteration of private documents	6	-	-	-	-	-	5	1	48	9	-
偽造變造公文書 Forgery or alteration of public documents	13	-	-	-	1	-	12	-	1	19	-
偽造變造特種文書 Forgery or alteration of special documents	2	-	-	-	-	-	2	-	2	-	-
公文書不實登載 False entry in public documents	2	-	-	-	-	-	2	-	2	14	-
使公務員登載不實 Causing a functionary to make false entries in public documents	9	-	-	-	-	-	8	1	12	-	7
業務上文書登載不實 False entry in occupational documents	-	-	-	-	-	-	-	-	5	-	3
偽造盜用印文或署押 Forgery or unauthorized use of impression of a seal or signature	-	-	-	-	-	-	-	-	1	-	-
偽造盜用公印或印文 Forgery or unauthorized use of a public seal or impression of a seal	-	-	-	-	-	-	-	-	-	-	-
妨害性自主罪 Offenses against sexual autonomy	116	-	1	-	-	6	106	3	33	80	-
強制性交猥褻 Forced sexual intercourse or obscene act	115	-	1	-	-	6	105	3	33	79	-
強制性交猥褻之殺人或重傷害 Manslaughter or serious bodily harm from forced sexual intercourse or obscene act	-	-	-	-	-	-	-	-	-	-	-
其他 Other	1	-	-	-	-	-	1	-	-	1	-
妨害風化罪 Offenses against sexual morality	4	-	-	-	-	-	4	-	10	1	-
強姦 Rape	-	-	-	-	-	-	-	-	-	-	-
強姦殺人 Rape homicide	-	-	-	-	-	-	-	-	-	-	-
意圖營利性交猥褻 Sexual intercourse or obscene act for the purpose of gain	4	-	-	-	-	-	4	-	9	1	-
製造散布持有陳列猥褻文字圖書物品 Production, distribution, possession or display of pornographic text or article	-	-	-	-	-	-	-	-	1	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-
妨害婚姻及家庭罪 Offenses against marriage and family	3	-	-	-	-	-	3	-	11	2	-

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 5)

2015

Unit: individual

Number of persons suspended of punishment						從刑 Accessory penalties				累犯 人數 Number of recidivists	得易科罰金人數 Number of persons whose penalties may be commuted to fines		減刑人數 Number of defendants eligible for reduced penalties		
普通被告 General defendants			少年被告 Juvenile defendants			褫奪公 權人數 Number of persons deprived of civil rights	沒收件數 Number of confisca- tion cases	沒收沒追 徵、追繳 或抵償件 數 Number of confisca- tion and payment	追徵、追 繳或抵償 件數 Number of payment		六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	拘役 Detention	依九十六 年減刑 條例 As the Reduction of Penalties Act of 2007	依八十年 減刑條例 As the Reduction of Penalties Act of 1991	依七十七 年減刑 條例 As the Reduction of Penalties Act of 1988
六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine	六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine										
-	-	-	-	-	-	-	2	-	-	-	-	-	-	-	-
-	25	-	-	-	-	-	150	-	-	35	3	-	2	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
71	41	10	-	1	-	1	339	-	-	114	551	20	147	-	-
48	9	-	-	-	-	-	248	-	-	78	356	-	68	-	-
1	18	-	-	1	-	-	83	-	-	28	-	-	8	-	-
2	-	-	-	-	-	-	1	-	-	2	21	-	-	-	-
2	14	-	-	-	-	-	2	-	-	1	-	-	11	-	-
12	-	7	-	-	-	-	-	-	-	4	121	14	35	-	-
5	-	3	-	-	-	1	2	-	-	1	49	6	25	-	-
1	-	-	-	-	-	-	2	-	-	-	3	-	-	-	-
-	-	-	-	-	-	-	1	-	-	-	1	-	-	-	-
32	78	-	1	2	-	-	27	-	-	99	28	-	7	-	-
32	77	-	1	2	-	-	26	-	-	99	20	-	4	-	-
-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-
-	1	-	-	-	-	-	-	-	-	-	8	-	3	-	-
10	1	-	-	-	-	-	43	2	-	46	177	2	2	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
9	1	-	-	-	-	-	39	2	-	43	170	1	2	-	-
1	-	-	-	-	-	-	4	-	-	1	3	-	-	-	-
-	-	-	-	-	-	-	-	-	-	2	4	1	-	-	-
11	2	-	-	-	-	-	-	-	-	1	52	-	-	-	-

13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續六)

中華民國 104 年

單位：件；人

罪名別 Crime Type	終結 件數 Cases closed	被告人數														免除 其刑 Penalty releas- ed	無罪 Acquitt- ed	
		合計 Total	上訴駁回 Appeals dismissed															
			科刑 Individuals Sentenced											拘役 Deten- tion	罰金 Punitive fine			
			死刑 Death Sent- ence	無期 徒刑 Life Sent- ence	有期徒刑 Timed imprisonments													
		六月 以下 6 or less than 6 months	逾六 月至 一年 以下 Over 6 months to 1 year	逾一 年至 二年 以下 Over 1 year to 2 years	逾二 年至 三年 以下 Over 2 years to 3 years	逾三 年至 五年 以下 Over 3 years to 5 years	逾五 年至 七年 以下 Over 5 years to 7 years	逾七 年至 十年 以下 Over 7 years to 10 years	逾十 年至 十五 年以 下 Over 10 years to 15 years	逾十 五年 Over 15 years								
褻瀆祀典及侵害墳墓屍體罪 Offenses against religion, graves, and corpses	5	10	-	-	2	-	-	-	-	-	-	-	-	-	-	-	-	1
妨害農工商罪 Offenses against agriculture, industry & commerce	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
賭博罪 Offenses of gambling	86	213	-	-	66	7	4	-	-	-	-	-	-	-	-	-	15	48
單純賭博 Simple gambling	15	45	-	-	-	-	-	-	-	-	-	-	-	-	-	-	15	19
供給賭博場所等賭博 Gamble of providing gambling places and the like	71	168	-	-	66	7	4	-	-	-	-	-	-	-	-	-	-	29
殺人罪 Offenses of homicide	610	743	-	14	90	108	23	6	3	35	11	22	6	1	-	-	-	73
殺人 Homicide	220	307	-	14	-	1	2	6	2	35	11	22	6	-	-	-	-	14
既遂 Consummation	111	149	-	14	-	1	-	-	-	1	4	22	5	-	-	-	-	7
普通殺人 General homicide	108	145	-	13	-	1	-	-	-	1	4	21	5	-	-	-	-	6
殺害直系尊親屬 Homicide of lineal ascendants by blood	3	4	-	1	-	-	-	-	-	-	-	1	-	-	-	-	-	1
未遂 Attempt	109	158	-	-	-	-	2	6	2	34	7	-	1	-	-	-	-	7
普通殺人 General homicide	106	155	-	-	-	-	2	6	2	34	7	-	1	-	-	-	-	7
殺害直系尊親屬 Homicide of lineal ascendants by blood	3	3	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
過失致死 Manslaughter	390	436	-	-	90	107	21	-	1	-	-	-	-	1	-	-	-	59
一般過失致人於死 General negligent killing	19	29	-	-	4	1	2	-	-	-	-	-	-	1	-	-	-	8
醫療業務過失致人於死 Occupational negligent killing by a physician	4	5	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3
密醫過失致人於死 Negligent killing by an unlicensed physician	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
交通業務過失致人於死 Occupational negligent killing by a driver	135	136	-	-	21	46	10	-	1	-	-	-	-	-	-	-	-	13
交通一般過失致人於死 General negligent killing by a driver	182	186	-	-	47	50	4	-	-	-	-	-	-	-	-	-	-	16
其他業務過失致人於死 Other occupational negligent killing	50	80	-	-	18	10	5	-	-	-	-	-	-	-	-	-	-	19

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 6)

2015

Unit: case; individual

Defendants																		
撤銷改判維持原刑期 Revocation of previous judgment by new judgment but with same period of imprisonment																		
免訴 Not prose- cutable	不受理 Case declined	管轄 錯誤 Mistake of compe- tency	科刑 Individuals Sentenced												免除 其刑 Penalty released	無罪 Acquitted		
			死刑 Death Sent- ence	無期 徒刑 Life Sent- ence	有刑徒刑 Timed imprisonments												拘役 Deten- tion	罰金 Punitive fine
					有刑徒刑 Timed imprisonments													
					六月以 下 6 or less than 6 months	逾六月 至一年 以下 Over 6 months to 1 year	逾一年 至二年 以下 Over 1 year to 2 years	逾二年 至三年 以下 Over 2 years to 3 years	逾三年 至五年 以下 Over 3 years to 5 years	逾五年 至七年 以下 Over 5 years to 7 years	逾七年 至十年 以下 Over 7 years to 10 years	逾十年 至十五 年以下 Over 10 years to 15 years	逾十五 年 Over 15 years					
-	-	-	-	-	-	-	-	4	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
1	-	-	-	-	20	3	-	-	-	-	-	-	-	-	-	3	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3	-	
1	-	-	-	-	20	3	-	-	-	-	-	-	-	-	-	-	-	
1	16	-	3	12	8	10	4	2	5	7	3	14	5	-	-	-	-	
1	16	-	3	12	-	-	-	2	5	7	3	14	5	-	-	-	-	
1	-	-	3	12	-	-	-	-	-	-	-	14	5	-	-	-	-	
1	-	-	3	11	-	-	-	-	-	-	-	14	5	-	-	-	-	
-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	16	-	-	-	-	-	-	2	5	7	3	-	-	-	-	-	-	
-	16	-	-	-	-	-	-	2	4	7	2	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	1	-	1	-	-	-	-	-	-	
-	-	-	-	-	8	10	4	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	2	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	1	2	1	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	4	6	1	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	3	2	-	-	-	-	-	-	-	-	-	-	-	

### 13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續七)

中華民國 104 年

單位：人

罪名別 Crime Type	被告人數													
	撤銷改判減免或無罪 Revocation of previous judgment by new judgment but with reduced penalty or not guilty													
	科刑 Individuals Sentenced													
	無期徒刑 Life Sentence	有期徒刑 Timed imprisonments									拘役 Detention	罰金 Punitive fine	免除其刑 Penalty released	無罪 Acquitted
六月以下 6 or less than 6 months		逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years					
褻瀆祀典及侵害墳墓屍體罪 Offenses against religion, graves, and corpses	-	1	-	-	-	-	-	-	-	-	-	-	-	1
妨害農工商罪 Offenses against agriculture, industry & commerce	-	-	-	-	-	-	-	-	-	-	-	-	-	-
賭博罪 Offenses of gambling	-	11	3	-	-	-	-	-	-	-	-	1	-	6
單純賭博 Simple gambling	-	-	-	-	-	-	-	-	-	-	-	1	-	-
供給賭博場所等賭博 Gamble of providing gambling places and the like	-	11	3	-	-	-	-	-	-	-	-	-	-	6
殺人罪 Offenses of homicide	1	41	18	11	3	3	19	11	16	3	1	-	-	18
殺人 Homicide	1	-	-	2	3	3	19	11	16	3	-	-	-	6
既遂 Consummation	1	-	-	-	1	1	2	5	15	3	-	-	-	2
普通殺人 General homicide	1	-	-	-	1	1	2	5	15	3	-	-	-	2
殺害直系尊親屬 Homicide of lineal ascendants by blood	-	-	-	-	-	-	-	-	-	-	-	-	-	-
未遂 Attempt	-	-	-	2	2	2	17	6	1	-	-	-	-	4
普通殺人 General homicide	-	-	-	2	2	2	17	5	1	-	-	-	-	4
殺害直系尊親屬 Homicide of lineal ascendants by blood	-	-	-	-	-	-	-	1	-	-	-	-	-	-
過失致死 Manslaughter	-	41	18	9	-	-	-	-	-	-	1	-	-	12
一般過失致人於死 General negligent killing	-	1	4	3	-	-	-	-	-	-	-	-	-	1
醫療業務過失致人於死 Occupational negligent killing by a physician	-	-	-	-	-	-	-	-	-	-	-	-	-	-
密醫過失致人於死 Negligent killing by an unlicensed physician	-	-	-	-	-	-	-	-	-	-	-	-	-	-
交通業務過失致人於死 Occupational negligent killing by a driver	-	13	4	1	-	-	-	-	-	-	-	-	-	4
交通一般過失致人於死 General negligent killing by a driver	-	16	9	3	-	-	-	-	-	-	1	-	-	5
其他業務過失致人於死 Other occupational negligent killing	-	11	1	2	-	-	-	-	-	-	-	-	-	2

**13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 7)**

2015

Unit: individual

Defendants																			
撤銷改判加重 Revocation of previous judgment by new judgment but with increased penalty														撤銷改判免訴	撤銷改判不理	撤銷改判管轄錯誤	撤銷改判發回原審法院	撤回	其他
死刑 Death Sentence	無期徒刑 Life Sentence	科刑 Individuals Sentenced									拘役 Detention	罰金 Punitive fine	免除其刑 Penalty released	Revocation of previous judgment by new judgment but of exemption from prosecution	Revocation of previous judgment by new judgment but of non-entertainment	Revocation of previous judgment by new judgment but of wrong jurisdiction	Revocation of previous judgment and returned back to original court	Withdrawn	Other
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years									
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	13	-	-	-	-	-	-	-	-	-	6	-	-	-	-	-	6	-
-	-	-	-	-	-	-	-	-	-	-	-	6	-	-	-	-	-	1	-
-	-	13	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	5	-
2	4	19	17	6	1	2	12	4	11	-	-	-	1	1	6	-	3	18	9
2	4	-	-	-	1	2	12	4	11	-	-	-	1	1	5	-	3	8	8
2	4	-	-	-	-	1	4	-	11	-	-	-	1	1	2	-	-	4	-
2	4	-	-	-	-	1	4	-	11	-	-	-	1	1	2	-	-	4	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	1	1	8	4	-	-	-	-	-	-	3	-	3	4	8
-	-	-	-	-	1	1	8	4	-	-	-	-	-	-	3	-	3	4	8
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	19	17	6	-	-	-	-	-	-	-	-	-	-	1	-	-	10	1
-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	6	6	3	-	-	-	-	-	-	-	-	-	-	1	-	-	3	-
-	-	7	11	1	-	-	-	-	-	-	-	-	-	-	-	-	-	4	1
-	-	5	-	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

### 13. 高等法院及分院受理刑事第二審案件裁判結果一按罪名別分(續八)

(保安處分、緩刑、從刑、累犯、得易科罰金及減刑人數)

中華民國 104 年

單位：人

罪名別 Crime Type	保安處分人數 Number of persons of rehabilitative measures								緩刑人數		
	合計 Total	感化教育 Re-formatory education	監護 Guardian	禁戒 Compul- sory cure	強制工作 Compul- sory work	強制治療 Compul- sory treatment	保護管束 Probation	驅逐出境 Expel from the country	合計 Total		
									六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine
褻瀆祀典及侵害墳墓屍體罪 Offenses against religion, graves, and corpses	-	-	-	-	-	-	-	-	-	-	-
妨害農工商罪 Offenses against agriculture, industry & commerce	-	-	-	-	-	-	-	-	-	-	-
賭博罪 Offenses of gambling	3	-	-	-	-	-	3	-	12	2	1
單純賭博 Simple gambling	-	-	-	-	-	-	-	-	-	-	1
供給賭博場所等賭博 Gamble of providing gambling places and the like	3	-	-	-	-	-	3	-	12	2	-
殺人罪 Offenses of homicide	36	-	14	-	-	-	10	12	68	91	2
殺人 Homicide	28	-	14	-	-	-	2	12	-	2	-
既遂 Consummation	21	-	9	-	-	-	-	12	-	-	-
普通殺人 General homicide	19	-	7	-	-	-	-	12	-	-	-
殺害直系尊親屬 Homicide of lineal ascendants by blood	2	-	2	-	-	-	-	-	-	-	-
未遂 Attempt	7	-	5	-	-	-	2	-	-	2	-
普通殺人 General homicide	6	-	4	-	-	-	2	-	-	2	-
殺害直系尊親屬 Homicide of lineal ascendants by blood	1	-	1	-	-	-	-	-	-	-	-
過失致死 Manslaughter	8	-	-	-	-	-	8	-	68	89	2
一般過失致人於死 General negligent killing	-	-	-	-	-	-	-	-	3	1	1
醫療業務過失致人於死 Occupational negligent killing by a physician	-	-	-	-	-	-	-	-	-	-	-
密醫過失致人於死 Negligent killing by an unlicensed physician	-	-	-	-	-	-	-	-	-	-	-
交通業務過失致人於死 Occupational negligent killing by a driver	3	-	-	-	-	-	3	-	14	35	-
交通一般過失致人於死 General negligent killing by a driver	3	-	-	-	-	-	3	-	32	47	1
其他業務過失致人於死 Other occupational negligent killing	2	-	-	-	-	-	2	-	19	6	-

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 8)

2015

Unit: individual

Number of persons suspended of punishment						從刑 Accessory penalties				累犯 人數 Number of recidivists	得易科罰金人數 Number of persons whose penalties may be commuted to fines		減刑人數 Number of defendants eligible for reduced penalties		
普通被告 General defendants			少年被告 Juvenile defendants			褫奪公 權人數 Number of persons deprived of civil rights	沒收件數 Number of confisca- tion cases	沒收沒 追繳、追 繳或抵償 件數 Number of confisca- tion and payment	追繳、追 繳或抵償 件數 Number of payment		Number of persons whose penalties may be commuted to fines		Number of defendants eligible for reduced penalties		
六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine	六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine						六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	拘役 Detention	依九十六 年減刑 條例 As the Reduction of Penalties Act of 2007	依八十年 減刑條例 As the Reduction of Penalties of Penalties Act of 1991	依七十七 年減刑 條例 As the Reduction of Penalties of Penalties Act of 1988
-	-	-	-	-	-	-	1	-	-	1	7	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
12	2	1	-	-	-	-	47	-	-	13	120	-	-	-	
-	-	1	-	-	-	-	7	-	-	-	-	-	-	-	
12	2	-	-	-	-	-	40	-	-	13	120	-	-	-	
68	91	2	-	-	-	57	119	-	-	63	158	2	-	-	
-	2	-	-	-	-	57	116	-	-	60	-	-	-	-	
-	-	-	-	-	-	56	59	-	-	28	-	-	-	-	
-	-	-	-	-	-	54	58	-	-	28	-	-	-	-	
-	-	-	-	-	-	2	1	-	-	-	-	-	-	-	
-	2	-	-	-	-	1	57	-	-	32	-	-	-	-	
-	2	-	-	-	-	-	57	-	-	31	-	-	-	-	
-	-	-	-	-	-	1	-	-	-	1	-	-	-	-	
68	89	2	-	-	-	-	3	-	-	3	158	2	-	-	
3	1	1	-	-	-	-	2	-	-	1	5	1	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
14	35	-	-	-	-	-	1	-	-	2	41	-	-	-	
32	47	1	-	-	-	-	-	-	-	-	75	1	-	-	
19	6	-	-	-	-	-	-	-	-	-	37	-	-	-	

13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續九)

中華民國 104 年

單位：件；人

罪名別 Crime Type	終結 件數 Cases closed	被告人數															
		合計 Total	上訴駁回 Appeals dismissed														
			科刑 Individuals Sentenced											免除 其刑 Penalty releas- ed	無罪 Acquitt- ed		
			死刑 Death Sent- ence	無期 徒刑 Life Sent- ence	有期徒刑 Timed imprisonments											拘役 Deten- tion	罰金 Punitiv e fine
六月 以下 6 or less than 6 months	逾六 月至 一年 以下 Over 6 months to 1 year	逾一 年至 二年 以下 Over 1 year to 2 years			逾二 年至 三年 以下 Over 2 years to 3 years	逾三 年至 五年 以下 Over 3 years to 5 years	逾五 年至 七年 以下 Over 5 years to 7 years	逾七 年至 十年 以下 Over 7 years to 10 years	逾十 年至 十五 年 以下 Over 10 years to 15 years	逾十 五年 Over 15 years							
傷害 罪 Offenses of causing bodily harm	1504	1918	-	-	482	53	17	5	21	4	23	2	1	437	13	2	215
傷害直系尊親屬 Bodily harm of lineal ascendants by blood	11	11	-	-	-	-	-	-	-	-	1	1	1	-	1	-	1
重傷 害 Serious bodily harm	19	23	-	-	-	-	2	4	-	2	-	-	-	-	-	-	2
傷害致死 死 Bodily harm resulting in death	48	98	-	-	-	-	-	-	2	-	22	1	1	-	-	-	6
醫療業務過失傷害 Occupational negligent bodily harm by a physician	9	12	-	-	-	-	-	-	-	-	-	-	-	-	-	-	10
密醫過失傷害 Negligent bodily harm by an unlicensed physician	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
交通業務過失傷害 Occupational negligent bodily harm by a driver	142	144	-	-	58	8	1	-	-	-	-	-	-	17	-	-	12
交通一般過失傷害 General negligent bodily harm by a driver	483	505	-	-	170	8	-	-	-	-	-	-	-	127	1	-	47
其他業務過失傷害 Other occupational negligent bodily harm	33	42	-	-	16	-	-	-	-	-	-	-	-	4	-	-	14
其他 Other	759	1083	-	-	238	37	14	1	19	1	-	-	-	288	12	2	123
墮胎 罪 Offenses of abortion	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
遺棄 罪 Offenses of abandonment	9	10	-	-	2	1	-	-	-	-	-	-	-	-	-	-	3
妨害自由 罪 Offenses against personal liberty	517	988	-	-	213	39	4	2	-	-	-	-	-	116	3	1	218
使人為奴隸及買賣質押人口 Enslavement of, trade in, and pawning of, persons	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
詐術使人出國 Fraudulently causing a person to leave the territory	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
略誘 罪 Abduction	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
剝奪行動自由 Deprivation of freedom of movement	115	343	-	-	88	35	3	2	-	-	-	-	-	4	-	-	46
強制 罪 Coercion offense	134	286	-	-	58	1	1	-	-	-	-	-	-	32	-	-	67
恐嚇危害安全 Obstruction of safety by threat	242	318	-	-	66	3	-	-	-	-	-	-	-	71	3	1	94
侵入或滯留 Trespassing on, or lingering in, a property	25	37	-	-	1	-	-	-	-	-	-	-	-	9	-	-	11
違法搜索 Illegal search	1	4	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

**13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 9)**

2015

Unit: case; individual

Defendants																		
撤銷改判維持原刑期 Revocation of previous judgment by new judgment but with same period of imprisonment																		
免訴 Not prose- cutable	不受理 Case declined	管轄 錯誤 Mistake of compe- tency	科刑 Individuals Sentenced												免除 其刑 Penalty released	無罪 Acquitted		
			死刑 Death Sent- ence	無期徒 刑 Life Sent- ence	有刑徒刑 Timed imprisonments												拘役 Deten- tion	罰金 Punitive fine
					六月以 下 6 or less than 6 months	逾六月 至一年 以下 Over 6 months to 1 year	逾一年 至二年 以下 Over 1 year to 2 years	逾二年 至三年 以下 Over 2 years to 3 years	逾三年 至五年 以下 Over 3 years to 5 years	逾五年 至七年 以下 Over 5 years to 7 years	逾七年 至十年 以下 Over 7 years to 10 years	逾十年 至十五 年以下 Over 10 years to 15 years	逾十五 年 Over 15 years					
1	67	-	-	-	41	9	2	1	3	1	7	2	-	29	1	-	2	
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	
-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	1	1	2	-	7	2	-	-	-	-	-	
-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	4	-	-	-	5	3	-	-	-	-	-	-	-	1	-	-	-	
1	7	-	-	-	10	1	-	-	-	-	-	-	-	6	-	-	-	
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	
-	54	-	-	-	24	5	1	-	1	1	-	-	-	22	1	-	2	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
4	1	1	-	-	39	11	10	-	6	-	-	1	-	5	-	-	6	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
3	-	-	-	-	11	7	10	-	6	-	-	1	-	-	-	-	4	
-	-	-	-	-	23	2	-	-	-	-	-	-	-	-	-	-	1	
1	-	1	-	-	4	2	-	-	-	-	-	-	-	5	-	-	1	
-	1	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	

13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續十)

中華民國 104 年

單位：人

罪名別 Crime Type	被告人數													
	撤銷改判減免或無罪 Revocation of previous judgment by new judgment but with reduced penalty or not guilty													
	無期徒刑 Life Sentence	科刑 Individuals Sentenced									免除其刑 Penalty released	無罪 Acquitted		
		有期徒刑 Timed imprisonments												
六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years	拘役 Detention	罰金 Punitive fine				
傷害 罪 Offenses of causing bodily harm	-	80	14	18	1	6	4	18	3	-	66	4	4	39
傷害直系尊親屬 Bodily harm of lineal ascendants by blood	-	1	-	-	-	1	-	-	-	-	-	-	-	-
重傷 罪 Serious bodily harm	-	-	-	2	-	2	-	1	-	-	-	-	-	4
傷害致死 罪 Bodily harm resulting in death	-	-	-	1	1	1	4	17	3	-	-	-	-	-
醫療業務過失傷害 罪 Occupational negligent bodily harm by a physician	-	-	-	-	-	-	-	-	-	-	-	-	-	1
密醫過失傷害 罪 Negligent bodily harm by an unlicensed physician	-	-	-	-	-	-	-	-	-	-	-	-	-	-
交通業務過失傷害 罪 Occupational negligent bodily harm by a driver	-	8	2	-	-	-	-	-	-	-	3	-	-	2
交通一般過失傷害 罪 General negligent bodily harm by a driver	-	24	-	-	-	-	-	-	-	-	30	-	1	6
其他業務過失傷害 罪 Other occupational negligent bodily harm	-	1	-	-	-	-	-	-	-	-	1	-	-	-
其他 罪 Other	-	46	12	15	-	2	-	-	-	-	32	4	3	26
墮胎 罪 Offenses of abortion	-	-	-	-	-	-	-	-	-	-	-	-	-	-
遺棄 罪 Offenses of abandonment	-	-	-	-	-	-	-	1	-	-	-	-	-	-
妨害自由 罪 Offenses against personal liberty	-	88	18	4	2	2	-	-	-	-	19	-	-	61
使人為奴隸及買賣質押人口 Enslavement of, trade in, and pawning of, persons	-	-	-	-	-	-	-	-	-	-	-	-	-	-
詐術使人出國 Fraudulently causing a person to leave the territory	-	-	-	-	-	-	-	-	-	-	-	-	-	-
略誘 罪 Abduction	-	-	-	-	-	-	-	-	-	-	-	-	-	-
剝奪行動自由 罪 Deprivation of freedom of movement	-	53	9	3	2	2	-	-	-	-	-	-	-	10
強制 罪 Coercion offense	-	25	7	-	-	-	-	-	-	-	6	-	-	32
恐嚇危害安全 罪 Obstruction of safety by threat	-	10	2	1	-	-	-	-	-	-	10	-	-	10
侵入或滯留 罪 Trespassing on, or lingering in, a property	-	-	-	-	-	-	-	-	-	-	3	-	-	5
違法搜索 罪 Illegal search	-	-	-	-	-	-	-	-	-	-	-	-	-	4

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 10)

2015

Unit: individual

Defendants																			
撤銷改判加重 Revocation of previous judgment by new judgment but with increased penalty													撤銷改判免訴	撤銷改判不受理	撤銷改判管轄錯誤	撤銷改判發回原審法院	撤回	其他	
死刑 Death Sentence	無期徒刑 Life Sentence	科刑 Individuals Sentenced									拘役 Detention	罰金 Punitive fine	免除其刑 Penalty released	撤銷改判免訴 Revocation of previous judgment by new judgment but of exemption from prosecution	撤銷改判不受理 Revocation of previous judgment by new judgment but of non-entertainment	撤銷改判管轄錯誤 Revocation of previous judgment by new judgment but of wrong jurisdiction	撤銷改判發回原審法院 Revocation of previous judgment and returned back to original court	撤回 Withdrawn	其他 Other
		六個月以下 6 or less than 6 months	逾六個月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years									
-	-	57	7	4	-	8	-	13	4	-	50	2	-	-	12	-	16	45	2
-	-	1	1	-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-
-	-	-	-	1	-	1	-	-	-	-	-	-	-	-	-	-	-	1	-
-	-	-	-	-	-	4	-	13	4	-	-	-	-	-	-	-	-	5	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	5	2	-	-	-	-	-	-	-	2	-	-	-	-	-	8	3	-
-	-	29	1	-	-	-	-	-	-	-	18	-	-	-	1	-	2	14	1
-	-	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3	-
-	-	20	3	3	-	3	-	-	-	-	30	2	-	-	10	-	6	19	1
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	-	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	30	9	4	4	2	-	-	-	-	22	2	-	-	1	-	2	32	6
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	9	6	3	3	2	-	-	-	-	-	-	-	-	-	-	-	19	2
-	-	14	-	1	1	-	-	-	-	-	6	-	-	-	-	-	1	8	-
-	-	7	2	-	-	-	-	-	-	-	13	1	-	-	1	-	-	5	4
-	-	-	1	-	-	-	-	-	-	-	3	1	-	-	-	-	1	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

### 13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續十一)

(保安處分、緩刑、從刑、累犯、得易科罰金及減刑人數)

中華民國 104 年

單位：人

罪名別 Crime Type	保安處分人數 Number of persons of rehabilitative measures								緩刑人數		
	合計 Total	感化教育 Re-formatory education	監護 Guardian	禁戒 Compul- sory cure	強制工作 Compul- sory work	強制治療 Compul- sory treatment	保護管束 Probation	驅逐出境 Expel from the country	合計 Total		
									六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine
傷 害 罪 Offenses of causing bodily harm	54	-	6	-	-	-	45	3	143	40	118
傷 害 直 系 尊 親 屬 Bodily harm of lineal ascendants by blood	2	-	1	-	-	-	1	-	-	-	1
重 傷 罪 Serious bodily harm	3	-	2	-	-	-	1	-	-	3	-
傷 害 致 死 Bodily harm resulting in death	4	-	-	-	-	-	3	1	-	4	-
醫 療 業 務 過 失 傷 害 Occupational negligent bodily harm by a physician	-	-	-	-	-	-	-	-	-	-	-
密 醫 過 失 傷 害 Negligent bodily harm by an unlicensed physician	-	-	-	-	-	-	-	-	-	-	-
交 通 業 務 過 失 傷 害 Occupational negligent bodily harm by a driver	2	-	-	-	-	-	2	-	23	7	4
交 通 一 般 過 失 傷 害 General negligent bodily harm by a driver	3	-	-	-	-	-	3	-	69	4	47
其 他 業 務 過 失 傷 害 Other occupational negligent bodily harm	3	-	-	-	-	-	3	-	4	-	2
其 他 Other	37	-	3	-	-	-	32	2	47	22	64
墮 胎 罪 Offenses of abortion	-	-	-	-	-	-	-	-	-	-	-
遺 棄 罪 Offenses of abandonment	3	-	-	-	-	-	2	1	2	1	-
妨 害 自 由 罪 Offenses against personal liberty	40	-	3	1	-	-	36	-	43	7	27
使 人 為 奴 隸 及 買 賣 質 押 人 口 Enslavement of, trade in, and pawning of, persons	-	-	-	-	-	-	-	-	-	-	-
詐 術 使 人 出 國 Fraudulently causing a person to leave the territory	-	-	-	-	-	-	-	-	-	-	-
略 誘 罪 Abduction	-	-	-	-	-	-	-	-	-	-	-
剝 奪 行 動 自 由 Deprivation of freedom of movement	15	-	1	-	-	-	14	-	18	7	1
強 制 罪 Coercion offense	16	-	-	1	-	-	15	-	22	-	10
恐 嚇 危 害 安 全 Obstruction of safety by threat	7	-	1	-	-	-	6	-	3	-	11
侵 入 或 滯 留 Trespassing on, or lingering in, a property	2	-	1	-	-	-	1	-	-	-	5
違 法 搜 索 Illegal search	-	-	-	-	-	-	-	-	-	-	-

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 11)

2015

Unit: individual

Number of persons suspended of punishment						從刑 Accessory penalties				累犯 人數 Number of recidivists	得易科罰金人數 Number of persons whose penalties may be commuted to fines		減刑人數 Number of defendants eligible for reduced penalties		
普通被告 General defendants			少年被告 Juvenile defendants			褫奪公 權人數 Number of persons deprived of civil rights	沒收件數 Number of confisca- tion cases	沒收沒 追繳、追 繳或抵償 件數 Number of confisca- tion and payment	追繳、追 繳或抵償 件數 Number of payment		Number of persons whose penalties may be commuted to fines		Number of defendants eligible for reduced penalties		
六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine	六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine						六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	拘役	六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	拘役	依九十六 年減刑 條例 As the Reduction of Penalties Act of 2007
143	38	118	-	2	-	-	73	-	-	124	731	612	2	-	-
-	-	1	-	-	-	-	1	-	-	3	3	1	-	-	-
-	3	-	-	-	-	-	8	-	-	2	-	-	-	-	-
-	2	-	-	2	-	-	14	-	-	13	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
23	7	4	-	-	-	-	-	-	-	-	85	24	-	-	-
69	4	47	-	-	-	-	-	-	-	1	264	204	-	-	-
4	-	2	-	-	-	-	-	-	-	-	20	6	-	-	-
47	22	64	-	-	-	-	50	-	-	105	359	377	2	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
1	1	-	1	-	-	-	1	-	-	1	1	-	1	-	-
43	7	27	-	-	-	-	51	-	-	150	478	173	10	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
18	7	1	-	-	-	-	20	-	-	69	199	4	10	-	-
22	-	10	-	-	-	-	7	-	-	21	147	48	-	-	-
3	-	11	-	-	-	-	24	-	-	58	125	105	-	-	-
-	-	5	-	-	-	-	-	-	-	2	7	16	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續十二)

中華民國 104 年

單位：件；人

罪名別 Crime Type	終結 件數 Cases closed	被告人數														免除 其刑 Penalty releas- ed	無罪 Acquitt- ed		
		合計		上訴駁回 Appeals dismissed															
		Total	科刑 Individuals Sentenced											拘役 Deten- tion	罰金 Punitiv e fine				
			死刑 Death Sent- ence	無期 徒刑 Life Sent- ence	有期徒刑 Timed imprisonments														
					六月 以下 6 or less than 6 months	逾六 月至 一年 以下 Over 6 months to 1 year	逾一 年至 二年 以下 Over 1 year to 2 years	逾二 年至 三年 以下 Over 2 years to 3 years	逾三 年至 五年 以下 Over 3 years to 5 years	逾五 年至 七年 以下 Over 5 years to 7 years	逾七 年至 十年 以下 Over 7 years to 10 years	逾十 年至 十五 年 以下 Over 10 years to 15 years	逾十 五年 Over 15 years						
妨害名譽及信用罪 Offenses against personal reputation & credits	268	333	-	-	10	-	-	-	-	-	-	-	-	-	-	91	27	-	124
妨害秘密罪 Offenses relating to protection of secrets	22	28	-	-	9	-	1	1	-	-	-	-	-	-	-	1	-	-	8
竊盜罪 Offenses of larceny	1 278	1 445	-	-	232	439	41	-	2	-	-	-	-	-	-	59	7	1	225
普通竊盜竊占 Common theft and theft of movables or immovables	501	558	-	-	135	40	3	-	-	-	-	-	-	-	-	59	7	-	154
加重竊盜 Severe theft	775	885	-	-	97	399	38	-	1	-	-	-	-	-	-	-	-	1	71
常業竊盜 Occupational theft	2	2	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-
強盜罪 Offenses of robbery	191	295	-	1	-	-	-	4	17	16	68	13	-	-	-	-	-	-	15
搶奪及海盜罪 Offenses of snatch of property and piracy	78	85	-	-	4	32	14	-	2	-	-	-	-	-	-	-	-	-	4
侵占罪 Offenses of misappropriation	356	423	-	-	64	81	17	1	1	-	-	-	-	-	1	13	1	1	92
普通侵占 Common embezzlement	108	140	-	-	28	13	2	-	-	-	-	-	-	-	1	1	-	-	38
公務公益侵占 Official embezzlement	2	6	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	1
業務侵占 Occupational embezzlement	233	262	-	-	36	68	14	1	1	-	-	-	-	-	-	-	-	1	50
侵占遺失物 Embezzlement of lost articles	13	15	-	-	-	-	-	-	-	-	-	-	-	-	-	12	-	-	3
詐欺罪 Offenses of fraud	1 073	1 914	-	-	438	161	126	14	5	-	-	-	-	-	20	-	-	-	355
一般詐欺 Common fraud	1 068	1 899	-	-	438	161	126	14	5	-	-	-	-	-	20	-	-	-	347
常業詐欺 Occupational fraud	5	15	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	8
背信罪 Offenses of breach of trust	100	162	-	-	29	5	6	-	-	-	-	-	-	-	-	-	-	-	67
重利罪 Offenses of usury	61	140	-	-	32	1	-	-	-	-	-	-	-	-	7	-	-	-	51
恐嚇取財罪 Offenses of obtaining property by threats	137	269	-	-	51	52	3	1	-	-	-	-	-	-	-	-	-	-	50
擄人勒贖罪 Offenses of kidnapping for ransom	13	28	-	-	-	2	2	-	2	1	3	-	-	-	-	-	-	-	3
贓物罪 Offenses relating to illegally obtained property	69	98	-	-	20	3	-	-	-	-	-	-	-	-	6	-	-	-	36
毀棄損壞罪 Offenses of destruction, abandonment, and damage of property	152	200	-	-	38	5	-	-	-	-	-	-	-	-	41	4	-	-	43
妨害電腦使用罪 Offenses of impairment to use of computers	14	15	-	-	2	-	1	-	-	-	-	-	-	-	-	1	-	-	5

**13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 12)**

2015

Unit: case; individual

Defendants																			
撤銷改判維持原刑期 Revocation of previous judgment by new judgment but with same period of imprisonment																			
免訴 Not prose- cutable	不受理 Case declined	管轄 錯誤 Mistake of compe- tency	科刑 Individuals Sentenced												免除 其刑 Penalty released	無罪 Acquitted			
			死刑 Death Sent- ence	無期 徒刑 Life Sent- ence	有刑徒刑 Timed imprisonments												拘役 Deten- tion	罰金 Punitiv e fine	
					六月以 下 6 or less than 6 months	逾六月 至一年 以下 Over 6 months to 1 year	逾一年 至二年 以下 Over 1 year to 2 years	逾二年 至三年 以下 Over 2 years to 3 years	逾三年 至五年 以下 Over 3 years to 5 years	逾五年 至七年 以下 Over 5 years to 7 years	逾七年 至十年 以下 Over 7 years to 10 years	逾十年 至十五 年以下 Over 10 years to 15 years	逾十五 年 Over 15 years						
-	10	-	-	-	-	-	-	-	-	-	-	-	-	-	-	6	3	-	1
-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	1	-	-	-
3	2	1	-	-	22	62	7	-	-	-	-	-	-	-	-	3	2	-	5
1	2	1	-	-	8	4	1	-	-	-	-	-	-	-	-	3	2	-	5
2	-	-	-	-	14	58	6	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	1	4	1	-	-	-	3	4	30	2	1	-	-	-	-	-	-
-	-	-	-	-	-	3	2	-	-	-	-	-	-	-	-	-	-	-	-
-	18	-	-	-	4	6	-	1	-	-	-	-	-	-	-	-	-	-	2
-	17	-	-	-	1	2	-	-	-	-	-	-	-	-	-	-	-	-	2
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	1	-	-	-	3	4	-	1	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
8	25	-	-	-	70	38	40	6	4	-	-	-	-	-	-	2	-	-	-
8	25	-	-	-	70	38	40	6	4	-	-	-	-	-	-	2	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	2	-	-	-	4	1	1	1	-	-	-	-	-	-	-	1	-	-	-
-	-	-	-	-	14	-	-	-	-	-	-	-	-	-	-	1	-	-	-
-	1	-	-	-	9	18	-	1	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	1	-	-	-	-	-	-	2	1	-	-	-	-	-	-
-	-	-	-	-	5	-	-	-	-	-	-	-	-	-	-	1	-	-	-
2	6	-	-	-	2	3	-	-	-	-	-	-	-	-	-	9	-	-	-
-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續十三)

中華民國 104 年

單位：人

罪名別 Crime Type	被告人數													
	撤銷改判減免或無罪 Revocation of previous judgment by new judgment but with reduced penalty or not guilty													
	科刑 Individuals Sentenced													
	無期徒刑 Life Sentence	有期徒刑 Timed imprisonments									拘役 Detention	罰金 Punitive fine	免除其刑 Penalty released	無罪 Acquitted
六月以下 6 or less than 6 months		逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years					
妨害名譽及信用罪 Offenses against personal reputation & credits	-	2	-	-	-	-	-	-	-	-	9	2	2	14
妨害秘密罪 Offenses relating to protection of secrets	-	-	-	-	-	-	-	-	-	-	1	-	-	2
竊盜罪 Offenses of larceny	-	46	28	7	-	1	-	-	-	-	6	2	-	26
普通竊盜竊占 Common theft and theft of movables or immovables	-	19	3	2	-	-	-	-	-	-	6	2	-	14
加重竊盜 Severe theft	-	27	25	5	-	-	-	-	-	-	-	-	-	12
常業竊盜 Occupational theft	-	-	-	-	-	1	-	-	-	-	-	-	-	-
強盜罪 Offenses of robbery	1	-	-	1	5	15	10	18	2	-	-	-	-	5
搶奪及海盜罪 Offenses of snatch of property and piracy	-	1	-	1	-	-	-	-	-	-	-	-	-	1
侵占罪 Offenses of misappropriation	-	25	12	6	7	-	-	-	-	-	-	-	-	28
普通侵占 Common embezzlement	-	9	1	1	-	-	-	-	-	-	-	-	-	6
公務公益侵占 Official embezzlement	-	-	-	-	-	-	-	-	-	-	-	-	-	-
業務侵占 Occupational embezzlement	-	16	11	5	7	-	-	-	-	-	-	-	-	22
侵占遺失物 Embezzlement of lost articles	-	-	-	-	-	-	-	-	-	-	-	-	-	-
詐欺罪 Offenses of fraud	-	104	95	27	5	1	-	-	-	-	6	-	-	62
一般詐欺 Common fraud	-	104	92	26	5	1	-	-	-	-	6	-	-	62
常業詐欺 Occupational fraud	-	-	3	1	-	-	-	-	-	-	-	-	-	-
背信罪 Offenses of breach of trust	-	11	2	3	-	-	-	-	-	-	-	-	-	6
重利罪 Offenses of usury	-	2	-	-	-	-	-	-	-	-	1	-	-	2
恐嚇取財罪 Offenses of obtaining property by threats	-	24	23	3	3	-	-	-	-	-	-	-	-	5
擄人勒贖罪 Offenses of kidnapping for ransom	-	-	-	-	-	-	-	-	-	-	-	-	-	1
贓物罪 Offenses relating to illegally obtained property	-	4	-	-	-	-	-	-	-	-	1	-	-	3
毀棄損壞罪 Offenses of destruction, abandonment, and damage of property	-	5	1	-	-	-	-	-	-	-	4	-	-	11
妨害電腦使用罪 Offenses of impairment to use of computers	-	1	-	-	-	-	-	-	-	-	-	-	-	1

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 13)

2015

Unit: individual

Defendants																			
撤銷改判加重 Revocation of previous judgment by new judgment but with increased penalty													撤銷改判免訴	撤銷改判不理	撤銷改判管轄錯誤	撤銷改判發回原審法院	撤回	其他	
死刑 Death Sentence	無期徒刑 Life Sentence	科刑 Individuals Sentenced									免除其刑 Penalty released	Revocation of previous judgment by new judgment but of exemption from prosecution	Revocation of previous judgment by new judgment but of non-entertainment	Revocation of previous judgment by new judgment but of wrong jurisdiction	Revocation of previous judgment and returned back to original court	Withdrawn	Other		
		有刑徒刑 Timed imprisonments																	
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years	拘役 Detention	罰金 Punitive fine							
-	-	5	-	-	-	-	-	-	-	-	3	13	-	-	2	-	1	8	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3	-
-	-	21	35	10	-	-	-	-	-	-	12	3	-	1	4	-	4	126	-
-	-	15	5	1	-	-	-	-	-	-	12	3	-	1	1	-	4	45	-
-	-	6	30	9	-	-	-	-	-	-	-	-	-	-	3	-	-	81	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	2	5	13	5	2	-	-	-	-	-	-	-	31	-
-	-	2	1	2	-	1	-	-	-	-	-	-	-	-	-	-	-	15	-
-	-	9	7	1	1	-	-	-	-	-	-	1	-	1	2	2	9	9	1
-	-	5	2	-	-	-	-	-	-	-	-	1	-	-	-	2	4	3	1
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	4	-	-
-	-	4	5	1	1	-	-	-	-	-	-	-	-	1	2	-	1	6	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	57	29	31	5	2	-	-	-	-	21	-	-	3	8	5	-	108	33
-	-	57	29	31	5	2	-	-	-	-	21	-	-	3	8	5	-	106	32
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	1
-	-	12	3	2	-	2	-	-	-	-	-	-	-	-	-	-	2	2	-
-	-	9	-	-	-	-	-	-	-	-	3	-	-	-	-	-	-	17	-
-	-	4	1	1	1	-	-	-	-	-	-	-	-	-	2	-	-	15	1
1	-	-	-	-	-	2	-	1	2	-	-	-	-	-	-	-	-	3	1
-	-	8	1	1	-	-	-	-	-	-	1	1	-	-	-	-	1	5	1
-	-	5	-	-	-	-	-	-	-	-	10	2	-	1	2	-	4	2	-
-	-	1	-	-	-	-	-	-	-	-	2	-	-	-	-	-	-	-	-

### 13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續十四)

(保安處分、緩刑、從刑、累犯、得易科罰金及減刑人數)

中華民國 104 年

單位：人

罪名別 Crime Type	保安處分人數 Number of persons of rehabilitative measures								緩刑人數		
	合計 Total	感化教育 Re-formatory education	監護 Guardian	禁戒 Compul- sory cure	強制工作 Compul- sory work	強制治療 Compul- sory treatment	保護管束 Probation	驅逐出境 Expel from the country	合計 Total		
									六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine
妨害名譽及信用罪 Offenses against personal reputation & credits	3	-	-	-	-	-	3	-	2	-	14
妨害秘密罪 Offenses relating to protection of secrets	-	-	-	-	-	-	-	-	-	-	-
竊盜罪 Offenses of larceny	57	-	12	-	25	-	18	2	34	10	17
普通竊盜竊占 Common theft and theft of movables or immovables	21	-	11	-	1	-	8	1	14	3	17
加重竊盜 Severe theft	36	-	1	-	24	-	10	1	20	7	-
常業竊盜 Occupational theft	-	-	-	-	-	-	-	-	-	-	-
強盜罪 Offenses of robbery	4	-	-	-	-	-	1	3	-	1	-
搶奪及海盜罪 Offenses of snatch of property and piracy	2	-	-	-	1	-	1	-	1	-	-
侵占罪 Offenses of misappropriation	5	-	-	-	-	-	5	-	19	32	-
普通侵占 Common embezzlement	-	-	-	-	-	-	-	-	5	7	-
公務公益侵占 Official embezzlement	-	-	-	-	-	-	-	-	-	-	-
業務侵占 Occupational embezzlement	5	-	-	-	-	-	5	-	14	25	-
侵占遺失物 Embezzlement of lost articles	-	-	-	-	-	-	-	-	-	-	-
詐欺罪 Offenses of fraud	48	-	1	-	1	-	45	1	59	53	7
一般詐欺 Common fraud	47	-	1	-	1	-	44	1	59	52	7
常業詐欺 Occupational fraud	1	-	-	-	-	-	1	-	-	1	-
背信罪 Offenses of breach of trust	-	-	-	-	-	-	-	-	7	10	1
重利罪 Offenses of usury	2	-	-	-	-	-	2	-	2	-	2
恐嚇取財罪 Offenses of obtaining property by threats	6	-	1	-	-	-	5	-	10	7	-
擄人勒贖罪 Offenses of kidnapping for ransom	1	-	-	-	-	-	1	-	-	1	-
贓物罪 Offenses relating to illegally obtained property	4	-	-	-	-	-	4	-	6	1	1
毀棄損壞罪 Offenses of destruction, abandonment, and damage of property	2	-	1	-	-	-	1	-	8	3	9
妨害電腦使用罪 Offenses of impairment to use of computers	1	-	-	-	-	-	1	-	1	-	-

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 14)

2015

Unit: individual

Number of persons suspended of punishment						從刑 Accessory penalties				累犯 人數 Number of recidivists	得易科罰金人數 Number of persons whose penalties may be commuted to fines		減刑人數 Number of defendants eligible for reduced penalties		
普通被告 General defendants			少年被告 Juvenile defendants			褫奪公 權人數 Number of persons deprived of civil rights	沒收件數 Number of confisca- tion cases	沒收沒追 徵、追繳 或抵償件 數 Number of confisca- tion and payment	追徵、追 繳或抵償 件數 Number of payment		六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	拘役 Detention	依九十六 年減刑 條例 As the Reduction of Penalties Act of 2007	依八十年 減刑條例 As the Reduction of Penalties Act of 1991	依七十七 年減刑 條例 As the Reduction of Penalties Act of 1988
六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine	六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine										
2	-	14	-	-	-	-	1	-	-	1	18	111	-	-	-
-	-	-	-	-	-	-	9	-	-	2	11	3	-	-	-
34	10	17	-	-	-	-	215	-	-	635	512	87	6	-	-
14	3	17	-	-	-	-	25	-	-	176	325	87	4	-	-
20	7	-	-	-	-	-	190	-	-	458	187	-	2	-	-
-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-
-	1	-	-	-	-	11	90	1	-	98	2	-	-	-	-
1	-	-	-	-	-	-	16	-	-	51	11	-	1	-	-
19	32	-	-	-	-	-	20	-	-	45	135	2	25	-	-
5	7	-	-	-	-	-	1	-	-	12	49	2	11	-	-
-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-
14	25	-	-	-	-	-	17	-	-	32	86	-	14	-	-
-	-	-	-	-	-	-	2	-	-	-	-	-	-	-	-
59	53	7	-	-	-	-	181	-	-	224	858	49	36	-	-
59	52	7	-	-	-	-	179	-	-	224	858	49	33	-	-
-	1	-	-	-	-	-	2	-	-	-	-	-	3	-	-
7	10	1	-	-	-	-	2	-	-	3	59	1	21	-	-
2	-	2	-	-	-	-	7	-	-	11	61	13	1	-	-
10	7	-	-	-	-	-	25	-	-	63	119	-	4	-	-
-	-	-	-	1	-	5	7	-	-	7	-	-	-	-	-
6	1	1	-	-	-	-	1	-	-	11	44	11	2	-	-
8	3	9	-	-	-	-	3	-	-	16	64	65	-	-	-
1	-	-	-	-	-	-	-	-	-	-	4	2	-	-	-

13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續十五)

中華民國 104 年

單位：件；人

罪名別 Crime Type	終結 件數 Cases closed	被告人數																
		合計 Total	上訴駁回 Appeals dismissed															
			科刑 Individuals Sentenced										免除 其刑 Penalty releas- ed	無罪 Acquitt- ed				
			死刑 Death Sent- ence	無期 徒刑 Life Sent- ence	有期徒刑 Timed imprisonments													
六月 以下 6 or less than 6 months	逾六 月至 一年 以下 Over 6 months to 1 year	逾一 年至 二年 以下 Over 1 year to 2 years			逾二 年至 三年 以下 Over 2 years to 3 years	逾三 年至 五年 以下 Over 3 years to 5 years	逾五 年至 七年 以下 Over 5 years to 7 years	逾七 年至 十年 以下 Over 7 years to 10 years	逾十 年至 十五 年以 下 Over 10 years to 15 years	逾十 五年 Over 15 years	拘役 Deten- tion	罰金 Punitiv e fine						
<b>特別刑事法</b> Subtotal of special criminal law	計	5 842	8 274	-	1	512	1 414	433	178	495			118	273	11	107	52	48
貪污治罪條例 Punishment of corruption act		199	564	-	-	7	3	11	2	3	6	5	3	-	-	-	1	158
懲治盜匪條例 Punishment of thieves and bandits act		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
妨害兵役治罪條例 Punishment of offenses against military service act		12	12	-	-	1	-	-	-	-	-	-	-	-	-	-	-	9
違反電信法 Violation of the telecommunications act		1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反糧食管理法 Violation of the grain control law		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反國家總動員法 Violation of the national general mobilization law		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
懲治走私條例 Punishment of smuggling act		9	21	-	-	4	1	8	-	-	-	-	-	-	-	-	-	-
違反森林法 Violation of the forestry law		81	151	-	-	21	44	7	-	-	-	-	-	-	-	-	-	3
違反漁業法 Violation of the fishery law		1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反毒品危害防制條例 Violation of the narcotics endangerment prevention act		3 967	4 740	-	1	228	1 258	237	135	277	64	257	8	107	-	-	-	200
製造運輸販賣 Manufacture, transport, or sale		1 886	2 622	-	1	-	11	106	125	276	63	253	8	107	-	-	-	139
施用 Use		1 840	1 846	-	-	203	1 176	93	-	-	-	-	-	-	-	-	-	35
其他 Other		241	272	-	-	25	71	38	10	1	1	4	-	-	-	-	-	26
陸海空軍刑法 Criminal law of the armed forces		6	6	-	-	1	1	1	-	1	-	-	-	-	-	-	-	1
違反水利法 Violation of the irrigation management law		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反電業法 Violation of the electricity management law		8	8	-	-	-	5	-	-	-	-	-	-	-	-	-	-	-
違反海商法 Violation of the maritime commercial law		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反就業服務法 Violation of the employment services law		9	13	-	-	4	-	1	1	-	-	-	-	-	-	1	-	1
違反能源管理法 Violation of the energy management law		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反動產擔保交易法 Violation of the personal property secured transactions act		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反商業登記法 Violation of the commercial registration law		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反勞動基準法 Violation of the labor standards law		1	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2
違反職業安全衛生法 Violation of the labor safety and health law		1	6	-	-	1	-	-	-	-	-	-	-	-	-	3	-	2

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 15)

2015

Unit: case; individual

Defendants																			
撤銷改判維持原刑期 Revocation of previous judgment by new judgment but with same period of imprisonment																			
免訴 Not prose- cutable	不受理 Case declined	管轄 錯誤 Mistake of compe- tency	科刑 Individuals Sentenced														免除 其刑 Penalty released	無罪 Acquitted	
			死刑 Death Sent- ence	無期 徒刑 Life Sent- ence	有刑徒刑 Timed imprisonments											拘役 Deten- tion			罰金 Punitive fine
					六月以 下 6 or less than 6 months	逾六月 至一年 以下 Over 6 months to 1 year	逾一年 至二年 以下 Over 1 year to 2 years	逾二年 至三年 以下 Over 2 years to 3 years	逾三年 至五年 以下 Over 3 years to 5 years	逾五年 至七年 以下 Over 5 years to 7 years	逾七年 至十年 以下 Over 7 years to 10 years	逾十年 至十五 年以下 Over 10 years to 15 years	逾十五 年 Over 15 years						
9	36	1	-	5	108	106	157	129	238	70	178	24	75	1	8	-	5		
-	9	-	-	-	8	3	9	-	13	10	9	10	-	-	-	-	1		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	3	21	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
5	18	1	-	4	8	43	55	109	142	36	161	11	75	-	-	-	1		
1	3	-	-	4	-	2	48	109	141	36	158	11	75	-	-	-	1		
2	11	1	-	-	4	31	2	-	-	-	-	-	-	-	-	-	-		
2	4	-	-	-	4	10	5	-	1	-	3	-	-	-	-	-	-		
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	2	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	4	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		

13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續十六)

中華民國 104 年

單位：人

罪名別 Crime Type	被告人數													
	撤銷改判減免或無罪 Revocation of previous judgment by new judgment but with reduced penalty or not guilty													
	無期徒刑 Life Sentence	科刑 Individuals Sentenced										免除其刑 Penalty released	無罪 Acquitted	
		有期徒刑 Timed imprisonments												
	六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years	拘役 Detention	罰金 Punitive fine			
<b>特別刑事法計</b> Subtotal of special criminal law	-	168	117	224	122	235	87	139	31	31	7	7	-	185
貪污治罪條例 Punishment of corruption act	-	8	7	26	11	22	20	18	6	4	-	-	-	67
懲治盜匪條例 Punishment of thieves and bandits act	-	-	-	-	-	-	-	-	-	-	-	-	-	-
妨害兵役治罪條例 Punishment of offenses against military service act	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反電信法 Violation of the telecommunications act	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反糧食管理法 Violation of the grain control law	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反國家總動員法 Violation of the national general mobilization law	-	-	-	-	-	-	-	-	-	-	-	-	-	-
懲治走私條例 Punishment of smuggling act	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反森林法 Violation of the forestry law	-	5	6	3	-	-	-	-	-	-	-	-	-	7
違反漁業法 Violation of the fishery law	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反毒品危害防制條例 Violation of the narcotics endangerment prevention act	-	32	63	65	64	131	38	112	22	27	-	-	-	51
製造運輸販賣 Manufacture, transport, or sale	-	1	4	56	64	129	36	112	22	27	-	-	-	36
施用 Use	-	25	53	1	-	-	-	-	-	-	-	-	-	10
其他 Other	-	6	6	8	-	2	2	-	-	-	-	-	-	5
陸海空軍刑法 Criminal law of the armed forces	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反水利法 Violation of the irrigation management law	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反電業法 Violation of the electricity management law	-	1	-	-	-	-	-	-	-	-	-	-	-	-
違反海商法 Violation of the maritime commercial law	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反就業服務法 Violation of the employment services law	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反能源管理法 Violation of the energy management law	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反動產擔保交易法 Violation of the personal property secured transactions act	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反商業登記法 Violation of the commercial registration law	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反勞動基準法 Violation of the labor standards law	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反職業安全衛生法 Violation of the labor safety and health law	-	-	-	-	-	-	-	-	-	-	-	-	-	-

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 16)

2015

Unit: individual

Defendants																				
撤銷改判加重 Revocation of previous judgment by new judgment but with increased penalty														撤銷改判免訴	撤銷改判不受理	撤銷改判管轄錯誤	撤銷改判發回原審法院	撤回	其他	
科刑 Individuals Sentenced														免除其刑	Revoca-tion of previous judgment by new judgment but of exemption from prosecution	Revoca-tion of previous judgment by new judgment but of non-entertainment	Revocati-on of previous judgment by new judgment but of wrong jurisdic-tion	Revoca-tion of previous judgment and returned back to original court	With-drawn	Other
死刑 Death Sent-ence	無期 徒刑 Life Sent-ence	有刑徒刑 Timed imprisonments									拘役 Deten-tion	罰金 Puniti-ve fine	免除 其刑 Penalty released	撤銷改判免訴	撤銷改判不受理	撤銷改判管轄錯誤	撤銷改判發回原審法院	撤回	其他	
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年至十五年以下 Over 10 years to 15 years	逾十五年										Over 15 years
-	2	78	56	65	29	104	35	65	11	20	14	10	1	6	37	-	29	684	25	
-	-	2	3	16	7	19	13	10	8	1	1	-	-	1	8	-	3	9	3	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-	
-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-	-	7	-	
-	-	5	10	3	-	-	-	-	-	-	-	-	-	-	1	-	-	12	-	
-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	2	12	22	14	16	33	9	37	-	19	-	-	-	2	17	-	12	486	13	
-	2	-	1	12	15	33	9	36	-	19	-	-	-	-	10	-	-	307	13	
-	-	8	15	1	-	-	-	-	-	-	-	-	-	-	7	-	11	157	-	
-	-	4	6	1	1	-	-	1	-	-	-	-	-	2	-	-	1	22	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	

### 13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續十七)

(保安處分、緩刑、從刑、累犯、得易科罰金及減刑人數)

中華民國 104 年

單位：人

罪名別 Crime Type	保安處分人數 Number of persons of rehabilitative measures								緩刑人數		
	合計 Total	感化教育 Re-formatory education	監護 Guardian	禁戒 Compul-sory cure	強制工作 Compul-sory work	強制治療 Compul-sory treatment	保護管束 Probation	驅逐出境 Expel from the country	合計 Total		
									六月以下 有期徒刑 Timed imprisonment of 6 or less than 6 months	逾六月有 期徒刑 Timed imprisonment more than 6 months	拘役罰金 Detention or punitive fine
<b>特別刑事法計</b> Subtotal of special criminal law	<b>202</b>	-	<b>3</b>	-	<b>8</b>	-	<b>172</b>	<b>19</b>	<b>144</b>	<b>377</b>	<b>8</b>
貪污治罪條例 Punishment of corruption act	11	-	-	-	-	-	11	-	9	42	1
懲治盜匪條例 Punishment of thieves and bandits act	-	-	-	-	-	-	-	-	-	-	-
妨害兵役治罪條例 Punishment of offenses against military service act	-	-	-	-	-	-	-	-	-	-	-
違反電信法 Violation of the telecommunications act	-	-	-	-	-	-	-	-	-	-	-
違反糧食管理法 Violation of the grain control law	-	-	-	-	-	-	-	-	-	-	-
違反國家總動員法 Violation of the national general mobilization law	-	-	-	-	-	-	-	-	-	-	-
懲治走私條例 Punishment of smuggling act	6	-	-	-	-	-	6	-	1	6	-
違反森林法 Violation of the forestry law	14	-	-	-	1	-	7	6	13	5	-
違反漁業法 Violation of the fishery law	-	-	-	-	-	-	-	-	-	-	-
違反毒品危害防制條例 Violation of the narcotics endangerment prevention act	39	-	-	-	-	-	27	12	3	41	-
製造運輸販賣 Manufacture, transport, or sale	35	-	-	-	-	-	24	11	-	36	-
施用 Use	-	-	-	-	-	-	-	-	-	1	-
其他 Other	4	-	-	-	-	-	3	1	3	4	-
陸海空軍刑法 Criminal law of the armed forces	1	-	-	-	-	-	1	-	1	1	-
違反水利法 Violation of the irrigation management law	-	-	-	-	-	-	-	-	-	-	-
違反電業法 Violation of the electricity management law	-	-	-	-	-	-	-	-	-	-	-
違反海商法 Violation of the maritime commercial law	-	-	-	-	-	-	-	-	-	-	-
違反就業服務法 Violation of the employment services law	-	-	-	-	-	-	-	-	2	-	-
違反能源管理法 Violation of the energy management law	-	-	-	-	-	-	-	-	-	-	-
違反動產擔保交易法 Violation of the personal property secured transactions act	-	-	-	-	-	-	-	-	-	-	-
違反商業登記法 Violation of the commercial registration law	-	-	-	-	-	-	-	-	-	-	-
違反勞動基準法 Violation of the labor standards law	-	-	-	-	-	-	-	-	-	-	-
違反職業安全衛生法 Violation of the labor safety and health law	-	-	-	-	-	-	-	-	-	-	-

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 17)

2015

Unit: individual

Number of persons suspended of punishment						從刑 Accessory penalties				累犯 人數 Number of recidivists	得易科罰金人數 Number of persons whose penalties may be commuted to fines		減刑人數 Number of defendants eligible for reduced penalties		
普通被告 General defendants			少年被告 Juvenile defendants			褫奪公 權人數 Number of persons deprived of civil rights	沒收件數 Number of confisca- tion cases	沒收沒 追繳、追 繳或抵償 件數 Number of confisca- tion and payment	追繳、追 繳或抵償 件數 Number of payment		Number of persons whose penalties may be commuted to fines		Number of defendants eligible for reduced penalties		
六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine	六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine						六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	拘役 Detention	依九十六 年減刑 條例 As the Reduction of Penalties Act of 2007	依八十年 減刑條例 As the Reduction of Penalties Act of 1991	依七十七 年減刑 條例 As the Reduction of Penalties Act of 1988
144	373	8	-	4	-	483	1 828	1 380	15	2 754	1 327	84	196	-	-
9	42	1	-	-	-	309	15	61	14	13	4	1	42	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	1	2	-	-	-	-
-	-	-	-	-	-	-	1	-	-	-	1	2	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
1	6	-	-	-	-	-	2	-	-	1	-	-	1	-	-
13	5	-	-	-	-	-	34	-	-	34	35	-	-	-	-
-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-
3	37	-	-	4	-	18	1 127	1 276	1	2 333	826	6	-	-	-
-	32	-	-	4	-	18	240	1 272	1	869	-	-	-	-	-
-	1	-	-	-	-	-	720	-	-	1 360	717	-	-	-	-
3	4	-	-	-	-	-	167	4	-	104	109	6	-	-	-
1	1	-	-	-	-	-	-	-	-	-	2	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	3	-	-	2	1	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
2	-	-	-	-	-	-	1	-	-	-	9	-	3	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-

### 13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續十八)

中華民國 104 年

單位：件：人

罪名別 Crime Type	終結 件數 Cases closed	被告人數																
		合計	上訴駁回 Appeals dismissed															
			科刑 Individuals Sentenced											免除 其刑 Penalty releas- ed	無罪 Acquitt- ed			
			死刑 Death Sent- ence	無期 徒刑 Life Sent- ence	有期徒刑 Timed imprisonments											拘役 Deten- tion	罰金 Punitive fine	
六月以 下 6 or less than 6 months	逾六 月至 一年 以下 Over 6 months to 1 year	逾一 年至 二年 以下 Over 1 year to 2 years			逾二 年至 三年 以下 Over 2 years to 3 years	逾三 年至 五年 以下 Over 3 years to 5 years	逾五 年至 七年 以下 Over 5 years to 7 years	逾七 年至 十年 以下 Over 7 years to 10 years	逾十 年至 十五年 以下 Over 10 years to 15 years	逾十 五年 Over 15 years								
違反各種稅法 Violation of various taxation laws	16	27	-	-	2	3	-	-	-	-	-	-	-	-	2	-	-	12
違反菸酒管理法 Violation of tobacco and alcohol management law	3	8	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1
妨害國幣懲治條例 Violation of the punishment for impairment of state currency act	5	6	-	-	-	-	-	1	-	3	-	-	-	-	-	-	-	-
違反醫師法 Violation of the physicians law	16	20	-	-	2	3	2	-	-	-	-	-	-	-	-	-	-	-
違反藥事法 Violation of the pharmaceutical affairs act	134	193	-	-	39	24	-	-	-	-	-	-	-	-	1	3	-	35
偽藥 Counterfeit medicine	133	190	-	-	39	24	-	-	-	-	-	-	-	-	-	1	-	35
其他 Other	1	3	-	-	-	-	-	-	-	-	-	-	-	-	1	2	-	-
違反麻醉藥品管理條例 Violation of the anaesthetics control act	2	2	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-
違反著作權法 Violation of the copyright law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違法重製罪 Offence of unlawful reproduction	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
移轉所有權或公開陳列持有侵害著作權 Infringement of copyright by means of transfer of ownership, public display or possession	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
公開上映或改作出租侵害著作財產權 Infringement of copyright by means of public presentation, adaptation, or renting	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
侵害著作權或違法將重製物銷售國外 Infringement of copyright or unlawful sale of reproduced articles abroad	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
侵害著作權犯罪之常業犯 Offense of occupational infringement of copyright	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違法重製銷售受保護之外國著作翻譯 Unlawful reproduction or sale of foreign works or translations under protection	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違法利用他人著作罪 Offense of unlawful use of another person's work of authorship	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
虛偽記載登記罪 Offense of false entry or registration	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反建築法 Violation of the building law	2	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1
違反公平交易法 Violation of the fair trade act	9	50	-	-	14	-	-	-	-	-	-	-	-	-	-	1	-	14
違反山坡地保育利用條例 Violation of the mountain slopes conservation and utilization law	6	10	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1
違反野生動物保育法 Violation of the wildlife conservation law	3	3	-	-	1	-	1	-	-	-	-	-	-	-	-	-	-	-
違反水污染防治法 Violation of the water pollution control law	2	4	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3
違反兩岸關係條例 Violation of the cross-strait relations act	44	82	-	-	4	3	13	-	14	-	-	-	-	-	-	-	-	7

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 18)

2015

Unit: case; individual

Defendants																		
撤銷改判維持原刑期 Revocation of previous judgment by new judgment but with same period of imprisonment																		
免訴 Not prose- cutable	不受理 Case declined	管轄 錯誤 Mistake of compe- tency	科刑 Individuals Sentenced												免除 其刑 Penalty released	無罪 Acquitted		
			死刑 Death Sent- ence	無期 徒刑 Life Sent- ence	有刑徒刑 Timed imprisonments												拘役 Deten- tion	罰金 Punitive fine
					六 月 以 下 6 or less than 6 months	逾 六 月 至 一 年 以 下 Over 6 months to 1 year	逾 一 年 至 二 年 以 下 Over 1 year to 2 years	逾 二 年 至 三 年 以 下 Over 2 years to 3 years	逾 三 年 至 五 年 以 下 Over 3 years to 5 years	逾 五 年 至 七 年 以 下 Over 5 years to 7 years	逾 七 年 至 十 年 以 下 Over 7 years to 10 years	逾 十 年 至 十 五 年 以 下 Over 10 years to 15 years	逾 十 五 年 Over 15 years					
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	2	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	2	1	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	12	8	2	-	-	-	-	-	-	-	1	-	1	
-	-	-	-	-	12	8	2	-	-	-	-	-	-	-	1	-	1	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	6	3	2	10	-	-	-	-	-	-	-	-	

13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續十九)

中華民國 104 年

單位：人

罪名別 Crime Type	被告人數													
	撤銷改判減免或無罪 Revocation of previous judgment by new judgment but with reduced penalty or not guilty													
	科刑 Individuals Sentenced											免除其刑 Penalty released	無罪 Acquitted	
	無期徒刑 Life Sentence	有刑徒刑 Timed imprisonments									拘役 Detention			罰金 Punitive fine
六月以下 6 or less than 6 months		逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years					
違反各種稅法 Violation of various taxation laws	-	-	-	-	-	-	-	-	-	-	-	1	-	-
違反菸酒管理法 Violation of tobacco and alcohol management law	-	5	-	-	-	-	-	-	-	-	-	-	-	-
妨害國幣懲治條例 Violation of the punishment for impairment of state currency act	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反醫師法 Violation of the physicians law	-	2	2	2	-	-	-	-	-	-	-	-	-	1
違反藥事法 Violation of the pharmaceutical affairs act	-	16	8	1	-	1	-	-	-	-	-	-	-	3
偽藥 Counterfeit medicine	-	16	8	1	-	1	-	-	-	-	-	-	-	3
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反麻醉藥品管理條例 Violation of the anaesthetics control act	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反著作權法 Violation of the copyright law	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違法重製罪 Offence of unlawful reproduction	-	-	-	-	-	-	-	-	-	-	-	-	-	-
移轉所有權或公開陳列持有侵害著作權 Infringement of copyright by means of transfer of ownership, public display or possession	-	-	-	-	-	-	-	-	-	-	-	-	-	-
公開上映或改作出租侵害著作財產權 Infringement of copyright by means of public presentation, adaptation, or renting	-	-	-	-	-	-	-	-	-	-	-	-	-	-
侵害著作權或違法將重製物銷售國外 Infringement of copyright or unlawful sale of reproduced articles abroad	-	-	-	-	-	-	-	-	-	-	-	-	-	-
侵害著作權犯罪之常業犯 Offense of occupational infringement of copyright	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違法重製銷售受保護之外國著作翻譯 Unlawful reproduction or sale of foreign works or translations under protection	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違法利用他人著作罪 Offense of unlawful use of another person's work of authorship	-	-	-	-	-	-	-	-	-	-	-	-	-	-
虛偽記載登記罪 Offense of false entry or registration	-	-	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反建築法 Violation of the building law	-	-	-	-	-	-	1	-	-	-	-	-	-	-
違反公平交易法 Violation of the fair trade act	-	2	3	2	-	-	-	-	-	-	-	-	-	2
違反山坡地保育利用條例 Violation of the mountain slopes conservation and utilization law	-	1	-	-	-	-	-	-	-	-	-	-	-	-
違反野生動物保育法 Violation of the wildlife conservation law	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反水污染防治法 Violation of the water pollution control law	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反兩岸關係條例 Violation of the cross-strait relations act	-	4	4	2	-	2	-	-	-	-	-	-	-	-

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 19)

2015

Unit: individual

Defendants															撤銷改判加重 Revocation of previous judgment by new judgment but with increased penalty	撤銷改判免訴	撤銷改判不受 理	撤銷改判管轄 錯誤	撤銷改判發回 原審法院	撤回	其他
科刑 Individuals Sentenced															免除 其刑	Revoca- tion of previous judgment by new judgment but of exemption from prosecu- tion	Revoca- tion of previous judgment by new judgment but of non- entertain- ment	Revocati- on of previous judgment by new judgment but of wrong jurisdic- tion	Revoca- tion of previous judgment and returned back to original court	With- drawn	Other
死刑 Death Sent- ence	無期 徒 刑 Life Sent- ence	有刑徒刑 Timed imprisonments									拘役 Deten- tion	罰金 Punitive fine	免除 其刑 Penalty released	撤銷改判免訴	撤銷改判不受 理	撤銷改判管轄 錯誤	撤銷改判發回 原審法院	撤回	其他		
		六月以 下 6 or less than 6 months	逾六月 至一年 以下 Over 6 months to 1 year	逾一年 至二年 以下 Over 1 year to 2 years	逾二年 至三年 以下 Over 2 years to 3 years	逾三年 至五年 以下 Over 3 years to 5 years	逾五年 至七年 以下 Over 5 years to 7 years	逾七年 至十年 以下 Over 7 years to 10 years	逾十年 至十五 年以下 Over 10 years to 15 years	逾十五 年 Over 15 years											
-	-	1	-	-	-	-	-	-	-	-	4	-	-	-	-	-	-	1	1	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3	-	
-	-	13	5	1	-	-	-	-	-	-	-	-	-	-	1	-	-	-	15	3	
-	-	13	5	1	-	-	-	-	-	-	-	-	-	-	1	-	-	-	15	3	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
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-	-	-	2	-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	9	-	
-	-	1	2	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-	-	
-	-	-	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	5	-	

### 13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續二十)

(保安處分、緩刑、從刑、累犯、得易科罰金及減刑人數)

中華民國 104 年

單位：人

罪名別 Crime Type	保安處分人數 Number of persons of rehabilitative measures								緩刑人數		
	合計 Total	感化教育 Re-formatory education	監護 Guardian	禁戒 Compul-sory cure	強制工作 Compul-sory work	強制治療 Compul-sory treatment	保護管束 Probation	驅逐出境 Expel from the country	合計 Total		
									六月以下 有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine
違反各種稅法 Violation of various taxation laws	-	-	-	-	-	-	-	-	-	3	-
違反菸酒管理法 Violation of tobacco and alcohol management law	2	-	-	-	-	-	2	-	2	-	-
妨害國幣懲治條例 Violation of the punishment for impairment of state currency act	-	-	-	-	-	-	-	-	-	-	-
違反醫師法 Violation of the physicians law	3	-	-	-	-	-	3	-	-	6	-
違反藥事法 Violation of the pharmaceutical affairs act	1	-	-	-	-	-	1	-	10	3	-
偽藥 Counterfeit medicine	1	-	-	-	-	-	1	-	10	3	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-
違反麻醉藥品管理條例 Violation of the anaesthetics control act	-	-	-	-	-	-	-	-	-	-	-
違反著作權法 Violation of the copyright law	-	-	-	-	-	-	-	-	-	-	-
違法重製罪 Offence of unlawful reproduction	-	-	-	-	-	-	-	-	-	-	-
移轉所有權或公開陳列持有侵害著作權 Infringement of copyright by means of transfer of ownership, public display or possession	-	-	-	-	-	-	-	-	-	-	-
公開上映或改作出租侵害著作財產權 Infringement of copyright by means of public presentation, adaptation, or renting	-	-	-	-	-	-	-	-	-	-	-
侵害著作權或違法將重製物銷售國外 Infringement of copyright or unlawful sale of reproduced articles abroad	-	-	-	-	-	-	-	-	-	-	-
侵害著作權犯罪之常業犯 Offense of occupational infringement of copyright	-	-	-	-	-	-	-	-	-	-	-
違法重製銷售受保護之外國著作翻譯 Unlawful reproduction or sale of foreign works or translations under protection	-	-	-	-	-	-	-	-	-	-	-
違法利用他人著作罪 Offense of unlawful use of another person's work of authorship	-	-	-	-	-	-	-	-	-	-	-
虛偽記載登記罪 Offense of false entry or registration	-	-	-	-	-	-	-	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-
違反建築法 Violation of the building law	-	-	-	-	-	-	-	-	-	-	-
違反公平交易法 Violation of the fair trade act	-	-	-	-	-	-	-	-	1	2	-
違反山坡地保育利用條例 Violation of the mountain slopes conservation and utilization law	-	-	-	-	-	-	-	-	1	1	-
違反野生動物保育法 Violation of the wildlife conservation law	-	-	-	-	-	-	-	-	-	1	-
違反水污染防治法 Violation of the water pollution control law	-	-	-	-	-	-	-	-	-	-	-
違反兩岸關係條例 Violation of the cross-strait relations act	5	-	-	-	-	-	5	-	1	17	-

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 20)

2015

Unit: individual

Number of persons suspended of punishment						從刑 Accessory penalties				累犯 人數 Number of recidivists	得易科罰金人數 Number of persons whose penalties may be commuted to fines		減刑人數 Number of defendants eligible for reduced penalties		
普通被告 General defendants			少年被告 Juvenile defendants			褫奪公 權人數 Number of persons deprived of civil rights	沒收件數 Number of confisca- tion cases	沒收沒追 徵、追繳 或抵償件 數 Number of confisca- tion and payment	追徵、追 繳或抵償 件數 Number of payment		Number of persons whose penalties may be commuted to fines		Number of defendants eligible for reduced penalties		
六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine	六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine						六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	拘役	依九十六 年減刑 條例 As the Reduction of Penalties Act of 2007	依八十年 減刑條例 As the Reduction of Penalties Act of 1991	依七十七 年減刑 條例 As the Reduction of Penalties Act of 1988
-	3	-	-	-	-	-	-	-	-	-	3	6	2	-	-
2	-	-	-	-	-	-	2	-	-	1	7	-	-	-	-
-	-	-	-	-	-	-	3	-	-	1	-	-	-	-	-
-	6	-	-	-	-	-	5	-	-	2	4	-	-	-	-
10	3	-	-	-	-	-	52	1	-	43	4	1	1	-	-
10	3	-	-	-	-	-	52	1	-	43	4	-	1	-	-
-	-	-	-	-	-	-	-	-	-	-	-	1	-	-	-
-	-	-	-	-	-	-	2	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
1	2	-	-	-	-	-	1	-	-	-	16	-	-	-	-
1	1	-	-	-	-	-	1	-	-	-	2	-	-	-	-
-	1	-	-	-	-	-	2	-	-	-	3	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
1	17	-	-	-	-	-	10	-	-	15	2	-	14	-	-

13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續二一)

中華民國 104 年

單位：件；人

罪名別 Crime Type	終結 件數 Cases closed	被告人數																
		合計	上訴駁回 Appeals dismissed															
			科刑 Individuals Sentenced											免除 其刑 Penalty releas- ed	無罪 Acquit- ed			
			死刑 Death Sent- ence	無期 徒刑 Life Sent- ence	有期徒刑 Timed imprisonments											拘役 Deten- tion	罰金 Punitiv- e fine	
六月 以下 6 or less than 6 months	逾六 月至 一年 以下 Over 6 months to 1 year	逾一 年至 二年 以下 Over 1 year to 2 years			逾二 年至 三年 以下 Over 2 years to 3 years	逾三 年至 五年 以下 Over 3 years to 5 years	逾五 年至 七年 以下 Over 5 years to 7 years	逾七 年至 十年 以下 Over 7 years to 10 years	逾十 年至 十五 年 以下 Over 10 years to 15 years	逾十 五年 Over 15 years								
違反公司法 Violation of the company law	12	23	-	-	7	1	-	-	-	-	-	-	-	-	-	-	-	6
違反食品安全衛生管理法 Violation of the food sanitation control law	3	7	-	-	2	-	-	-	-	-	-	-	-	-	-	-	-	-
違反專利法 Violation of the patent law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
偽造專利品罪 Offense of forgery of patented articles	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
竊用專利方法罪 Offense of wrongful use a patented process	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
販賣陳列輸入偽造之專利品罪 Sale, display or importation of forged patented articles	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
虛偽標示罪 Offense of false marking	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反商標法 Violation of the trademark law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
侵害他人商標罪 Offense of trademark infringement	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
販賣陳列輸入仿冒商標罪 Offense of sale, display, importation or exportation of counterfeit trademark	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
惡意使用他人商標文字罪 Offense of malicious use of another person's trademarked words	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反槍砲彈藥刀械管制條例 Violation of the guns, explosives and knives control act	485	572	-	-	8	2	49	24	165	42	7	-	-	-	-	-	-	25
國家安全法 National security law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
集會遊行法 Mass gathering and demonstration act	3	7	-	-	-	-	-	-	-	-	-	-	-	-	1	-	-	6
違反銀行法 Violation of the banking law	60	270	-	-	1	5	5	1	9	3	2	-	-	-	-	-	-	70
違反選舉罷免法 Violation of the election and recall law	152	207	-	-	9	1	52	5	13	-	-	-	-	-	-	-	-	38
違反兒童及少年性交易防制條例 Violation of the children's and juvenile's sexual transaction prevention act	86	154	-	-	13	2	5	1	12	-	-	-	-	1	-	-	-	20
違反兒童及少年福利法 Violation of the children's and juvenile's welfare law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反洗錢防制法 Violation of the Money Laundering Control Act	2	15	-	-	-	3	-	4	-	-	-	-	-	-	-	-	-	6
其他 Other	502	1 087	-	-	143	55	41	4	1	-	1	-	-	47	40	-	-	236
併案裁判 consolidated judgments	314	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 21)

2015

Unit: case; individual

Defendants																		
撤銷改判維持原刑期 Revocation of previous judgment by new judgment but with same period of imprisonment																		
免訴 Not prose- cutable	不受理 Case declined	管轄 錯誤 Mistake of compe- tency	科刑 Individuals Sentenced												免除 其刑 Penalty released	無罪 Acquitted		
			死刑 Death Sent- ence	無期 徒刑 Life Sent- ence	有刑徒刑 Timed imprisonments												拘役 Deten- tion	罰金 Punitive fine
					六月以 下 6 or less than 6 months	逾六月 至一年 以下 Over 6 months to 1 year	逾一年 至二年 以下 Over 1 year to 2 years	逾二年 至三年 以下 Over 2 years to 3 years	逾三年 至五年 以下 Over 3 years to 5 years	逾五年 至七年 以下 Over 5 years to 7 years	逾七年 至十年 以下 Over 7 years to 10 years	逾十年 至十五 年以下 Over 10 years to 15 years	逾十五 年 Over 15 years					
-	-	-	-	-	3	1	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	3	1	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
1	1	-	-	-	-	2	6	3	40	21	3	-	-	-	-	-	1	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	22	1	4	1	4	-	-	-	-	-	
-	-	-	-	-	1	3	28	2	5	-	-	-	-	-	-	-	-	
-	-	-	-	-	3	1	12	9	20	1	-	1	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	
3	8	-	-	1	59	11	19	3	4	1	-	2	-	1	7	-	1	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	

### 13. 高等法院及分院受理刑事第二審案件裁判結果—按罪名別分(續二二)

中華民國 104 年

單位：人

罪名別 Crime Type	被告人數													免除 其刑 Penalty released	無罪 Acquitted
	撤銷改判減免或無罪 Revocation of previous judgment by new judgment but with reduced penalty or not guilty														
	無期 徒刑 Life Sent- ence	科刑 Individuals Sentenced									拘役 Deten- tion	罰金 Punitive fine			
		有刑徒刑 Timed imprisonments													
	六月以 下 6 or less than 6 months	逾六月 至一年 以下 Over 6 months to 1 year	逾一年 至二年 以下 Over 1 year to 2 years	逾二年 至三年 以下 Over 2 years to 3 years	逾三年 至五年 以下 Over 3 years to 5 years	逾五年 至七年 以下 Over 5 years to 7 years	逾七年 至十年 以下 Over 7 years to 10 years	逾十年 至十五 年以下 Over 10 years to 15 years	逾十五 年 Over 15 years						
違反公司法 Violation of the company law	-	2	1	-	-	-	-	-	-	-	1	-	-	-	
違反食品安全衛生管理法 Violation of the food sanitation control law	-	-	1	-	-	-	-	-	-	-	-	-	-	-	
違反專利法 Violation of the patent law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
偽造專利品罪 Offense of forgery of patented articles	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
竊用專利方法罪 Offense of wrongful use a patented process	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
販賣陳列輸入偽造之專利品罪 Sale, display or importation of forged patented articles	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
虛偽標示罪 Offense of false marking	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
違反商標法 Violation of the trademark law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
侵害他人商標罪 Offense of trademark infringement	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
販賣陳列輸出仿冒商標罪 Offense of sale, display, importation or exportation of counterfeit trademark	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
惡意使用他人商標文字罪 Offense of malicious use of another person's trademarked words	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
違反槍砲彈藥刀械管制條例 Violation of the guns, explosives and knives control act	-	2	4	20	12	19	10	4	-	-	-	-	-	4	
國家安全法 National security law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
集會遊行法 Mass gathering and demonstration act	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
違反銀行法 Violation of the banking law	-	-	2	23	11	22	8	3	1	-	-	1	-	1	
違反選舉罷免法 Violation of the election and recall law	-	1	-	16	1	6	-	-	-	-	-	-	-	3	
違反兒童及少年性交易防制條例 Violation of the children's and juvenile's sexual transaction prevention act	-	5	-	6	4	14	2	-	1	-	-	-	-	3	
違反兒童及少年福利法 Violation of the children's and juvenile's welfare law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
違反洗錢防制法 Violation of the Money Laundering Control Act	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
其他 Other	-	82	16	58	19	18	8	2	1	-	6	5	-	43	

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 22)

2015

Unit: case; individual

Defendants																			
撤銷改判加重 Revocation of previous judgment by new judgment but with increased penalty													撤銷改判免訴	撤銷改判不受理	撤銷改判管轄錯誤	撤銷改判發回原審法院	撤回	其他	
死刑 Death Sentence	無期徒刑 Life Sentence	科刑 Individuals Sentenced									免除其刑 Penalty released	Revocation of previous judgment by new judgment but of exemption from prosecution	Revocation of previous judgment by new judgment but of non-entertainment	Revocation of previous judgment by new judgment but of wrong jurisdiction	Revocation of previous judgment and returned back to original court	Withdrawn	Other		
		有刑徒刑 Timed imprisonments																	
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years	拘役 Detention	罰金 Punitive fine							
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	1	1	1	3	14	10	3	-	-	-	-	-	1	-	-	2	59	2
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	4	12	1	27	2	13	1	-	-	-	-	-	2	-	1	5	1
-	-	2	-	8	1	1	-	-	-	-	-	-	-	1	-	-	-	10	-
-	-	1	2	-	-	5	-	-	2	-	-	-	-	-	-	-	-	8	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-
-	-	38	3	8	1	5	1	2	-	-	8	10	1	1	4	-	8	48	3

### 13. 高等法院及分院受理刑事第二審案件裁判結果一按罪名別分(續二三完)

(保安處分、緩刑、從刑、累犯、得易科罰金及減刑人數)

中華民國 104 年

單位：人

罪名別 Crime Type	保安處分人數 Number of persons of rehabilitative measures								緩刑人數			
	合計 Total	感化教育 Re-formatory education	監護 Guardian	禁戒 Compul-sory cure	強制工作 Compul-sory work	強制治療 Compul-sory treatment	保護管束 Probation	驅逐出境 Expel from the country	合計 Total			
									六月以下 有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine	
違反公司法 Violation of the company law	-	-	-	-	-	-	-	-	-	-	-	1
違反食品安全衛生管理法 Violation of the food sanitation control law	-	-	-	-	-	-	-	-	2	1	-	-
違反專利法 Violation of the patent law	-	-	-	-	-	-	-	-	-	-	-	-
偽造專利品罪 Offense of forgery of patented articles	-	-	-	-	-	-	-	-	-	-	-	-
竊用專利方法罪 Offense of wrongful use a patented process	-	-	-	-	-	-	-	-	-	-	-	-
販賣陳列輸入偽造之專利品罪 Sale, display or importation of forged patented articles	-	-	-	-	-	-	-	-	-	-	-	-
虛偽標示罪 Offense of false marking	-	-	-	-	-	-	-	-	-	-	-	-
違反商標法 Violation of the trademark law	-	-	-	-	-	-	-	-	-	-	-	-
侵害他人商標罪 Offense of trademark infringement	-	-	-	-	-	-	-	-	-	-	-	-
販賣陳列輸出入仿冒商標罪 Offense of sale, display, importation or exportation of counterfeit trademark	-	-	-	-	-	-	-	-	-	-	-	-
惡意使用他人商標文字罪 Offense of malicious use of another person's trademarked words	-	-	-	-	-	-	-	-	-	-	-	-
違反槍砲彈藥刀械管制條例 Violation of the guns, explosives and knives control act	18	-	2	-	2	-	14	-	-	18	-	-
國家安全法 National security law	-	-	-	-	-	-	-	-	-	-	-	-
集會遊行法 Mass gathering and demonstration act	-	-	-	-	-	-	-	-	-	-	-	-
違反銀行法 Violation of the banking law	2	-	-	-	-	-	2	-	1	47	-	-
違反選舉罷免法 Violation of the election and recall law	55	-	-	-	-	-	55	-	3	93	-	-
違反兒童及少年性交易防制條例 Violation of the children's and juvenile's sexual transaction prevention act	9	-	-	-	-	-	9	-	8	8	1	-
違反兒童及少年福利法 Violation of the children's and juvenile's welfare law	-	-	-	-	-	-	-	-	-	-	-	-
違反洗錢防制法 Violation of the Money Laundering Control Act	-	-	-	-	-	-	-	-	-	3	-	-
其他 Other	36	-	1	-	5	-	29	1	86	79	5	-

### 13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. End)

2015

Unit: individual

Number of persons suspended of punishment						從刑 Accessory penalties				累犯 人數 Number of recidivists	得易科罰金人數 Number of persons whose penalties may be commuted to fines		減刑人數 Number of defendants eligible for reduced penalties		
普通被告 General defendants			少年被告 Juvenile defendants			褫奪公 權人數 Number of persons deprived of civil rights	沒收件數 Number of confisca- tion cases	沒收沒追 徵、追繳 或抵償件 數 Number of confisca- tion and payment	追徵、追 繳或抵償 件數 Number of payment		Number of persons whose penalties may be commuted to fines		Number of defendants eligible for reduced penalties		
六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine	六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	逾六月有 期徒刑 Timed imprison- ments more than 6 months	拘役罰金 Detention or punitive fine						六月以下 有期徒刑 Timed imprison- ments of 6 or less than 6 months	拘役 Detention	依九十六 年減刑 條例 As the Reduction of Penalties Act of 2007	依八十年 減刑條例 As the Reduction of Penalties Act of 1991	依七十七 年減刑 條例 As the Reduction of Penalties Act of 1988
-	-	1	-	-	-	-	-	-	-	1	13	1	7	-	-
2	1	-	-	-	-	-	-	3	-	-	6	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	18	-	-	-	-	-	393	4	-	205	29	1	1	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	1	-	-	-
1	47	-	-	-	-	-	-	16	4	-	9	1	-	5	-
3	93	-	-	-	-	155	92	4	-	6	11	-	-	-	-
8	8	1	-	-	-	-	16	18	-	15	19	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	3	-	-	-	-	-	-	1	-	-	-	-	-	-	-
86	79	5	-	-	-	1	48	9	-	72	326	64	120	-	-