14.最高法院刑事上訴確定案件裁判結果－按罪名別分

中華民國 102 年　　單位：人

罪名別 Crime type	合計 Total	科刑							
		計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑				
					小計 Subtotal	一年以下 1 or less than 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
合計 Total	**6 572**	**6 161**	**3**	**46**	**6 089**	**1 825**	**729**	**408**	**1 223**
普通刑法計 Subtotal of general criminal law	2 705	2 492	3	32	2 451	954	317	100	453
內亂罪 Offenses against the internal security of the state	-	-	-	-	-	-	-	-	-
外患罪 Offenses against the external security of the state	2	2	-	-	2	1	1	-	-
妨害國交罪 Offenses of interference with relations with other states	-	-	-	-	-	-	-	-	-
瀆職罪 Offenses of malfeasance in office	30	8	-	-	8	6	2	-	-
妨害公務罪 Offenses of interference with public functions	7	7	-	-	7	6	1	-	-
妨害投票罪 Offenses of interference with voting	33	33	-	-	33	33	-	-	-
妨害秩序罪 Offenses of interference with public order	-	-	-	-	-	-	-	-	-
脫逃罪 Offenses of escape	1	1	-	-	1	-	1	-	-
藏匿人犯及湮滅證據罪 Offenses of concealment of offenders and destruction of evidence	1	-	-	-	-	-	-	-	-
偽證罪 Offenses of perjury	45	34	-	-	34	32	2	-	-
誣告罪 Offenses of malicious accusation	83	63	-	-	63	60	3	-	-
公共危險罪 Offenses against public safety	156	152	-	-	150	126	11	6	5
放火 Arson	11	11	-	-	11	2	3	-	5
燒燬建築物及住宅 Destruction by fire of building and residence	7	7	-	-	7	-	1	-	5
燒燬其他物件 Destruction by fire of other objects	4	4	-	-	4	2	2	-	-
失火 Negligent fire	-	-	-	-	-	-	-	-	-
燒燬建築物及住宅 Destruction by fire of building and residence	-	-	-	-	-	-	-	-	-
燒燬其他物件 Destruction by fire of other objects	-	-	-	-	-	-	-	-	-
違背建築術成規 Violation of building practice	-	-	-	-	-	-	-	-	-
妨害衛生安全 Obstruction to sanitation	1	1	-	-	1	1	-	-	-
漏逸氣體 Gas leak	-	-	-	-	-	-	-	-	-
妨害交通安全 Obstruction to traffic safety	144	140	-	-	138	123	8	6	-
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	15	15	-	-	15	2	7	5	-
肇事致人死傷逃逸 Hit and run	124	121	-	-	121	119	1	1	-
其他 Other	5	4	-	-	2	2	-	-	-
危險物 Hazard materials	-	-	-	-	-	-	-	-	-
爆裂物 Explosives	-	-	-	-	-	-	-	-	-
核能放射線 Nuclear radiation	-	-	-	-	-	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-

14. Results of Judgments and Rulings of Criminal Appeal Cases Concluded by the Supreme Court – by Crime Type

2013 Unit: individual

Type of sentence					免刑	無罪	免訴	不受理	管轄錯誤	其他	緩刑	保安處分
Time imprisonments			拘役	罰金								
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 Over 10 years	Detention	Punitive fine	Penalty released	Acquitted	Not prosecu-table	Case declined	Mistake in Jurisdictio-n	Other	Suspensi-on of punishme-nt	Re-habilitative measures
406	**977**	**521**	**11**	**12**	**-**	**344**	**2**	**55**	**-**	**10**	**3**	2
133	390	104	5	1	-	166	1	40	-	6	2	1
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	22	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	1	-	-	-	-	-	-
-	-	-	-	-	-	10	-	1	-	-	-	-
-	-	-	-	-	-	20	-	-	-	-	-	-
1	1	-	2	-	-	4	-	-	-	-	-	-
-	1	-	-	-	-	-	-	-	-	-	-	-
-	1	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
1	-	-	2	-	-	4	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
1	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	3	-	-	-	-	-	-
-	-	-	2	-	-	1	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-

14.最高法院刑事上訴確定案件裁判結果－按罪名別分(續一)

中華民國 102 年　　單位：人

罪名別 Crime type	合計 Total	科刑							
		計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑				
					小計 Subtotal	一年以下 1 or less than 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
偽造貨幣罪 Offenses of counterfeiting currency	6	6	-	-	6	-	-	1	5
偽造有價證券罪 Offenses of counterfeiting valuable securities	119	115	-	-	115	7	31	13	62
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	462	407	-	-	405	254	123	17	9
偽造變造私文書 Forgery or alteration of private documents	285	245	-	-	245	208	23	6	8
偽造變造公文書 Forgery or alteration of public documents	120	118	-	-	118	19	85	11	1
偽造變造特種文書 Forgery or alteration of special documents	-	-	-	-	-	-	-	-	-
公文書不實登載 False entry in public documents	40	34	-	-	34	20	14	-	-
使公務員登載不實 Causing a functionary to make false entries in public documents	6	3	-	-	2	2	-	-	-
業務上文書登載不實 False entry in occupational documents	10	6	-	-	5	5	-	-	-
偽造盜用印文或署押 Forgery or unauthorized use of impression of a seal or signature	-	-	-	-	-	-	-	-	-
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	-	1	-	-
妨害性自主罪 Offenses against sextual autonomy	624	591	-	2	589	65	46	27	265
強制性交猥褻 Forced sexual intercourse or obscene act	617	586	-	-	586	65	45	26	264
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	2	2	-	2	-	-	-	-	-
其他 Other	5	3	-	-	3	-	1	1	1
妨害風化罪 Offenses against sexual morality	82	80	-	-	80	68	4	1	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	82	80	-	-	80	68	4	1	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, book or article	-	-	-	-	-	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-
妨害婚姻及家庭罪 Offenses against marriage and family	9	9	-	-	9	4	5	-	-

14. Results of Judgments and Rulings of Criminal Appeal Cases Concluded by the Supreme Court – by Crime Type(Cont. 1)

2013 Unit: individual

Type of sentence					免刑	無罪	免訴	不受理	管轄錯誤	其他	緩刑	保安處分
Time imprisonments			拘役	罰金								
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 Over 10 years	Detention	Punitive fine	Penalty released	Acquitted	Not prosecu-table	Case declined	Mistake in Jurisdictio-n	Other	Suspensi-on of punishme-nt	Re-habilitative measures
-	-	-	-	-	-	-	-	-	-	-	-	-
1	1	-	-	-	-	2	-	-	-	2	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
2	-	-	2	-	-	46	-	7	-	2	-	-
-	-	-	-	-	-	34	-	4	-	2	-	-
2	-	-	-	-	-	-	-	2	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	5	-	1	-	-	-	-
-	-	-	1	-	-	3	-	-	-	-	-	-
-	-	-	1	-	-	4	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
27	151	8	-	-	-	30	-	2	-	1	1	1
27	151	8	-	-	-	28	-	2	-	1	1	1
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	2	-	-	-	-	-	-
2	1	-	-	-	-	1	-	1	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
2	1	-	-	-	-	1	-	1	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-

14.最高法院刑事上訴確定案件裁判結果－按罪名別分(續二)

中華民國 102 年　　單位：人

罪名別 Crime type	合計 Total	科刑							
		計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑				
					小計 Subtotal	一年以下 1 or less than 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
褻瀆祀典及侵害墳墓屍體罪 Offenses against religion, graves, and corpses	1	1	-	-	1	1	-	-	-
妨害農工商罪 Offenses against agriculture, industry & commerce	-	-	-	-	-	-	-	-	-
賭博罪 Offenses of gambling	1	1	-	-	1	1	-	-	-
單純賭博 Simple gambling	1	1	-	-	1	1	-	-	-
供給賭博場所等賭博 Gamble of providing gambling places and the like	-	-	-	-	-	-	-	-	-
殺人罪 Offenses of homicide	254	231	2	21	208	48	10	7	11
殺人 Homicide	183	173	2	21	150	-	-	7	11
既遂 Consummation	108	102	2	21	79	-	-	-	-
普通殺人 General homicide	105	99	1	19	79	-	-	-	-
殺害直系尊親屬 Homicide of lineal ascendants by blood	3	3	1	2	-	-	-	-	-
未遂 Attempt	75	71	-	-	71	-	-	7	11
普通殺人 General homicide	75	71	-	-	71	-	-	7	11
殺害直系尊親屬 Homicide of lineal ascendants by blood	-	-	-	-	-	-	-	-	-
過失致死 Manslaughter	71	58	-	-	58	48	10	-	-
一般過失致人於死 General negligent killing	1	1	-	-	1	-	1	-	-
醫師業務過失致人於死 Occupational negligent killing by a physician	5	1	-	-	1	1	-	-	-
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	42	38	-	-	38	30	8	-	-
交通一般過失致人於死 General negligent killing by a driver	3	3	-	-	3	3	-	-	-
其他業務過失致人於死 Other occupational negligent killing	20	15	-	-	15	14	1	-	-

14. Results of Judgments and Rulings of Criminal Appeal Cases Concluded by the Supreme Court – by Crime Type(Cont. 2)

2013 Unit: individual

Type of sentence					免刑	無罪	免訴	不受理	管轄錯誤	其他	緩刑	保安處分
Time imprisonments			拘役	罰金								
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 Over 10 years	Detention	Punitive fine	Penalty released	Acquitted	Not prosecu-table	Case declined	Mistake in Jurisdictio-n	Other	Suspensi-on of punishme-nt	Re-habilitative measures
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
39	20	73	-	-	-	18	1	3	-	1	1	-
39	20	73	-	-	-	6	-	3	-	1	-	-
3	6	70	-	-	-	3	-	2	-	1	-	-
3	6	70	-	-	-	3	-	2	-	1	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
36	14	3	-	-	-	3	-	1	-	-	-	-
36	14	3	-	-	-	3	-	1	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	12	1	-	-	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	4	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	4	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	4	1	-	-	-	1	-

14.最高法院刑事上訴確定案件裁判結果－按罪名別分(續三)

中華民國 102 年　　單位：人

罪名別 Crime type	合計 Total	科刑							
		計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑				
					小計 Subtotal	一年以下 1 or less than 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
傷害罪 Offenses of causing bodily harm	216	210	-	-	210	44	13	9	46
傷害直系尊親屬 Bodily harm of lineal ascendants by blood	2	2	-	-	2	2	-	-	-
重傷害 Serious bodily harm	25	25	-	-	25	-	1	9	2
傷害致死 Bodily harm resulting in death	90	90	-	-	90	-	-	-	10
醫師業務過失傷害 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	-	-	2	1	1	-	-
交通一般過失傷害 General negligent bodily harm by a driver	-	-	-	-	-	-	-	-	-
其他業務過失傷害 Other occupational negligent bodily harm	-	-	-	-	-	-	-	-	-
其他 Other	97	91	-	-	91	41	11	-	34
墮胎罪 Offenses of abortion	-	-	-	-	-	-	-	-	-
遺棄罪 Offenses of abandonment	2	2	-	-	2	2	-	-	-
妨害自由罪 Offenses against personal liberty	127	117	-	-	116	87	20	4	3
使人為奴隸及買賣質押人口 Enslavement of, trade in, and pawning of, persons	1	1	-	-	1	-	-	-	-
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	119	112	-	-	111	83	20	4	3
強制罪 Coercion offense	5	2	-	-	2	2	-	-	-
恐嚇危害安全 Obstruction of safety by threat	2	2	-	-	2	2	-	-	-
侵入或滯留 Trespassing on, or lingering in, a property	-	-	-	-	-	-	-	-	-
違法搜索 Illegal search	-	-	-	-	-	-	-	-	-

14. Results of Judgments and Rulings of Criminal Appeal Cases Concluded by the Supreme Court – by Crime Type(Cont. 3)

2013 Unit: individual

Type of sentence					免刑	無罪	免訴	不受理	管轄錯誤	其他	緩刑	保安處分
Time imprisonments			拘役	罰金								
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 Over 10 years	Detention	Punitive fine	Penalty released	Acquitted	Not prosecu-table	Case declined	Mistake in Jurisdictio-n	Other	Suspensi-on of punishme-nt	Re-habilitative measures
20	65	13	-	-	-	3	-	3	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
11	2	-	-	-	-	-	-	-	-	-	-	-
5	62	13	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
4	1	-	-	-	-	3	-	3	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
1	1	-	1	-	-	10	-	-	-	-	-	-
1	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	1	-	1	-	-	7	-	-	-	-	-	-
-	-	-	-	-	-	3	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-

14.最高法院刑事上訴確定案件裁判結果－按罪名別分(續四)

中華民國 102 年　　單位：人

罪名別 Crime type	合計 Total	科刑							
		計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑				
					小計 Subtotal	一年以下 1 or less than 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
妨害名譽及信用罪 Offenses against personal reputation & credits	4	4	-	-	4	4	-	-	-
妨害秘密罪 Offenses relating to protection of secrets	6	6	-	-	6	6	-	-	-
竊盜罪 Offenses of larceny	11	9	-	-	9	7	2	-	-
普通竊盜竊占 Common theft and theft of movables or immovables	9	7	-	-	7	6	1	-	-
加重竊盜 Severe theft	2	2	-	-	2	1	1	-	-
常業竊盜 Occupational theft	-	-	-	-	-	-	-	-	-
強盜罪 Offenses of robbery	238	233	-	8	225	-	-	4	26
搶奪及海盜罪 Offenses of snatch of property and piracy	36	36	-	-	36	22	13	1	-
侵占罪 Offenses of misappropriation	25	23	-	-	22	14	5	1	1
普通侵占 Common embezzlement	5	5	-	-	5	4	1	-	-
公務公益侵占 Official embezzlement	4	4	-	-	4	-	3	1	-
業務侵占 Occupational embezzlement	15	13	-	-	13	10	1	-	1
侵占遺失物 Embezzlement of lost articles	1	1	-	-	-	-	-	-	-
詐欺罪 Offenses of fraud	78	70	-	-	70	33	13	8	14
一般詐欺 Common fraud	40	36	-	-	36	27	8	-	1
常業詐欺 Occupational fraud	38	34	-	-	34	6	5	8	13
背信罪 Offenses of breach of trust	7	7	-	-	7	5	1	-	1
重利罪 Offenses of usury	-	-	-	-	-	-	-	-	-
恐嚇取財罪 Offenses of obtaining property by threats	20	20	-	-	20	13	7	-	-
擄人勒贖罪 Offenses of kidnapping for ransom	8	8	1	1	6	-	2	1	1
贓物罪 Offenses relating to illegally obtained property	-	-	-	-	-	-	-	-	-
毀棄損壞罪 Offenses of destruction, abandonment, and damage of property	8	3	-	-	3	2	1	-	-
妨害電腦使用罪 Offenses of impairment to use of computers	3	3	-	-	3	3	-	-	-

14. Results of Judgments and Rulings of Criminal Appeal Cases Concluded by the Supreme Court – by Crime Type(Cont. 4)

2013 Unit: individual

Type of sentence					免刑	無罪	免訴	不受理	管轄錯誤	其他	緩刑	保安處分
Time imprisonments			拘役	罰金								
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 Over 10 years	Detention	Punitive fine	Penalty released	Acquitted	Not prosecu-table	Case declined	Mistake in Jurisdictio-n	Other	Suspensi-on of punishme-nt	Re-habilitative measures
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	2	-	-	-	-	-	-
-	-	-	-	-	-	2	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
38	148	9	-	-	-	5	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	1	-	-	1	-	2	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	1	-	-	-	-	2	-	-	-	-	-	-
-	-	-	-	1	-	-	-	-	-	-	-	-
2	-	-	-	-	-	8	-	-	-	-	-	-
-	-	-	-	-	-	4	-	-	-	-	-	-
2	-	-	-	-	-	4	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	1	1	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	4	-	1	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-

14.最高法院刑事上訴確定案件裁判結果－按罪名別分(續五)

中華民國 102 年　　單位：人

罪名別 Crime type	合計 Total	科刑							
		計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑				
					小計 Subtotal	一年以下 1 or less than 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
特別刑事法令計 Subtotal of special criminal law	**3 867**	**3 669**	**-**	**14**	**3 638**	**871**	**412**	**308**	**770**
貪污治罪條例 Punishment of corruption act	352	265	-	-	265	37	34	35	44
懲治盜匪條例 Punishment of thiefs 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	7	7	-	-	4	4	-	-	-
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	8	8	-	-	8	6	2	-	-
違反森林法 Violation of the forestry law	64	62	-	-	62	56	6	-	-
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	2 407	2 369	-	13	2 356	474	172	217	437
製造運輸販賣 Manufacture, transport, or sale	1 847	1 813	-	13	1 800	3	105	213	432
施用 Use	486	482	-	-	482	442	39	-	1
其他 Other	74	74	-	-	74	29	28	4	4
陸海空軍刑法 Criminal law of the armed forces	2	2	-	-	2	1	1	-	-
違反水利法 Violation of the irrigation management law	1	1	-	-	1	1	-	-	-
違反電業法 Violation of the electricity management law	5	5	-	-	4	4	-	-	-
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	2	-	-	2	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	-	-	-	-	-	-	-	-	-
違反勞工安全衛生法 Violation of the labor safety and health law	3	-	-	-	-	-	-	-	-

14. Results of Judgments and Rulings of Criminal Appeal Cases Concluded by the Supreme Court – by Crime Type(Cont. 5)

2013 Unit: individual

Type of sentence					免刑	無罪	免訴	不受理	管轄錯誤	其他	緩刑	保安處分
Time imprisonments			拘役	罰金								
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 Over 10 years	Detention	Punitive fine	Penalty released	Acquitted	Not prosecu-table	Case declined	Mistake in Jurisdictio-n	Other	Suspensi-on of punishme-nt	Re-habilitative measures
273	**587**	**417**	**6**	**11**	**-**	**178**	**1**	**15**	**-**	**4**	**1**	1
49	24	42	-	-	-	83	-	4	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	3	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	2	-	-	-	-	1	1
-	-	-	-	-	-	-	-	-	-	-	-	-
157	529	370	-	-	-	35	-	2	-	1	-	-
152	528	367	-	-	-	33	-	-	-	1	-	-
-	-	-	-	-	-	2	-	2	-	-	-	-
5	1	3	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	1	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	3	-	-	-	-	-	-

14.最高法院刑事上訴確定案件裁判結果－按罪名別分(續六)

中華民國 102 年　　單位：人

罪名別 Crime type	合計 Total	科刑							
		計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑				
					小計 Subtotal	一年以下 1 or less than 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
違反各種稅法 Violation of various taxation laws	14	14	-	-	14	13	1	-	-
違反臺灣省菸酒專賣條例 Violation of the taiwan provincial tobacco and alcohol monopoly act	-	-	-	-	-	-	-	-	-
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	9	9	-	-	9	8	1	-	-
違反藥事法 Violation of the pharmaceutical affairs act	52	50	-	-	49	38	3	3	1
偽藥 Counterfeit medicine	51	50	-	-	49	38	3	3	1
其他 Other	1	-	-	-	-	-	-	-	-
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	29	14	-	-	13	12	1	-	-
違法重製罪 Offence of unlawful reproduction	27	12	-	-	11	10	1	-	-
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	2	2	-	-	2	2	-	-	-
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	-	-	-	-	-	-	-	-	-
違反山坡地保育利用條例 Violation of the mountain slopes conservation and utilization law	4	3	-	-	3	3	-	-	-
違反野生動物保育法 Violation of the wildlife conservation law	3	3	-	-	3	3	-	-	-
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	67	64	-	-	64	24	30	2	8

14. Results of Judgments and Rulings of Criminal Appeal Cases Concluded by the Supreme Court – by Crime Type(Cont. 6)

2013 Unit: individual

Type of sentence					免刑	無罪	免訴	不受理	管轄錯誤	其他	緩刑	保安處分
Time imprisonments			拘役	罰金								
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 Over 10 years	Detention	Punitive fine	Penalty released	Acquitted	Not prosecu-table	Case declined	Mistake in Jurisdictio-n	Other	Suspensi-on of punishme-nt	Re-habilitative measures
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
3	1	-	-	1	-	1	-	-	-	1	-	-
3	1	-	-	1	-	1	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	1	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	1	-	8	-	7	-	-	-	-
-	-	-	-	1	-	8	-	7	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	1	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	3	-	-	-	-	-	-

14.最高法院刑事上訴確定案件裁判結果－按罪名別分(續七完)

中華民國 102 年　　單位：人

罪名別 Crime type	合計 Total	科刑							
		計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑				
					小計 Subtotal	一年以下 1 or less than 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
違反公司法 Violation of the company law	8	8	-	-	8	8	-	-	-
違反食品衛生管理法 Violation of the food sanitation control law	-	-	-	-	-	-	-	-	-
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	322	309	-	1	308	16	32	32	151
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	57	56	-	-	56	4	12	3	23
違反選舉罷免法 Violation of the election and recall law	62	51	-	-	51	5	14	3	29
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	76	76	-	-	76	7	11	2	53
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	6	5	-	-	5	5	-	-	-
其他 Other	307	286	-	-	275	141	91	11	24

14. Results of Judgments and Rulings of Criminal Appeal Cases Concluded by the Supreme Court – by Crime Type(Cont. End)

2013 Unit: individual

Type of sentence					免刑	無罪	免訴	不受理	管轄錯誤	其他	緩刑	保安處分
Time imprisonments			拘役	罰金								
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 Over 10 years	Detention	Punitive fine	Penalty released	Acquitted	Not prosecu-table	Case declined	Mistake in Jurisdictio-n	Other	Suspensi-on of punishme-nt	Re-habilitative measures
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
55	20	2	-	-	-	12	-	1	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
2	10	2	-	-	-	1	-	-	-	-	-	-
-	-	-	-	-	-	11	-	-	-	-	-	-
2	-	1	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	1	-	-
5	3	-	2	9	-	18	1	1	-	1	-	-