

## 69.地方法院刑事第一審簡易判決案件裁判結果一按罪名別分

中華民國 99 年

單位：件；人

罪名別 Crime type	終結 件數 Cases Closed	被告人數 Defendants								
		合計 Total	有期徒刑 Timed imprisonments				拘役 Detention	罰金 Punitive fine	免除 其刑 Penalty released	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 or less than 1 years	逾一年至 二年以下 over 1 years to 2 or less than 2 years	逾二年至 三年以下 over 2 years to 3 or less than 3 years				
合 計 Total	100 313	109 362	52 904	588	217	-	34 383	21 170	14	86
普 通 刑 法 Subtotal of general criminal law	81 604	89 426	37 217	426	83	-	30 799	20 822	12	67
瀆 職 Offenses of malfeasance in office	11	13	11	-	-	-	2	-	-	-
妨 害 公 務 Offenses of interference with public functions	739	775	272	2	5	-	493	3	-	-
妨 害 投 票 Offenses of interference with voting	56	455	453	-	-	-	-	-	2	-
妨 害 秩 序 Offenses of interference with public order	36	37	9	-	-	-	23	5	-	-
脫 逃 Offenses of escape	9	11	11	-	-	-	-	-	-	-
藏 匿 人 犯 及 湮 滅 證 據 Offenses of concealment of offenders and destruction of evidence	85	123	56	-	-	-	65	2	-	-
偽 證 Offenses of perjury	78	109	106	1	1	-	-	-	1	-
誣 告 Offenses of malicious accusation	223	233	90	2	-	-	137	1	1	2
公 共 危 險 Offenses against public safety	40 547	40 752	12 641	101	7	-	14 396	13 601	1	5
偽 造 貨 幣 Offenses of counterfeiting currency	2	2	-	-	-	-	-	2	-	-
偽 造 有 價 證 券 Offenses of counterfeiting valuable securities	21	23	9	-	11	-	3	-	-	-
偽 造 度 量 衡 Offenses of falsifying weights and measures	1	1	-	-	-	-	-	1	-	-
偽 造 文 書 印 文 Offenses of forging instruments or seals	2 179	2 565	2 292	31	17	-	221	3	-	1
妨 害 性 自 主 Offenses against sexual autonomy	107	108	79	19	10	-	-	-	-	-
妨 害 風 化 Offenses against sexual morality	1 435	1 719	1 412	4	-	-	271	31	-	1
妨 害 婚 姻 及 家 庭 Offenses against marriage and family	201	260	252	5	1	-	-	-	-	2
褻 瀆 祀 典 及 侵 害 墳 墓 屍 體 Offenses against religion, graves, and corpses	-	-	-	-	-	-	-	-	-	-
妨 害 農 工 商 Offenses against agriculture, industry & commerce	1	1	1	-	-	-	-	-	-	-

## 69. Results of Judgments and Rulings of Criminal First Instance Simple Cases by the District Courts – by Crime Type

2010

Unit: case; individual

聲請簡易判決處刑者(件) Number of defendants (cases) petitioning for summary judgment		緩刑人數 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			法院依求刑或請求緩刑為判決人數 Number of defendants adjudged according to requested penalties or suspension of punishment
檢察官聲請 Prosecutor's petition	被告自白 法院逕以簡易處刑 Summary sentencing by the court upon the defendant's confession		沒收件數 Number of confiscation cases	沒收並追徵、追繳或抵償件數 Number of confiscation and payment	追徵、追繳或抵償件數 Number of payment			依九十六年減刑條例 As per the Reduction of Penalties Act of 2007	依八十年減刑條例 As per the Reduction of Penalties Act of 1991	依七十七年減刑條例 As per the Reduction of Penalties Act of 1988	
88 531	11 782	11 040	16 172	23	1	22 163	86 812	2 996	-	-	1 746
73 152	8 452	8 748	8 090	15	-	15 021	67 750	1 852	-	-	1 423
8	3	8	-	-	-	-	13	1	-	-	2
652	87	100	24	-	-	217	765	7	-	-	11
26	30	440	30	15	-	4	454	31	-	-	18
35	1	6	25	-	-	5	32	-	-	-	1
8	1	-	-	-	-	-	11	-	-	-	-
65	20	31	2	-	-	25	121	4	-	-	4
35	43	39	-	-	-	33	1	6	-	-	7
173	50	87	1	-	-	31	159	9	-	-	4
39 346	1 201	1 594	51	-	-	5 221	27 038	44	-	-	628
1	1	-	2	-	-	-	-	-	-	-	-
7	14	16	16	-	-	2	11	2	-	-	-
1	-	1	1	-	-	-	-	-	-	-	-
1 580	599	637	1 502	-	-	432	2 502	746	-	-	64
28	79	90	1	-	-	1	22	3	-	-	12
1 261	174	233	848	-	-	357	1 683	-	-	-	27
167	34	17	3	-	-	16	252	13	-	-	3
-	-	-	-	-	-	-	-	-	-	-	-
1	-	-	-	-	-	-	1	-	-	-	-

## 69.地方法院刑事第一審簡易判決案件裁判結果—按罪名別分(續一)

中華民國 99 年

單位：件；人

罪名別 Crime type	終結 件數 Cases Closed	被告人數 Defendants									
		合計 Total	有期徒刑 Timed imprisonments				拘役 Detention	罰金 Punitive fine	免除 其刑 Penalty released	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 or less than 1 years	逾一年至 二年以下 over 1 years to 2 or less than 2 years	逾二年至 三年以下 over 2 years to 3 or less than 3 years					
賭博罪 Offenses of gambling	3 923	7 718	3 605	2	1	-	9	4 100	-	1	
殺人罪 Offenses of homicide	614	648	503	129	7	-	9	-	-	-	
傷害罪 Offenses of causing bodily harm	4 522	4 976	1 585	6	3	-	3 220	152	3	7	
墮胎罪 Offenses of abortion	1	3	-	1	-	-	2	-	-	-	
遺棄罪 Offenses of abandonment	3	3	-	3	-	-	-	-	-	-	
妨害自由罪 Offenses against personal liberty	1 459	1 696	474	1	3	-	1 129	87	-	2	
妨害名譽及信用罪 Offenses against personal reputation & credits	561	640	7	-	-	-	348	284	-	1	
妨害秘密罪 Offenses relating to protection of secrets	33	35	10	-	-	-	25	-	-	-	
竊盜罪 Offenses of larceny	11 702	12 249	5 712	24	-	-	5 122	1 381	4	6	
強盜、搶奪及海盜罪 Offenses of robbery, snatch of property and piracy	23	25	23	2	-	-	-	-	-	-	
侵占罪 Offenses of misappropriation	1 564	1 636	461	48	5	-	138	981	-	3	
詐欺罪 Offenses of fraud	8 961	9 660	5 790	30	12	-	3 723	72	-	33	
背信罪 Offenses of breach of trust	32	50	34	5	-	-	10	1	-	-	
重利罪 Offenses of usury	711	855	361	1	-	-	492	1	-	-	
恐嚇取財罪 Offenses of obtaining property by threats	379	427	412	9	-	-	5	-	-	1	
擄人勒贖罪 Offenses of kidnapping for ransom	-	-	-	-	-	-	-	-	-	-	
贓物罪 Offenses relating to illegally obtained property	867	1 054	445	-	-	-	566	42	-	1	
毀棄損壞罪 Offenses of destruction, abandonment, and damage of property	488	534	92	-	-	-	371	70	-	1	
妨害電腦使用罪 Offenses of impairment to use of computers	30	30	9	-	-	-	19	2	-	-	

## 69. Results of Judgments and Rulings of Criminal First Instance Simple Cases by the District Courts – by Crime Type (Cont.1)

2010

Unit: case; individual

聲請簡易判決處刑者(件) Number of defendants (cases) petitioning for summary judgment		緩刑人數	從刑 Accessory Penalties			累犯 人數	得易科 罰金人數	減刑人數 Number of defendants eligible for reduced penalties			法院依求 刑或請求 緩刑為判 決人數 Number of defendants adjudged according to requested penalties or suspension of punishment
檢察官聲請	被告自白 法院逕以 簡易處刑		沒收件數 Number of confiscation cases	沒收並追 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			依九十六 年減 刑條例	依八十年減 刑條例	依七十七 年減 刑條例	
Prosecutor's petition	Summary sentencing by the court upon the defendant's confession	Number of persons suspended of punishment				Number of recidivists	Number of persons whose penalties may be commuted to fines	As per the Reduction of Penalties Act of 2007	As per the Reduction of Penalties Act of 1991	As per the Reduction of Penalties Act of 1988	
3 802	121	509	3 727	-	-	460	3 611	8	-	-	47
305	309	558	3	-	-	1	510	7	-	-	61
3 630	892	259	113	-	-	418	4 803	4	-	-	35
1	-	3	1	-	-	-	2	-	-	-	-
2	1	3	-	-	-	-	-	-	-	-	-
1 111	348	478	128	-	-	325	1 596	15	-	-	62
495	66	32	3	-	-	10	355	5	-	-	4
31	2	6	26	-	-	2	35	-	-	-	-
9 905	1 797	1 389	1 124	-	-	4 973	10 827	71	-	-	158
5	18	9	1	-	-	1	23	-	-	-	1
1 269	295	370	31	-	-	110	600	65	-	-	41
7 147	1 814	1 490	112	-	-	1 656	9 509	632	-	-	184
16	16	31	1	-	-	3	44	16	-	-	4
607	104	75	231	-	-	136	853	42	-	-	12
288	91	62	11	-	-	109	417	24	-	-	6
-	-	-	-	-	-	-	-	-	-	-	-
681	186	150	28	-	-	364	1 012	92	-	-	22
436	52	21	42	-	-	109	462	5	-	-	4
27	3	4	2	-	-	-	26	-	-	-	1

## 69.地方法院刑事第一審簡易判決案件裁判結果—按罪名別分(續二)

中華民國 99 年

單位：件；人

罪名別 Crime type	終結 件數 Cases Closed	被告人數 Defendants								
		合計 Total	有期徒刑 Timed imprisonments				拘役 Detention	罰金 Punitive fine	免除 其刑 Penalty released	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 or less than 1 years	逾一年至 二年以下 over 1 years to 2 or less than 2 years	逾二年至 三年以下 over 2 years to 3 or less than 3 years				
特別刑事法計 Sub-total of special criminal law	18 610	19 936	15 687	162	134	-	3 584	348	2	19
貪污治罪條例 Punishment of corruption act	5	6	2	4	-	-	-	-	-	-
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	323	323	320	-	-	-	1	-	-	2
違反電信法 Violation of the telecommunications act	187	241	122	-	-	-	103	16	-	-
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	15	15	-	-	-	-	-	-	-
違反森林法 Violation of the forestry law	45	73	69	4	-	-	-	-	-	-
違反漁業法 Violation of the fishery law	29	49	19	-	-	-	23	7	-	-
違反毒品危害防制條例 Violation of the narcotics endangerment prevention act	12 556	12 592	11 819	5	4	-	741	10	1	12
陸海空軍刑法 Criminal law of the armed forces	2	2	-	-	-	-	2	-	-	-
違反水利法 Violation of the irrigation management law	1	1	1	-	-	-	-	-	-	-
違反電業法 Violation of the electricity management law	134	150	89	-	-	-	60	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	26	32	19	-	-	-	8	5	-	-
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	14	22	-	-	-	-	-	22	-	-
違反勞工安全衛生法 Violation of the labor safety and health law	15	27	2	-	-	-	1	24	-	-
違反各種稅法 Violation of various taxation laws	135	183	146	-	-	-	31	6	-	-
違反菸酒管理法 Violation of the tobacco and alcohol management law	28	57	35	-	-	-	22	-	-	-

## 69. Results of Judgments and Rulings of Criminal First Instance Simple Cases by the District Courts – by Crime Type (Cont.2)

2010

Unit: case; individual

聲請簡易判決處刑者(件) Number of defendants (cases) petitioning for summary judgment		緩刑人數 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			法院依求刑或請求緩刑為判決人數 Number of defendants adjudged according to requested penalties or suspension of punishment
檢察官聲請 Prosecutor's petition	被告自白 法院逕以簡易處刑 Summary sentencing by the court upon the defendant's confession		沒收件數 Number of confiscation cases	沒收並追徵、追繳或抵償件數 Number of confiscation and payment	追徵、追繳或抵償件數 Number of payment			依九十六年減刑條例 As per the Reduction of Penalties Act of 2007	依八十年減刑條例 As per the Reduction of Penalties Act of 1991	依七十七年減刑條例 As per the Reduction of Penalties Act of 1988	
15 345	3 265	2 292	8 082	8	1	7 142	19 062	1 144	-	-	323
1	4	6	2	-	-	-	-	2	-	-	1
-	-	-	-	-	-	-	-	-	-	-	-
301	22	73	-	-	-	72	321	5	-	-	4
162	25	36	94	-	-	41	224	1	-	-	3
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
4	2	13	4	-	-	1	2	-	-	-	-
27	18	51	21	-	-	1	67	4	-	-	10
28	1	5	26	-	-	3	42	-	-	-	1
10 384	2 172	83	5 682	2	-	6 313	12 557	16	-	-	137
2	-	1	-	-	-	-	2	-	-	-	-
1	-	-	-	-	-	-	1	-	-	-	-
125	9	71	28	-	-	17	149	3	-	-	1
-	-	-	-	-	-	-	-	-	-	-	-
21	5	2	1	-	-	2	27	4	-	-	1
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
13	1	2	-	-	-	-	-	-	-	-	-
13	2	3	-	-	-	-	3	2	-	-	2
93	42	59	2	-	-	11	177	114	-	-	2
17	11	6	26	-	-	5	57	-	-	-	1

## 69.地方法院刑事第一審簡易判決案件裁判結果—按罪名別分(續三完)

中華民國 99 年

單位：件；人

罪名別 Crime type	終結 件數 Cases Closed	被告人數 Defendants								
		合計 Total	有期徒刑 Timed imprisonments				拘役 Detention	罰金 Punitive fine	免除 其刑 Penalty released	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 or less than 1 years	逾一年至 二年以下 over 1 years to 2 or less than 2 years	逾二年至 三年以下 over 2 years to 3 or less than 3 years				
妨害國幣懲治條例 Violation of the punishment for impairment of state currency act	4	4	-	-	-	-	-	4	-	-
違反醫師法 Violation of the physicians law	18	20	9	10	1	-	-	-	-	-
違反藥事法 Violation of the pharmaceutical affairs act	170	202	161	19	7	-	7	8	-	-
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	314	337	248	19	-	-	64	5	-	1
違反建築法 Violation of the building law	99	115	9	-	-	-	74	32	-	-
違反公平交易法 Violation of the fair trade act	3	10	10	-	-	-	-	-	-	-
違反山坡地保育利用條例 Violation of the mountain slopes conservation and utilization law	10	11	10	1	-	-	-	-	-	-
違反野生動物保育法 Violation of the wildlife conservation law	46	53	45	4	-	-	3	1	-	-
違反水污染防治法 Violation of the water pollution control law	16	20	10	-	-	-	5	5	-	-
違反兩岸關係條例 Violation of the cross-strait relations act	310	415	323	36	13	-	31	11	-	1
違反公司法 Violation of the company law	196	340	247	-	-	-	89	4	-	-
違反食品衛生管理法 Violation of the food sanitation control law	5	5	-	-	-	-	2	3	-	-
違反專利法 Violation of the patent law	-	-	-	-	-	-	-	-	-	-
違反商標法 Violation of the trademark law	747	798	291	-	-	-	491	16	-	-
違反槍砲彈藥刀械管制條例 Violation of the guns, explosives and knives control act	145	146	101	2	5	-	38	-	-	-
國家安全法 National security law	47	55	48	-	-	-	7	-	-	-
集會遊行法 Mass gathering and demonstration act	-	-	-	-	-	-	-	-	-	-
違反銀行法 Violation of the banking law	8	16	-	6	10	-	-	-	-	-
違反選舉罷免法 Violation of the election and recall law	47	103	29	8	66	-	-	-	-	-
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	114	133	103	1	1	-	28	-	-	-
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	2 805	3 380	1 385	43	27	-	1 753	168	1	3
併案裁判	99	-	-	-	-	-	-	-	-	-

69. Results of Judgments and Rulings of Criminal First Instance Simple Cases by the District Courts – by Crime Type (Cont.End)

2010

Unit: case, individual

聲請簡易判決處刑者(件) Number of defendants (cases) petitioning for summary judgment		緩刑人數	從刑 Accessory Penalties			累犯 人數	得易科 罰金人數	減刑人數 Number of defendants eligible for reduced penalties			法院依求 刑或請求 緩刑為判 決人數 Number of defendants adjudged according to requested penalties or suspension of punishment
檢察官聲請	被告自白 法院逕以 簡易處刑		沒收件數 Number of confiscation cases	沒收並追 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			依九十六 年減 刑條例	依八十年減 刑條例	依七十七 年減 刑條例	
Prosecutor's petition	Summary sentencing by the court upon the defendant's confession	Number of persons suspended of punishment				Number of recidivists	Number of persons whose penalties may be commuted to fines	As per the Reduction of Penalties Act of 2007	As per the Reduction of Penalties Act of 1991	As per the Reduction of Penalties Act of 1988	
4	-	-	4	-	-	-	-	-	-	-	-
5	13	16	8	-	-	-	9	-	-	-	-
130	40	139	140	-	-	5	29	6	-	-	28
-	-	-	-	-	-	-	-	-	-	-	-
236	78	169	208	-	-	12	311	7	-	-	16
87	12	17	-	-	-	3	83	2	-	-	-
2	1	9	1	-	-	-	10	1	-	-	-
6	4	8	2	-	-	-	10	1	-	-	-
34	12	43	42	-	-	1	48	1	-	-	4
13	3	3	-	-	-	1	15	-	-	-	-
227	83	177	9	-	-	44	341	342	-	-	18
152	44	163	-	-	-	12	336	212	-	-	1
5	-	2	-	-	-	-	2	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
642	105	263	717	1	-	54	782	5	-	-	9
97	48	24	128	-	-	49	138	2	-	-	9
44	3	8	8	-	-	4	55	6	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	8	16	1	2	-	-	-	4	-	-	8
11	36	97	34	1	-	1	29	-	-	-	13
100	14	54	5	-	-	14	124	3	-	-	4
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
2 358	447	673	889	2	1	476	3 111	401	-	-	50
34	65	-	-	-	-	-	-	-	-	-	-