

# 55.地方法院辦理國家賠償事件收結情形－按機關別分

中華民國 98 年

單位：件；人；新台幣元

| 機關別<br>Organ                                                  | 受理件數 Cases lodged |                                 |                       | 終結<br>件數<br>Cases closed | 未結<br>件數<br>Pending cases | 終結情形        |                      |                         |                        |                                                                           |                       |                                     |
|---------------------------------------------------------------|-------------------|---------------------------------|-----------------------|--------------------------|---------------------------|-------------|----------------------|-------------------------|------------------------|---------------------------------------------------------------------------|-----------------------|-------------------------------------|
|                                                               | 合計<br>Total       | 舊受<br>Pre-<br>viously<br>lodged | 新收<br>Newly<br>lodged |                          |                           | 合計<br>Total | 撤回<br>With-<br>drawn | 勝訴<br>Winning<br>a suit | 敗訴<br>Losing a<br>suit | 勝敗<br>互見<br>Partly<br>winning a<br>suit and<br>partly<br>losing a<br>suit | 和解<br>Settle-<br>ment | 裁定<br>駁回<br>Ruling<br>of<br>dismiss |
| 合 計<br>Total                                                  | 818               | 244                             | 574                   | 566                      | 253                       | 566         | 54                   | 6                       | 203                    | 89                                                                        | 13                    | 175                                 |
| 臺 灣 各 地 方 法 院 計<br>Sub-total of all district courts of Taiwan | 817               | 244                             | 573                   | 566                      | 252                       | 566         | 54                   | 6                       | 203                    | 89                                                                        | 13                    | 175                                 |
| 臺 北 地 方 法 院<br>Taipei District Court                          | 181               | 48                              | 133                   | 124                      | 57                        | 124         | 9                    | 2                       | 33                     | 5                                                                         | -                     | 67                                  |
| 臺 中 地 方 法 院<br>Taichung District Court                        | 67                | 18                              | 49                    | 48                       | 19                        | 48          | 2                    | 1                       | 19                     | 7                                                                         | 2                     | 14                                  |
| 臺 南 地 方 法 院<br>Tainan District Court                          | 59                | 23                              | 36                    | 40                       | 19                        | 40          | 2                    | -                       | 17                     | 12                                                                        | 2                     | 5                                   |
| 新 竹 地 方 法 院<br>Hsinchu District Court                         | 22                | 6                               | 16                    | 13                       | 10                        | 13          | 3                    | -                       | 8                      | 2                                                                         | -                     | -                                   |
| 嘉 義 地 方 法 院<br>Chiayi District Court                          | 14                | 6                               | 8                     | 11                       | 3                         | 11          | 1                    | -                       | 4                      | 4                                                                         | 1                     | 1                                   |
| 高 雄 地 方 法 院<br>Kaohsiung District Court                       | 92                | 33                              | 59                    | 51                       | 41                        | 51          | 2                    | 1                       | 23                     | 14                                                                        | 1                     | 7                                   |
| 屏 東 地 方 法 院<br>Pingtung District Court                        | 26                | 9                               | 17                    | 11                       | 15                        | 11          | 5                    | -                       | 3                      | 3                                                                         | -                     | -                                   |
| 臺 東 地 方 法 院<br>Taitung District Court                         | 5                 | 2                               | 3                     | 4                        | 1                         | 4           | 1                    | -                       | 2                      | -                                                                         | -                     | 1                                   |
| 澎 湖 地 方 法 院<br>Penghu District Court                          | 2                 | 1                               | 1                     | -                        | 2                         | -           | -                    | -                       | -                      | -                                                                         | -                     | -                                   |
| 花 蓮 地 方 法 院<br>Hualien District Court                         | 53                | 6                               | 47                    | 46                       | 7                         | 46          | 1                    | -                       | 6                      | 2                                                                         | -                     | 37                                  |
| 宜 蘭 地 方 法 院<br>Yilan District Court                           | 12                | 3                               | 9                     | 8                        | 4                         | 8           | 1                    | -                       | 4                      | 1                                                                         | -                     | 2                                   |
| 基 隆 地 方 法 院<br>Keelung District Court                         | 10                | 4                               | 6                     | 7                        | 3                         | 7           | -                    | -                       | 1                      | 4                                                                         | -                     | 1                                   |
| 雲 林 地 方 法 院<br>Yunlin District Court                          | 9                 | 4                               | 5                     | 9                        | -                         | 9           | 1                    | -                       | 2                      | 4                                                                         | -                     | -                                   |
| 彰 化 地 方 法 院<br>Changhua District Court                        | 14                | 2                               | 12                    | 10                       | 4                         | 10          | 1                    | -                       | 3                      | 2                                                                         | 1                     | 1                                   |
| 桃 園 地 方 法 院<br>Taoyuan District Court                         | 76                | 29                              | 47                    | 52                       | 24                        | 52          | 7                    | 1                       | 12                     | 13                                                                        | 3                     | 15                                  |
| 板 橋 地 方 法 院<br>Banciao District Court                         | 98                | 29                              | 69                    | 78                       | 20                        | 78          | 11                   | -                       | 41                     | 12                                                                        | -                     | 12                                  |
| 士 林 地 方 法 院<br>Shihlin District Court                         | 30                | 10                              | 20                    | 22                       | 8                         | 22          | 3                    | -                       | 11                     | 3                                                                         | 1                     | 4                                   |
| 南 投 地 方 法 院<br>Nantou District Court                          | 24                | 5                               | 19                    | 15                       | 9                         | 15          | 1                    | -                       | 7                      | 1                                                                         | -                     | 4                                   |
| 苗 栗 地 方 法 院<br>Miaoli District Court                          | 23                | 6                               | 17                    | 17                       | 6                         | 17          | 3                    | 1                       | 7                      | -                                                                         | 2                     | 4                                   |
| 福 建 金 門 地 方 法 院<br>Fujian Kinmen District Court               | 1                 | -                               | 1                     | -                        | 1                         | -           | -                    | -                       | -                      | -                                                                         | -                     | -                                   |
| 福 建 連 江 地 方 法 院<br>Fujian Lienchiang District Court           | -                 | -                               | -                     | -                        | -                         | -           | -                    | -                       | -                      | -                                                                         | -                     | -                                   |

## 55. State of Filings and Dispositions of State Compensation Cases in the District Courts – by Organ

2009

Unit: case; individual; NT.\$

| State of closed cases            |                             |             | 經裁判損害賠償情形 State of compensation adjudicated |                         |                       |                               |                         |                       |                                   |                         |                                        | 依聲請為假處分裁定件數<br>No. of ruled cases in which petitions of provisional measures are granted |  |
|----------------------------------|-----------------------------|-------------|---------------------------------------------|-------------------------|-----------------------|-------------------------------|-------------------------|-----------------------|-----------------------------------|-------------------------|----------------------------------------|------------------------------------------------------------------------------------------|--|
| 移送管轄<br>Transfer of Jurisdiction | 調解成立<br>Mediation sustained | 其他<br>Other | 合計<br>Total                                 |                         |                       | 金錢賠償<br>Monetary compensation |                         |                       | 回復原狀<br>Restore to original state |                         | 墊付醫藥費<br>Advances for medical expenses | 墊付喪葬費<br>Advances for funeral and burial expenses                                        |  |
|                                  |                             |             | 件數<br>Number of cases                       | 人數<br>Number of persons | 金額<br>Amount of money | 件數<br>Number of cases         | 人數<br>Number of persons | 金額<br>Amount of money | 件數<br>Number of cases             | 人數<br>Number of persons |                                        |                                                                                          |  |
| 11                               | 4                           | 11          | 110                                         | 201                     | 170 446 810           | 99                            | 185                     | 170 446 810           | 11                                | 16                      | 2                                      | 1                                                                                        |  |
| 11                               | 4                           | 11          | 110                                         | 201                     | 170 446 810           | 99                            | 185                     | 170 446 810           | 11                                | 16                      | 2                                      | 1                                                                                        |  |
| 3                                | -                           | 5           | 7                                           | 8                       | 4 122 790             | 4                             | 4                       | 4 122 790             | 3                                 | 4                       | -                                      | -                                                                                        |  |
| 3                                | -                           | -           | 9                                           | 17                      | 33 128 616            | 9                             | 17                      | 33 128 616            | -                                 | -                       | -                                      | -                                                                                        |  |
| -                                | 1                           | 1           | 15                                          | 28                      | 21 060 885            | 15                            | 28                      | 21 060 885            | -                                 | -                       | 2                                      | 1                                                                                        |  |
| -                                | -                           | -           | 2                                           | 2                       | 4 285 606             | 2                             | 2                       | 4 285 606             | -                                 | -                       | -                                      | -                                                                                        |  |
| -                                | -                           | -           | 5                                           | 8                       | 7 447 928             | 5                             | 8                       | 7 447 928             | -                                 | -                       | -                                      | -                                                                                        |  |
| 2                                | -                           | 1           | 16                                          | 26                      | 10 953 483            | 12                            | 18                      | 10 953 483            | 4                                 | 8                       | -                                      | -                                                                                        |  |
| -                                | -                           | -           | 3                                           | 6                       | 2 766 557             | 1                             | 4                       | 2 766 557             | 2                                 | 2                       | -                                      | -                                                                                        |  |
| -                                | -                           | -           | -                                           | -                       | -                     | -                             | -                       | -                     | -                                 | -                       | -                                      | -                                                                                        |  |
| -                                | -                           | -           | -                                           | -                       | -                     | -                             | -                       | -                     | -                                 | -                       | -                                      | -                                                                                        |  |
| -                                | -                           | -           | 2                                           | 5                       | 330 529               | 2                             | 5                       | 330 529               | -                                 | -                       | -                                      | -                                                                                        |  |
| -                                | -                           | -           | 1                                           | 1                       | 134 583               | 1                             | 1                       | 134 583               | -                                 | -                       | -                                      | -                                                                                        |  |
| 1                                | -                           | -           | 4                                           | 7                       | 2 972 874             | 4                             | 7                       | 2 972 874             | -                                 | -                       | -                                      | -                                                                                        |  |
| -                                | -                           | 2           | 4                                           | 8                       | 2 696 691             | 4                             | 8                       | 2 696 691             | -                                 | -                       | -                                      | -                                                                                        |  |
| -                                | 1                           | 1           | 4                                           | 8                       | 1 637 341             | 4                             | 8                       | 1 637 341             | -                                 | -                       | -                                      | -                                                                                        |  |
| 1                                | -                           | -           | 16                                          | 21                      | 35 905 319            | 16                            | 21                      | 35 905 319            | -                                 | -                       | -                                      | -                                                                                        |  |
| -                                | 1                           | 1           | 13                                          | 42                      | 36 238 434            | 13                            | 42                      | 36 238 434            | -                                 | -                       | -                                      | -                                                                                        |  |
| -                                | -                           | -           | 4                                           | 4                       | 1 735 488             | 3                             | 3                       | 1 735 488             | 1                                 | 1                       | -                                      | -                                                                                        |  |
| 1                                | 1                           | -           | 2                                           | 2                       | 2 414 686             | 2                             | 2                       | 2 414 686             | -                                 | -                       | -                                      | -                                                                                        |  |
| -                                | -                           | -           | 3                                           | 8                       | 2 615 000             | 2                             | 7                       | 2 615 000             | 1                                 | 1                       | -                                      | -                                                                                        |  |
| -                                | -                           | -           | -                                           | -                       | -                     | -                             | -                       | -                     | -                                 | -                       | -                                      | -                                                                                        |  |
| -                                | -                           | -           | -                                           | -                       | -                     | -                             | -                       | -                     | -                                 | -                       | -                                      | -                                                                                        |  |