

77.地方法院重大刑事案件裁判結果—按罪名別分

中華民國 98 年

單位：件；人

罪名別 Crime type	終結 件數 Cases Closed	被告人數									
		合計 Total	科刑								
			計 Subtotal	死刑 Death	無期 徒刑 Life Sentence	有期徒刑					
						小計 Subtotal	二年以下 2 years or less than 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
合計 Total	668	2 300	1 698	7	76	1 608	971	67	76	69	142
普通刑法 General criminal law	204	310	258	7	42	209	4	3	6	9	40
強制性交猥褻而故意殺被害人(226-1) Murder in addition to rape or forced obscene act (226-1)	1	1	1	1	-	-	-	-	-	-	-
強制性交猥褻而致被害人於死(226.1) Rape or forced obscene act resulting in death of the victim (226.1)	-	-	-	-	-	-	-	-	-	-	-
殺人既遂(271.1) Accomplished homicide (271.1)	152	206	167	2	31	134	-	2	3	8	16
殺害直系血親尊親屬(272.1) Murder of one's lineal blood ascendant (272.1)	3	3	3	-	1	2	-	-	-	-	1
強盜結合罪(332) Offenses combined with robbery (332)	28	47	47	4	10	33	-	-	-	-	1
擄人勒贖既遂罪(347.1) Offense of kidnapping for ransom	19	52	39	-	-	39	4	1	3	1	22
擄人勒贖既遂而致人於死或重傷(347.2) Offense of kidnapping for ransom resulting in death or serious bodily harm (347.2)	-	-	-	-	-	-	-	-	-	-	-
擄人勒贖結合罪(348) Offenses combined with kidnapping for ransom (348)	1	1	1	-	-	1	-	-	-	-	-
特別刑法 Special criminal law	439	1 992	1 440	-	34	1 399	967	64	70	60	102
懲治盜匪條例 Punishment of thieves and bandits act	4	4	-	-	-	-	-	-	-	-	-
違反毒品危害防制條例 Narcotic abuse law	138	222	196	-	33	163	-	1	8	2	38
製造運輸販賣第一級毒品既遂(4.1) Accomplished manufacture, transport, or sale of first grade narcotics (4.1)	109	168	148	-	31	117	-	-	-	1	19
製造運輸販賣第二級毒品既遂(4.2) Accomplished manufacture, transport, or sale of second grade narcotics (4.2)	26	51	46	-	2	44	-	1	8	1	19
意圖販賣而持有第一級毒品(5.1) Possession, with intent to sell, of first grade narcotics (5.1)	3	3	2	-	-	2	-	-	-	-	-
強暴脅迫使人施用第一級毒品既遂(6.1) Accomplished offense of causing another to use first grade narcotics by violence or threat (6.1)	-	-	-	-	-	-	-	-	-	-	-
強暴脅迫使人施用第二級毒品既遂(6.2) Accomplished offense of causing another to use second grade narcotics by violence or threat (6.2)	-	-	-	-	-	-	-	-	-	-	-
意圖供製造毒品之用而栽種罌粟古柯(12.1) Cultivation, with intent for manufacture of narcotics, of poppy and coca (12.1)	-	-	-	-	-	-	-	-	-	-	-

77. Results of Judgments and Rulings of Major Criminal Cases by the District Courts – by Crime Type

2009

Unit: case; individual

Defendants												緩刑 人數 Number of persons suspended of punish- ment	保安處 分人數 Number of persons of reha- bitative meas- ures	褫奪公 權人數 Number of persons deprive-d of civil rights	從刑 Accessory Penalties		
Individuals Sentenced				免除 其刑 Penalty release- d	無罪 Acquitt- ed	免訴 Not prose- cutable	不受理 Case declin- ed	管轄 錯誤 Mistake of compe- tency	通緝 Wanted by the law	其他 Other	沒收 件數 Number of confis- cation cases				沒收、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	
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 Punitive fine														
187	96	1	6	2	421	24	36	20	95	4	561	87	215	304	47	-	
123	24	-	-	-	26	5	5	-	14	2	4	20	97	98	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	1	1	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
87	18	-	-	-	19	5	5	-	8	2	-	12	76	66	-	-	
-	1	-	-	-	-	-	-	-	-	-	-	-	2	2	-	-	
29	3	-	-	-	-	-	-	-	-	-	-	4	16	17	-	-	
7	1	-	-	-	7	-	-	-	6	-	4	4	2	11	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	1	-	-	-	-	-	-	-	-	-	-	-	-	1	-	-	
64	72	1	6	2	397	19	31	20	81	2	557	67	118	206	47	-	
-	-	-	-	-	-	4	-	-	-	-	-	-	-	-	-	-	
42	72	-	-	-	10	1	1	-	14	-	-	20	63	84	38	-	
27	70	-	-	-	6	1	1	-	12	-	-	15	55	69	30	-	
13	2	-	-	-	3	-	-	-	2	-	-	5	8	13	8	-	
2	-	-	-	-	1	-	-	-	-	-	-	-	-	2	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	

77.地方法院重大刑事案件裁判結果一按罪名別分(續完)

中華民國 98 年

單位：件；人

罪名別 Crime type	終結 件數 Cases Closed	被告人數									
		合計 Total	科刑								
			計 Subtotal	死刑 Death	無期 徒刑 Life Sentence	有期徒刑					
						小計 Subtotal	二年以下 2 years or less than 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
違反槍砲彈藥刀械管制條例 Violation to the gun, artillery and weaponry control act	89	107	89	-	-	89	10	20	3	39	15
未經許可製造販賣或運輸槍砲彈藥既遂(7.1) Accomplished manufacture, sale, or transport of guns or explosives without permission (7.1)	6	9	9	-	-	9	-	-	1	-	7
未經許可轉讓出租或出借槍砲彈藥既遂(7.2) Accomplished transfer, lease, or lending of guns or explosives without permission (7.2)	2	3	1	-	-	1	-	-	-	1	-
意圖供犯罪之用而製造販賣運輸轉讓出租出借槍砲彈藥既遂(7.3) Accomplished manufacture, sale, transport, transfer, lease, or lending, with intent for use in commission of crime, guns or explosives without permission (7.3)	1	1	1	-	-	1	-	-	-	-	-
未經許可或意圖供犯罪之用而製造販賣運輸轉讓出租出借鋼筆槍、等槍械(8.1、8.3) Manufacture, sale, transport, transfer, lease, or lending, with intent for use in commission of crime, firearms such as a pistol fountain pen (8.1、8.3)	80	94	78	-	-	78	10	20	2	38	8
未經許可製造販賣運輸具有殺傷力之改造模型槍既遂(10.1) Accomplished manufacture, sale, or transport of lethal model firearms without permission (10.1)	-	-	-	-	-	-	-	-	-	-	-
意圖供犯罪之用而擅自改造販賣運輸轉讓出租出借改造模型槍(10.3) Manufacture, sale, transport, transfer, lease, or lending, with intent for use in commission of crime, of lethal model firearms without permission (10.3)	-	-	-	-	-	-	-	-	-	-	-
意圖供犯罪之用而製造販賣運輸轉讓出租出借具殺傷力之各式槍砲(11.3) Manufacture, sale, transport, transfer, lease, or lending, with intent for use in commission of crime, other various guns or explosives without permission (11.3)	-	-	-	-	-	-	-	-	-	-	-
違反兒童及少年性交易防制條例(26) Violation of the child and youth sexual transaction prevention act (26)	-	-	-	-	-	-	-	-	-	-	-
違反組織犯罪條例重大案件 Major cases of violation of the Organized Crimes Act	4	30	22	-	-	22	14	2	4	2	-
非法介入公共工程重大案件 Major cases of illegal intervention in public projects	-	-	-	-	-	-	-	-	-	-	-
違法重大金融案件 Major illegal financial cases	171	1 460	1 030	-	-	1 023	881	33	53	9	43
違反洗錢防制法 Violation of the Money Laundering Control Act	-	2	-	-	-	-	-	-	-	-	-
貪污重大案件 Major corruption cases	12	128	71	-	1	70	37	7	1	7	2
賄選重大案件 Major cases of election by bribery	2	8	1	-	-	1	1	-	-	-	-
其他認為於社會治安有重大影響之案件 Other cases deemed to have major effect on social security	19	31	31	-	-	31	24	1	1	1	4
併案裁判 Consolidated judgments	25	-	-	-	-	-	-	-	-	-	-

77. Results of Judgments and Rulings of Major Criminal Cases by the District Courts – by Crime Type (Cont.End)

2009

Unit: case; individual

Individuals Sentenced		Defendants										緩刑 人數	保安處 分人數	褫奪公 權人數	從刑 Accessory Penalties		
Timed imprisonments	拘役	罰金	免除 其刑	無罪	免訴	不受理	管轄 錯誤	通緝	其他	沒收 件數	沒收前 追繳、 追繳 或抵償 件數				追繳、 追繳 或抵償 件數		
逾十年 至十五 年以下	Over 15 years	Deten- tion	Punitive fine	Penalty release- d	Acquitt- ed	Not prose- cutable	Case declin- ed	Mistake of compe- tency	Wanted by the law	Other	Number of persons suspen- ded of punish- ment	Number of persons of reha- bitative meas- ures	Number of persons deprive-d of civil rights	Number of confiscation cases	Number of confiscation and payment	Number of payment	
2	-	-	-	-	12	1	-	1	4	-	9	4	-	76	1	-	
1	-	-	-	-	-	-	-	-	-	-	-	-	-	5	-	-	
-	-	-	-	-	1	1	-	-	-	-	-	-	-	-	-	-	
1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-	
-	-	-	-	-	11	-	-	1	4	-	9	4	-	71	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	2	-	5	-	1	-	-	15	-	2	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
4	-	1	6	1	311	13	24	19	60	2	524	28	2	32	1	-	
-	-	-	-	-	2	-	-	-	-	-	-	-	-	-	-	-	
16	-	-	-	1	53	-	1	-	2	-	6	-	53	-	7	-	
-	-	-	-	-	7	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	18	-	-	12	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	