

## 76.地方法院重大刑事案件裁判結果—按罪名別分

中華民國九十三年

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
<b>合計 Total</b>	<b>547</b>	<b>1 162</b>	<b>918</b>	<b>27</b>	<b>188</b>	<b>699</b>	<b>218</b>	<b>8</b>	<b>34</b>
普通刑法 General criminal law	257	381	335	25	76	234	2	5	8
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)	4	5	5	4	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)	1	1	1	-	-	1	-	-	-
殺人既遂(271.1) Accomplished homicide (271.1)	166	231	197	9	49	139	1	4	5
殺害直系血親尊親屬(272.1) Murder of one's lineal blood ascendant (272.1)	4	4	4	1	1	2	-	-	-
強盜結合罪(332) Offenses combined with robbery (332)	50	61	58	8	21	29	-	-	-
擄人勒贖既遂罪(347.1) Offense of kidnapping for ransom	27	73	64	-	2	62	1	1	3
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)	5	6	6	3	2	1	-	-	-
特別刑法 Special criminal law	290	781	583	2	112	465	216	3	26
懲治盜匪條例 Punishment of thieves and bandits act	-	-	-	-	-	-	-	-	-
違反毒品危害防制條例 Narcotic abuse law	196	348	296	2	105	189	-	-	11
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)	140	248	213	2	101	110	-	-	3
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)	40	78	66	-	3	63	-	-	8
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)	15	21	16	-	1	15	-	-	-
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)	1	1	1	-	-	1	-	-	-
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)	-	-	-	-	-	-	-	-	-

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

2004

Unit: case; individual

Defendants													緩刑 人數	保安處 分人數	褫奪公 權人數	沒收 件數
Individuals Sentenced				拘役 Deten- tion	罰金 Punitive fine	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				
Timed imprisonments																
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													
36	152	239	12	3	1	-	159	5	18	5	56	1	121	47	422	350
15	54	139	11	-	-	-	20	2	6	3	15	-	3	32	202	132
-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	5	2
-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	1	-
7	16	100	6	-	-	-	15	2	5	3	9	-	1	14	129	79
-	1	1	-	-	-	-	-	-	-	-	-	-	-	2	3	-
-	4	20	5	-	-	-	2	-	1	-	-	-	-	12	41	29
8	33	16	-	-	-	-	3	-	-	-	6	-	2	2	17	17
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	6	5
21	98	100	1	3	1	-	139	3	12	2	41	1	118	15	220	218
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
6	79	92	1	-	-	-	21	-	5	2	24	-	-	5	194	175
2	42	63	-	-	-	-	13	-	4	2	16	-	-	5	161	124
4	34	16	1	-	-	-	5	-	1	-	6	-	-	-	30	38
-	2	13	-	-	-	-	3	-	-	-	2	-	-	-	3	13
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

76.地方法院重大刑事案件裁判結果一按罪名別分(續完)

中華民國九十三年

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
違反槍砲彈藥刀械管制條例 Violation to the gun, artillery and weaponry control act	25	38	27	-	6	21	-	-	-
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)	20	30	24	-	4	20	-	-	-
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)	1	3	-	-	-	-	-	-	-
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)	3	3	2	-	2	-	-	-	-
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(8.3) Manufacture, sale, transport, transfer, lease, or lending, with intent for use in commission of crime, firearms such as a pistol fountain pen (8.3)	-	-	-	-	-	-	-	-	-
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)	1	2	1	-	-	1	-	-	-
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	5	16	7	-	-	7	6	-	1
非法介入公共工程重大案件 Major cases of illegal intervention in public projects	2	36	6	-	-	6	6	-	-
違法重大金融案件 Major illegal financial cases	26	120	59	-	-	59	44	1	6
貪污重大案件 Major corruption cases	1	11	11	-	-	9	4	1	1
賄選重大案件 Major cases of election by bribery	-	-	-	-	-	-	-	-	-
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	35	212	177	-	1	174	156	1	7

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

2004

Unit: case; individual

Defendants														緩刑 人數	保安處 分人數	褫奪公 權人數	沒收 件數			
Individuals Sentenced				拘役	罰金	免除 其刑	無罪	免訴	不受理	管轄 錯誤	通緝	其他	Number of persons suspend- ed of punish- ment					Number of persons of reha- bitative meas- ures	Number of persons deprive d of civil rights	Number of confisc- ation cases
Timed imprisonments																				
逾五年至 七年以下	逾七年至 十年以下	逾十年 至十五 年以下	逾十五年	Deten- tion	Punitive fine	Penalty release- d	Acquitt- ed	Not prose- cutable	Case declin- ed	Mistake of compe- tency	Wanted by the law	Other								
3	14	4	-	-	-	-	6	-	1	-	3	1	-	2	15	17				
3	13	4	-	-	-	-	1	-	1	-	3	1	-	2	13	14				
-	-	-	-	-	-	-	3	-	-	-	-	-	-	-	-	-				
-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	2	2				
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-				
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-				
-	1	-	-	-	-	-	1	-	-	-	-	-	-	-	-	1				
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-				
-	-	-	-	-	-	-	2	2	2	-	3	-	2	7	-	2				
-	-	-	-	-	-	-	29	-	-	-	1	-	4	-	-	-				
5	3	-	-	-	-	-	55	-	-	-	6	-	6	-	-	6				
-	-	3	-	1	1	-	-	-	-	-	-	-	1	-	7	1				
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-				
7	2	1	-	2	-	-	26	1	4	-	4	-	105	1	4	17				