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 95 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 or less than 2 years	逾二年至三年以下 Over 2 years or less than 3 years	逾三年至五年以下 Over 3 years or less than 5 years
合計 Total	**5 664**	**4 973**	**11**	**120**	**4 804**	**1 386**	**945**	**272**	**684**
普通刑法計 Subtotal of general criminal law	3 340	2 869	11	50	2 792	827	565	193	453
內亂罪 Offenses against the internal security of the state	1	-	-	-	-	-	-	-	-
外患罪 Offenses against the external security of the state	-	-	-	-	-	-	-	-	-
妨害國交罪 Offenses of interference with relations with other states	-	-	-	-	-	-	-	-	-
瀆職罪 Offenses of malfeasance in office	10	1	-	-	1	1	-	-	-
妨害公務罪 Offenses of interference with public functions	18	17	-	1	16	15	1	-	-
妨害投票罪 Offenses of interference with voting	34	28	-	-	28	28	-	-	-
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	-	-	-	-	-	-	-	-	-
偽證罪 Offenses of perjury	16	10	-	-	10	9	1	-	-
誣告罪 Offenses of malicious accusation	97	52	-	-	52	51	1	-	-
公共危險罪 Offenses against public safety	129	125	-	-	125	85	13	1	22
放火 Arson	37	33	-	-	33	1	5	1	22
燒燬建築物及住宅 Destruction by fire of building and residence	34	30	-	-	30	-	3	1	22
燒燬其他物件 Destruction by fire of other objects	3	3	-	-	3	1	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	91	91	-	-	91	84	7	-	-
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	1	1	-	-	1	1	-	-	-
肇事致人死傷逃逸 Hit and run	85	85	-	-	85	78	7	-	-
其他 Other	5	5	-	-	5	5	-	-	-
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

2006 Unit: individual

Type of sentence					免刑	無罪	免訴	不受理	管轄錯誤	緩刑	保安處分
Time imprisonments			拘役	罰金							
逾五年至七年以下 Over 5 years or less than 7 years	逾七年至十年以下 Over 7 years or less than 10 years	逾十年 Over 10 years	Detention	Punitive fine	Penalty released	Acquitted	Not prosecu-table	Case declined	Mistake in Jurisdiction	Suspension of punishment	Re-habilitative measures
495	**730**	**292**	**16**	**22**	**2**	**558**	**23**	**108**	**-**	**10**	**1**
205	408	141	15	1	-	377	12	82	-	5	1
-	-	-	-	-	-	-	-	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	9	-	-	-
-	-	-	-	-	-	1	-	-	-	-	-
-	-	-	-	-	-	6	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	4	-	2	-	-	-
-	-	-	-	-	-	42	-	3	-	-	-
2	2	-	-	-	-	2	-	2	-	1	-
2	2	-	-	-	-	2	-	2	-	-	-
2	2	-	-	-	-	2	-	2	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-

14.最高法院刑事上訴確定案件裁判結果－按罪名別分(續一)

中華民國 95 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 or less than 2 years	逾二年至三年以下 Over 2 years or less than 3 years	逾三年至五年以下 Over 3 years or less than 5 years
偽造貨幣罪 Offenses of counterfeiting currency	36	36	-	-	36	-	5	2	28
偽造有價證券罪 Offenses of counterfeiting valuable securities	170	145	-	-	145	4	29	13	94
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	600	413	-	-	413	246	120	27	20
偽造變造私文書 Forgery or alteration of private documents	460	331	-	-	331	219	72	24	16
偽造變造公文書 Forgery or alteration of public documents	56	40	-	-	40	6	27	3	4
偽造變造特種文書 Forgery or alteration of special documents	3	2	-	-	2	2	-	-	-
公文書不實登載 False entry in public documents	43	19	-	-	19	2	17	-	-
使公務員登載不實 Causing a functionary to make false entries in public documents	17	4	-	-	4	4	-	-	-
業務上文書登載不實 False entry in occupational documents	12	11	-	-	11	8	3	-	-
偽造盜用印文或署押 Forgery or unauthorized use of impression of a seal or signature	2	-	-	-	-	-	-	-	-
偽造盜用公印或印文 Forgery or unauthorized use of a public seal or impression of a seal	7	6	-	-	6	5	1	-	-
妨害性自主罪 Offenses against sextual autonomy	285	265	-	1	264	27	29	28	106
強制性交猥褻 Forced sexual intercourse or obscene act	283	263	-	-	263	27	29	28	106
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	-	1	1	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-
妨害風化罪 Offenses against sexual morality	191	186	-	-	186	46	123	7	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	189	185	-	-	185	45	123	7	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	2	1	-	-	1	1	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-
妨害婚姻及家庭罪 Offenses against marriage and family	7	7	-	-	7	5	2	-	-

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

2006 Unit: individual

Type of sentence					免刑	無罪	免訴	不受理	管轄錯誤	緩刑	保安處分
Time imprisonments			拘役	罰金							
逾五年至七年以下 Over 5 years or less than 7 years	逾七年至十年以下 Over 7 years or less than 10 years	逾十年 Over 10 years	Detention	Punitive fine	Penalty released	Acquitted	Not prosecu-table	Case declined	Mistake in Jurisdiction	Suspension of punishment	Re-habilitative measures
1	-	-	-	-	-	-	-	-	-	-	-
5	-	-	-	-	-	21	1	3	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	155	4	28	-	-	-
-	-	-	-	-	-	110	4	15	-	-	-
-	-	-	-	-	-	14	-	2	-	-	-
-	-	-	-	-	-	1	-	-	-	-	-
-	-	-	-	-	-	16	-	8	-	-	-
-	-	-	-	-	-	11	-	2	-	-	-
-	-	-	-	-	-	1	-	-	-	-	-
-	-	-	-	-	-	1	-	1	-	-	-
-	-	-	-	-	-	1	-	-	-	-	-
22	47	5	-	-	-	13	-	7	-	-	-
22	47	4	-	-	-	13	-	7	-	-	-
-	-	1	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
1	2	3	-	-	-	4	-	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
1	2	3	-	-	-	3	-	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 95 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 or less than 2 years	逾二年至三年以下 Over 2 years or less than 3 years	逾三年至五年以下 Over 3 years or less than 5 years
褻瀆祀典及侵害墳墓屍體罪 Offenses against religion, graves, and corpses	2	2	-	-	2	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	-	-	-	-	-	-	-	-	-
供給賭博場所等賭博 Gamble of providing gambling places and the like	1	1	-	-	1	1	-	-	-
殺人罪 Offenses of homicide	376	325	6	33	283	63	15	16	19
殺人 Homicide	257	239	6	33	200	-	1	11	18
既遂 Consummation	149	138	6	33	99	-	1	2	1
普通殺人 General homicide	147	136	6	31	99	-	1	2	1
殺害直系尊親屬 Homicide of lineal ascendants by blood	2	2	-	2	-	-	-	-	-
未遂 Attempt	108	101	-	-	101	-	-	9	17
普通殺人 General homicide	107	100	-	-	100	-	-	9	17
殺害直系尊親屬 Homicide of lineal ascendants by blood	1	1	-	-	1	-	-	-	-
過失致死 Manslaughter	119	86	-	-	83	63	14	5	1
一般過失致人於死 General negligent killing	-	-	-	-	-	-	-	-	-
醫師業務過失致人於死 Occupational negligent killing by a physician	13	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	66	58	-	-	57	42	10	5	-
交通一般過失致人於死 General negligent killing by a driver	12	10	-	-	10	7	3	-	-
其他業務過失致人於死 Other occupational negligent killing	28	17	-	-	15	13	1	-	1

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

2006 Unit: individual

Type of sentence					免刑	無罪	免訴	不受理	管轄錯誤	緩刑	保安處分
Time imprisonments			拘役	罰金							
逾五年至七年以下 Over 5 years or less than 7 years	逾七年至十年以下 Over 7 years or less than 10 years	逾十年 Over 10 years	Detention	Punitive fine	Penalty released	Acquitted	Not prosecu-table	Case declined	Mistake in Jurisdiction	Suspension of punishment	Re-habilitative measures
-	-	-	-	-	-	-	-	-	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
62	39	69	3	-	-	45	-	6	-	1	-
62	39	69	-	-	-	14	-	4	-	-	-
8	24	63	-	-	-	10	-	1	-	-	-
8	24	63	-	-	-	10	-	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
54	15	6	-	-	-	4	-	3	-	-	-
54	14	6	-	-	-	4	-	3	-	-	-
-	1	-	-	-	-	-	-	-	-	-	-
-	-	-	3	-	-	31	-	2	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	11	-	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	1	-	-	8	-	-	-	1	-
-	-	-	-	-	-	2	-	-	-	-	-
-	-	-	2	-	-	10	-	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 95 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 or less than 2 years	逾二年至三年以下 Over 2 years or less than 3 years	逾三年至五年以下 Over 3 years or less than 5 years
傷害罪 Offenses of causing bodily harm	184	163	-	-	159	20	6	16	30
傷害直系尊親屬 Bodily harm of lineal ascendants by blood	2	2	-	-	2	2	-	-	-
重傷害 Serious bodily harm	23	17	-	-	17	-	1	10	3
傷害致死 Bodily harm resulting in death	108	102	-	-	102	-	-	2	17
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	1	1	-	-	1	-	1	-	-
交通業務過失傷害 Occupational negligent bodily harm by a driver	-	-	-	-	-	-	-	-	-
交通一般過失傷害 General negligent bodily harm by a driver	4	3	-	-	1	1	-	-	-
其他業務過失傷害 Other occupational negligent bodily harm	-	-	-	-	-	-	-	-	-
其他 Other	46	38	-	-	36	17	4	4	10
墮胎罪 Offenses of abortion	-	-	-	-	-	-	-	-	-
遺棄罪 Offenses of abandonment	6	-	-	-	-	-	-	-	-
妨害自由罪 Offenses against personal liberty	117	103	-	-	97	74	17	6	-
使人為奴隸及買賣質押人口 Enslavement of, trade in, and pawning of, persons	-	-	-	-	-	-	-	-	-
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	84	75	-	-	72	51	15	6	-
強制罪 Coercion offense	19	17	-	-	15	14	1	-	-
恐嚇危害安全 Obstruction of safety by threat	14	11	-	-	10	9	1	-	-
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)

2006 Unit: individual

Type of sentence					免刑	無罪	免訴	不受理	管轄錯誤	緩刑	保安處分
Time imprisonments			拘役	罰金							
逾五年至七年以下 Over 5 years or less than 7 years	逾七年至十年以下 Over 7 years or less than 10 years	逾十年 Over 10 years	Detention	Punitive fine	Penalty released	Acquitted	Not prosecu-table	Case declined	Mistake in Jurisdiction	Suspension of punishment	Re-habilitative measures
18	57	12	4	-	-	13	1	7	-	2	1
-	-	-	-	-	-	-	-	-	-	-	-
3	-	-	-	-	-	5	-	1	-	1	1
15	56	12	-	-	-	5	-	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	2	-	-	1	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	1	-	2	-	-	2	1	5	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	3	-	3	-	-	-
-	-	-	6	-	-	13	-	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	3	-	-	9	-	-	-	-	-
-	-	-	2	-	-	2	-	-	-	-	-
-	-	-	1	-	-	2	-	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-

14.最高法院刑事上訴確定案件裁判結果－按罪名別分(續四)

中華民國 95 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 or less than 2 years	逾二年至三年以下 Over 2 years or less than 3 years	逾三年至五年以下 Over 3 years or less than 5 years
妨害名譽及信用罪 Offenses against personal reputation & credits	5	3	-	-	2	2	-	-	-
妨害秘密罪 Offenses relating to protection of secrets	2	2	-	-	2	1	-	-	1
竊盜罪 Offenses of larceny	76	71	-	-	70	10	19	17	21
普通竊盜竊占 Common theft and theft of movables or immovables	11	8	-	-	7	5	2	-	-
加重竊盜 Severe theft	14	14	-	-	14	5	4	2	3
常業竊盜 Occupational theft	51	49	-	-	49	-	13	15	18
強盜罪 Offenses of robbery	446	436	5	14	417	-	1	9	47
搶奪及海盜罪 Offenses of snatch of property and piracy	67	62	-	-	62	21	12	12	15
侵占罪 Offenses of misappropriation	35	28	-	-	27	17	8	2	-
普通侵占 Common embezzlement	7	3	-	-	3	3	-	-	-
公務公益侵占 Official embezzlement	-	-	-	-	-	-	-	-	-
業務侵占 Occupational embezzlement	27	24	-	-	24	14	8	2	-
侵占遺失物 Embezzlement of lost articles	1	1	-	-	-	-	-	-	-
詐欺罪 Offenses of fraud	244	232	-	-	232	42	118	28	39
一般詐欺 Common fraud	35	27	-	-	27	15	3	7	2
常業詐欺 Occupational fraud	209	205	-	-	205	27	115	21	37
背信罪 Offenses of breach of trust	18	7	-	-	7	5	2	-	-
重利罪 Offenses of usury	61	57	-	-	57	29	24	3	1
恐嚇取財罪 Offenses of obtaining property by threats	35	34	-	-	34	14	13	4	3
擄人勒贖罪 Offenses of kidnapping for ransom	42	42	-	1	41	-	-	1	3
贓物罪 Offenses relating to illegally obtained property	9	9	-	-	9	3	5	1	-
毀棄損壞罪 Offenses of destruction, abandonment, and damage of property	19	6	-	-	6	6	-	-	-
妨害電腦使用罪 Offenses of impairment to use of computers	-	-	-	-	-	-	-	-	-

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

2006 Unit: individual

Type of sentence					免刑	無罪	免訴	不受理	管轄錯誤	緩刑	保安處分
Time imprisonments			拘役	罰金							
逾五年至七年以下 Over 5 years or less than 7 years	逾七年至十年以下 Over 7 years or less than 10 years	逾十年 Over 10 years	Detention	Punitive fine	Penalty released	Acquitted	Not prosecu-table	Case declined	Mistake in Jurisdiction	Suspension of punishment	Re-habilitative measures
-	-	-	1	-	-	2	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
3	-	-	1	-	-	2	2	1	-	-	-
-	-	-	1	-	-	1	2	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
3	-	-	-	-	-	1	-	1	-	-	-
82	244	34	-	-	-	7	-	3	-	-	-
-	2	-	-	-	-	4	1	-	-	-	-
-	-	-	-	1	-	7	-	-	-	-	-
-	-	-	-	-	-	4	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	3	-	-	-	-	-
-	-	-	-	1	-	-	-	-	-	-	-
5	-	-	-	-	-	10	-	2	-	-	-
-	-	-	-	-	-	7	-	1	-	-	-
5	-	-	-	-	-	3	-	1	-	-	-
-	-	-	-	-	-	7	3	1	-	-	-
-	-	-	-	-	-	4	-	-	-	-	-
-	-	-	-	-	-	1	-	-	-	-	-
4	15	18	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	11	-	2	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-

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 95 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 or less than 2 years	逾二年至三年以下 Over 2 years or less than 3 years	逾三年至五年以下 Over 3 years or less than 5 years
特別刑事法令計 Sub-total of special criminal law	**2 324**	**2 104**	**-**	**70**	**2 012**	**559**	**380**	**79**	**231**
貪污治罪條例 Punishment of corruption act	159	101	-	-	101	6	20	12	15
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	2	2	-	-	2	2	-	-	-
違反電信法 Violation of the telecommunications act	1	1	-	-	1	-	1	-	-
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	36	36	-	-	36	26	7	1	1
違反森林法 Violation of the forestry law	14	11	-	-	11	6	5	-	-
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	1 069	1 037	-	67	970	270	125	10	63
製造運輸販賣 Manufacture, transport, or sale	660	635	-	67	568	-	4	6	61
施用 Use	353	350	-	-	350	252	96	2	-
其他 Other	56	52	-	-	52	18	25	2	2
陸海空軍刑法 Criminal law of the armed forces	-	-	-	-	-	-	-	-	-
違反水利法 Violation of the irrigation management law	3	3	-	-	3	3	-	-	-
違反電業法 Violation of the electricity management law	5	5	-	-	5	5	-	-	-
違反海商法 Violation of the maritime commercial law	-	-	-	-	-	-	-	-	-
違反就業服務法 Violation of the employment services law	-	-	-	-	-	-	-	-	-
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	-	-	-	-	-	-	-	-	-

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

2006 Unit: individual

Type of sentence					免刑	無罪	免訴	不受理	管轄錯誤	緩刑	保安處分
Time imprisonments			拘役	罰金							
逾五年至七年以下 Over 5 years or less than 7 years	逾七年至十年以下 Over 7 years or less than 10 years	逾十年 Over 10 years	Detention	Punitive fine	Penalty released	Acquitted	Not prosecu-table	Case declined	Mistake in Jurisdiction	Suspension of punishment	Re-habilitative measures
290	**322**	**151**	**1**	**21**	**2**	**181**	**11**	**26**	**-**	**5**	**-**
27	14	7	-	-	-	54	1	3	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	1	-	-	-	-	-	-	-	-	2	-
-	-	-	-	-	-	3	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
80	284	138	-	-	2	23	3	4	-	-	-
78	282	137	-	-	-	20	2	3	-	-	-
-	-	-	-	-	2	-	-	1	-	-	-
2	2	1	-	-	-	3	1	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-

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 95 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 or less than 2 years	逾二年至三年以下 Over 2 years or less than 3 years	逾三年至五年以下 Over 3 years or less than 5 years
違反各種稅法 Violation of various taxation laws	12	10	-	-	9	9	-	-	-
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	14	14	-	-	14	-	-	-	2
違反醫師法 Violation of the physicians law	9	8	-	-	8	3	3	1	1
違反藥事法 Violation of the pharmaceutical affairs act	15	14	-	-	11	8	3	-	-
偽藥 Counterfeit medicine	15	14	-	-	11	8	3	-	-
其他 Other	-	-	-	-	-	-	-	-	-
違反麻醉藥品管理條例 Violation of the anaesthetics control act	14	11	-	-	11	1	1	1	1
違反著作權法 Violation of the copyright law	69	46	-	-	42	19	23	-	-
違法重製罪 Offence of unlawful reproduction	27	18	-	-	16	16	-	-	-
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	2	2	-	-	2	1	1	-	-
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	-	-	-	-	-	-	-	-	-
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	40	26	-	-	24	2	22	-	-
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	7	6	-	-	6	6	-	-	-
違反野生動物保育法 Violation of the wildlife conservation law	2	2	-	-	2	2	-	-	-
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	27	27	-	-	27	13	12	-	2

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

2006 Unit: individual

Type of sentence					免刑	無罪	免訴	不受理	管轄錯誤	緩刑	保安處分
Time imprisonments			拘役	罰金							
逾五年至七年以下 Over 5 years or less than 7 years	逾七年至十年以下 Over 7 years or less than 10 years	逾十年 Over 10 years	Detention	Punitive fine	Penalty released	Acquitted	Not prosecu-table	Case declined	Mistake in Jurisdiction	Suspension of punishment	Re-habilitative measures
-	-	-	1	-	-	2	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
9	2	1	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	1	-	-	-	-	-
-	-	-	-	3	-	1	-	-	-	-	-
-	-	-	-	3	-	1	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
6	-	1	-	-	-	2	1	-	-	-	-
-	-	-	-	4	-	20	3	-	-	-	-
-	-	-	-	2	-	9	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	2	-	11	3	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-

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 95 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 or less than 2 years	逾二年至三年以下 Over 2 years or less than 3 years	逾三年至五年以下 Over 3 years or less than 5 years
違反公司法 Violation of the company law	7	6	-	-	6	5	1	-	-
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	3	3	-	-	3	3	-	-	-
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	3	3	-	-	3	3	-	-	-
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	453	439	-	3	436	23	95	40	116
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	8	6	-	-	6	-	2	-	4
違反選舉罷免法 Violation of the election and recall law	92	58	-	-	58	51	6	1	-
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	72	65	-	-	65	12	6	3	15
違反兒童及少年福利法 Violation of the children's and juvenile's welfare law	-	-	-	-	-	-	-	-	-
其他 Other	231	193	-	-	179	86	70	10	11

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

2006 Unit: individual

Type of sentence					免刑	無罪	免訴	不受理	管轄錯誤	緩刑	保安處分
Time imprisonments			拘役	罰金							
逾五年至七年以下 Over 5 years or less than 7 years	逾七年至十年以下 Over 7 years or less than 10 years	逾十年 Over 10 years	Detention	Punitive fine	Penalty released	Acquitted	Not prosecu-table	Case declined	Mistake in Jurisdiction	Suspension of punishment	Re-habilitative measures
-	-	-	-	-	-	-	1	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
141	19	2	-	-	-	13	-	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	2	-	-	-
-	-	-	-	-	-	33	-	1	-	-	-
26	1	2	-	-	-	4	2	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
1	1	-	-	14	-	25	-	13	-	2	-