13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分

中華民國 100 年　　單位：件；人

罪名別 Crime Type	終結件數 Cases closed	被告人數 合計 Total	上訴駁回 Appeals dismissed															
			科刑 Individuals Sentenced														免除其刑 Penalty released	無罪 Acquitted
			死刑 Death Sentence	無期徒刑 Life Sentence	有期徒刑 Timed imprisonment									拘役 Detention	罰金 Punitive fine			
					六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years				
合計 Total	**20 460**	**28 824**	**3**	**19**	**3 702**	**3 675**	**976**	**228**	**748**	**249**	**529**	**98**	**246**	**869**	**126**	**-**	**3 671**
普通刑法計 Subtotal of general criminal law	**12 137**	**16 998**	**3**	**13**	**3 091**	**1 880**	**491**	**90**	**283**	**93**	**226**	**40**	**8**	**833**	**88**	**-**	**2 483**
瀆職罪 Offenses of malfeasance in office	29	71	-	-	3	2	-	-	-	-	-	-	-	-	-	-	9
妨害公務罪 Offenses of interference with public functions	70	89	-	-	22	3	-	-	-	-	-	-	-	14	-	-	14
妨害投票罪 Offenses of interference with voting	41	246	-	-	82	2	-	-	-	-	-	-	-	-	-	-	54
妨害秩序罪 Offenses of interference with public order	1	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
脫逃罪 Offenses of escape	2	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1
藏匿人犯及湮滅證據罪 Offenses of concealment of offenders and destruction of evidence	12	42	-	-	15	2	3	-	-	-	-	-	-	1	-	-	5
偽證罪 Offenses of perjury	135	218	-	-	55	24	1	-	-	-	-	-	-	-	-	-	65
誣告罪 Offenses of malicious accusation	188	235	-	-	45	11	-	-	-	-	-	-	-	1	-	-	75
公共危險罪 Offenses against public safety	664	700	-	-	141	214	21	4	14	3	-	-	-	11	1	-	57
放火 Arson	67	83	-	-	-	1	13	4	14	3	-	-	-	-	-	-	5
燒燬建築物及住宅 Destruction by fire of building and residence	49	62	-	-	-	-	6	3	14	3	-	-	-	-	-	-	4
燒燬其他物件 Destruction by fire of other objects	18	21	-	-	-	1	7	1	-	-	-	-	-	-	-	-	1
失火 Negligent fire	18	21	-	-	4	1	-	-	-	-	-	-	-	6	-	-	2
燒燬建築物及住宅 Destruction by fire of building and residence	11	13	-	-	4	1	-	-	-	-	-	-	-	3	-	-	2
燒燬其他物件 Destruction by fire of other objects	7	8	-	-	-	-	-	-	-	-	-	-	-	3	-	-	-
違背建築術成規 Violation of building practice	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1
妨害衛生 Obstruction to sanitation	-	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2
漏逸氣體 Gas leak	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
妨害交通安全 Obstruction to traffic safety	575	589	-	-	137	212	8	-	-	-	-	-	-	5	1	-	43
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	191	193	-	-	52	71	-	-	-	-	-	-	-	5	1	-	7
肇事致人死傷逃逸 Hit and run	368	368	-	-	80	141	7	-	-	-	-	-	-	-	-	-	31
其他 Other	16	28	-	-	5	-	1	-	-	-	-	-	-	-	-	-	5
危險物 Hazard materials	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1
爆裂物 Explosives	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1
核能放射線 Nuclear radiation	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	2	3	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type

2011 Unit: case; individual

Defendants																		
			撤銷改判維持原刑期 Revocation of previous judgment by new judgment but with same period of imprisonment															
免訴 Not prose-cutable	不受理 Case declined	管轄錯誤 Mistake of compe-tency	科刑 Individuals Sentenced														免除其刑 Penalty released	無罪 Acquitted
			死刑 Death Sent-ence	無期徒刑 Life Sent-ence	有刑徒刑 Timed imprisonments										拘役 Deten-tion	罰金 Punitive fine		
					六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years					
46	**291**	**12**	**19**	**44**	**753**	**561**	**466**	**147**	**460**	**149**	**478**	**85**	**218**	**47**	**20**	**2**	**35**
27	**233**	**10**	**19**	**27**	**569**	**412**	**194**	**22**	**125**	**33**	**167**	**28**	**2**	**44**	**11**	**-**	**23**
-	38	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-
-	1	-	-	-	2	2	-	-	-	-	-	-	-	-	-	-	1
-	-	-	-	-	20	2	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-
-	6	-	-	-	13	-	-	-	-	-	-	-	-	-	-	-	-
1	31	2	-	-	2	1	2	1	-	-	-	-	-	-	-	-	-
-	9	-	-	-	10	22	4	-	4	1	-	-	-	-	-	-	1
-	-	-	-	-	-	-	2	-	4	1	-	-	-	-	-	-	1
-	-	-	-	-	-	-	1	-	4	1	-	-	-	-	-	-	1
-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	9	-	-	-	10	22	2	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	9	-	-	-	2	4	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	6	17	2	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	2	1	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續一)

中華民國 100 年　　單位：人

罪名別 Crime Type	被告人數 Defendants													
	撤銷改判減免或無罪 Revocation of previous judgment by new judgment but with reduced penalty or not guilty													
	科刑 Individuals Sentenced												免除其刑 Penalty released	無罪 Acquitted
	無期徒刑 Life Sentence	有期徒刑 Timed imprisonments									拘役 Detention	罰金 Punitive fine		
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years				
合計 Total	**11**	**999**	**627**	**675**	**237**	**564**	**236**	**378**	**135**	**115**	**140**	**33**	**5**	**920**
普通刑法計 Subtotal of general criminal law	**10**	**778**	**386**	**335**	**77**	**184**	**57**	**132**	**36**	**8**	**133**	**26**	**3**	**479**
瀆職罪 Offenses of malfeasance in office	-	1	-	1	-	-	-	-	-	-	-	-	-	1
妨害公務罪 Offenses of interference with public functions	-	2	-	3	-	1	-	-	-	-	1	1	-	1
妨害投票罪 Offenses of interference with voting	-	31	2	-	-	-	-	-	-	-	-	-	-	10
妨害秩序罪 Offenses of interference with public order	-	-	1	-	-	-	-	-	-	-	-	-	-	-
脫逃罪 Offenses of escape	-	-	1	-	-	-	-	-	-	-	-	-	-	-
藏匿人犯及湮滅證據罪 Offenses of concealment of offenders and destruction of evidence	-	1	1	-	-	-	-	-	-	-	-	-	-	1
偽證罪 Offenses of perjury	-	16	3	2	-	-	-	-	-	-	-	-	-	4
誣告罪 Offenses of malicious accusation	-	12	1	-	1	-	-	-	-	-	1	-	-	24
公共危險罪 Offenses against public safety	-	34	8	10	1	8	2	-	-	-	1	-	1	12
放火 Arson	-	-	-	10	1	8	2	-	-	-	-	-	1	-
燒燬建築物及住宅 Destruction by fire of building and residence	-	-	-	5	1	6	2	-	-	-	-	-	1	-
燒燬其他物件 Destruction by fire of other objects	-	-	-	5	-	2	-	-	-	-	-	-	-	-
失火 Negligent fire	-	-	-	-	-	-	-	-	-	-	1	-	-	1
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	-	-	-	-	-	-	-	-	-	-	1	-	-	1
違背建築術成規 Violation of building practice	-	-	-	-	-	-	-	-	-	-	-	-	-	-
妨害衛生 Obstruction to sanitation	-	-	-	-	-	-	-	-	-	-	-	-	-	-
漏逸氣體 Gas leak	-	-	-	-	-	-	-	-	-	-	-	-	-	-
妨害交通安全 Obstruction to traffic safety	-	34	8	-	-	-	-	-	-	-	-	-	-	11
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	-	8	2	-	-	-	-	-	-	-	-	-	-	-
肇事致人死傷逃逸 Hit and run	-	25	6	-	-	-	-	-	-	-	-	-	-	11
其他 Other	-	1	-	-	-	-	-	-	-	-	-	-	-	-
危險物 Hazard materials	-	-	-	-	-	-	-	-	-	-	-	-	-	-
爆裂物 Explosives	-	-	-	-	-	-	-	-	-	-	-	-	-	-
核能放射線 Nuclear radiation	-	-	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	-

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 1)

2011 Unit: individual

Defendants																			
撤銷改判加重 Revocation of previous judgment by new judgment but with increased penalty														撤銷改判免訴	撤銷改判不受理	撤銷改判管轄錯誤	撤銷改判發回原審法院	撤回	其他
科刑 Individuals Sentenced													免除其刑						
死刑	無期徒刑	有刑徒刑 timed imprisonments									拘役	罰金							
		六月以下	逾六月至一年以下	逾一年至二年以下	逾二年至三年以下	逾三年至五年以下	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									
Death Sentence	Life Sentence	6 or less than 6 months	Over 6 months to 1 year	Over 1 year to 2 years	Over 2 years to 3 years	Over 3 years to 5 years	Over 5 years to 7 years	Over 7 years to 10 years	Over 10 years to 15 years	Over 15 years	Detention	Punitive fine	Penalty released	Revocation of previous judgment by new judgment but of exemption from prosecution	Revocation of previous judgment by new judgment but of non-entertainment	Revocation of previous judgment by new judgment but of wrong jurisdiction	Revocation of previous judgment and returned back to original court	Withdrawn	Other
5	**8**	**738**	**351**	**222**	**90**	**220**	**140**	**206**	**68**	**53**	**187**	**54**	**2**	**37**	**141**	**21**	**169**	**2 007**	**58**
5	**6**	**596**	**265**	**135**	**37**	**100**	**44**	**82**	**37**	**1**	**180**	**42**	**-**	**17**	**97**	**1**	**113**	**1 000**	**28**
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	15	-	-	-	-
-	-	14	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	6	-
-	-	42	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	5	2	-	-	-	-	-	-	-	2	-	-	-	1	-	-	2	-
-	-	9	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	17	1
-	-	11	1	-	-	-	-	-	-	-	2	-	-	-	5	-	-	5	-
-	-	25	10	7	-	1	-	1	-	-	5	1	-	-	6	-	11	39	-
-	-	-	-	4	-	1	-	-	-	-	-	-	-	-	1	-	-	7	-
-	-	-	-	2	-	1	-	-	-	-	-	-	-	-	1	-	-	6	-
-	-	-	-	2	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-
-	-	-	-	-	-	-	-	-	-	-	5	-	-	-	-	-	1	-	-
-	-	-	-	-	-	-	-	-	-	-	3	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	2	-	-	-	-	-	1	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	25	10	3	-	-	-	1	-	-	-	1	-	-	5	-	10	32	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	5	3	-	-	-	-	-	-	-	-	1	-	-	4	-	10	9	-
-	-	11	7	3	-	-	-	-	-	-	-	-	-	-	1	-	-	20	-
-	-	9	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	3	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續二)

(保安處分、緩刑、從刑、累犯、得易科罰金及減刑人數)

中華民國 100 年　　單位：人

罪名別 Crime Type	保安處分人數 Number of persons of rehabilitative measures								緩刑人數		
	合計 Total	感化教育 Re-formatory education	監護 Guardian	禁戒 Compul-sory cure	強制工作 Compul-sory work	強制治療 Compul-sory treatment	保護管束 Probation	驅逐出境 Expel from the country	合計 Total		
									六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine
合計 Total	**798**	**-**	**39**	**8**	**135**	**60**	**501**	**55**	**1 157**	**1 222**	**243**
普通刑法計 Subtotal of general criminal law	**559**	**-**	**38**	**8**	**116**	**60**	**304**	**33**	**944**	**599**	**233**
瀆職罪 Offenses of malfeasance in office	-	-	-	-	-	-	-	-	2	-	-
妨害公務罪 Offenses of interference with public functions	1	-	-	-	1	-	-	-	7	-	-
妨害投票罪 Offenses of interference with voting	13	-	-	-	-	-	13	-	96	2	-
妨害秩序罪 Offenses of interference with public order	-	-	-	-	-	-	-	-	-	-	-
脫逃罪 Offenses of escape	-	-	-	-	-	-	-	-	-	-	-
藏匿人犯及湮滅證據罪 Offenses of concealment of offenders and destruction of evidence	2	-	-	-	-	-	2	-	3	-	1
偽證罪 Offenses of perjury	3	-	-	-	-	-	3	-	25	2	-
誣告罪 Offenses of malicious accusation	3	-	-	-	-	-	3	-	17	2	-
公共危險罪 Offenses against public safety	31	-	2	4	1	-	24	-	35	52	1
放火 Arson	5	-	1	-	-	-	4	-	-	6	-
燒燬建築物及住宅 Destruction by fire of building and residence	4	-	1	-	-	-	3	-	-	4	-
燒燬其他物件 Destruction by fire of other objects	1	-	-	-	-	-	1	-	-	2	-
失火 Negligent fire	-	-	-	-	-	-	-	-	-	-	1
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	-	-	-	-	-	-	-	-	-	-	1
違背建築術成規 Violation of building practice	-	-	-	-	-	-	-	-	-	-	-
妨害衛生 Obstruction to sanitation	-	-	-	-	-	-	-	-	-	-	-
漏逸氣體 Gas leak	-	-	-	-	-	-	-	-	-	-	-
妨害交通安全 Obstruction to traffic safety	26	-	1	4	1	-	20	-	35	46	-
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	4	-	-	4	-	-	-	-	2	-	-
肇事致人死傷逃逸 Hit and run	20	-	-	-	-	-	20	-	33	45	-
其他 Other	2	-	1	-	1	-	-	-	-	1	-
危險物 Hazard materials	-	-	-	-	-	-	-	-	-	-	-
爆裂物 Explosives	-	-	-	-	-	-	-	-	-	-	-
核能放射線 Nuclear radiation	-	-	-	-	-	-	-	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 2)

2011 Unit: individual

Number of persons suspended of punishment						從刑 Accessory penalties				累犯人數	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		
普通被告 General defendants			少年被告 Juvenile defendants			褫奪公權人數	沒收件數	沒收並追徵、追繳或抵償件數	追徵、追繳或抵償件數						
六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine	Number of persons deprived of civil rights	Number of confisca-tion cases	Number of confisca-tion and payment	Number of payment	Number of recidivists	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	拘役 Detention	依九十六年減刑條例 As the Reduction of Penalties Act of 2007	依八十年減刑條例 As the Reduction of Penalties Act of 1991	依七十七年減刑條例 As the Reduction of Penalties Act of 1988
1 157	**1 195**	**243**	**-**	**27**	**-**	**1 464**	**4 657**	**1 862**	**26**	**6 441**	**5 659**	**1 312**	**2 240**	**8**	**1**
944	**588**	**233**	**-**	**11**	**-**	**315**	**2 226**	**4**	**1**	**2 898**	**4 777**	**1 253**	**1 451**	**7**	**1**
2	-	-	-	-	-	-	-	-	-	-	5	-	8	-	-
7	-	-	-	-	-	-	4	-	-	21	38	18	14	-	-
96	2	-	-	-	-	177	4	1	-	4	173	-	23	-	-
-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
3	-	1	-	-	-	-	1	-	-	4	22	3	3	-	-
25	2	-	-	-	-	-	5	-	-	26	-	-	18	-	-
17	2	-	-	-	-	-	4	-	-	9	6	4	28	2	-
35	52	1	-	-	-	-	33	-	-	247	209	19	6	-	-
-	6	-	-	-	-	-	29	-	-	29	-	-	-	-	-
-	4	-	-	-	-	-	22	-	-	21	-	-	-	-	-
-	2	-	-	-	-	-	7	-	-	8	-	-	-	-	-
-	-	1	-	-	-	-	-	-	-	-	4	12	-	-	-
-	-	-	-	-	-	-	-	-	-	-	4	6	-	-	-
-	-	1	-	-	-	-	-	-	-	-	-	6	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
35	46	-	-	-	-	-	4	-	-	218	205	7	6	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
2	-	-	-	-	-	-	2	-	-	108	68	7	-	-	-
33	45	-	-	-	-	-	1	-	-	109	121	-	5	-	-
-	1	-	-	-	-	-	1	-	-	1	16	-	1	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續三)

中華民國 100 年　　單位：件；人

罪名別 Crime Type	終結件數 Cases closed	被告人數																
		合計 Total	上訴駁回 Appeals dismissed														免除其刑 Penalty released	無罪 Acquitted
			科刑 Individuals Sentenced															
			死刑 Death Sentence	無期徒刑 Life Sentence	有刑徒刑 timed imprisonments									拘役 Detention	罰金 Punitive fine			
					六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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 10years	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years				
偽造貨幣罪 Offenses of counterfeiting currency	5	5	-	-	-	-	-	1	1	-	-	-	-	-	1	-	-
偽造有價證券罪 Offenses of counterfeiting valuable securities	273	333	-	-	3	2	38	3	45	3	-	-	-	-	-	-	42
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	1 165	1 778	-	-	318	75	111	9	5	2	1	-	-	12	-	-	278
偽造變造私文書 Forgery or alteration of private documents	727	957	-	-	197	51	10	5	2	-	-	-	-	-	-	-	164
偽造變造公文書 Forgery or alteration of public documents	212	361	-	-	3	20	98	4	3	2	1	-	-	-	-	-	23
偽造變造特種文書 Forgery or alteration of special documents	12	16	-	-	4	-	-	-	-	-	-	-	-	-	-	-	5
公文書不實登載 False entry in public documents	40	104	-	-	7	3	2	-	-	-	-	-	-	-	-	-	13
使公務員登載不實 Causing a functionary to make false entries in public documents	121	240	-	-	79	-	-	-	-	-	-	-	-	8	-	-	53
業務上文書登載不實 False entry in occupational documents	35	79	-	-	23	-	-	-	-	-	-	-	-	4	-	-	14
偽造盜用印文或署押 Forgery or unauthorized use of impression of a seal or signature	6	7	-	-	1	-	-	-	-	-	-	-	-	-	-	-	3
偽造盜用公印或印文 Forgery or unauthorized use of a public seal or impression of a seal	12	14	-	-	4	1	1	-	-	-	-	-	-	-	-	-	3
妨害性自主罪 Offenses against sextual autonomy	1 017	1 076	-	-	32	52	54	19	165	15	75	6	-	-	-	-	83
強制性交猥褻 Forced sexual intercourse or obscene act	998	1 057	-	-	32	48	54	18	165	15	75	6	-	-	-	-	81
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	5	5	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	14	14	-	-	-	4	-	1	-	-	-	-	-	-	-	-	2
妨害風化罪 Offenses against sexual morality	173	303	-	-	78	24	4	-	1	-	2	-	-	5	-	-	34
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	158	284	-	-	77	22	4	-	1	-	2	-	-	4	-	-	29
製造散布持有陳列猥褻文字圖畫物品 Production, distribution, possession or display of pornographic text or article	12	16	-	-	1	1	-	-	-	-	-	-	-	-	-	-	5
其他 Other	3	3	-	-	-	1	-	-	-	-	-	-	-	1	-	-	-
妨害婚姻及家庭罪 Offenses against marriage and family	75	96	-	-	42	2	1	-	-	-	-	-	-	-	-	-	17

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 3)

2011 Unit: case; individual

Defendants																		
			撤銷改判維持原刑期 Revocation of previous judgment by new judgment but with same period of imprisonment															
免訴 Not prose-cutable	不受理 Case declined	管轄錯誤 Mistake of compe-tency	科刑 Individuals Sentenced														免除其刑 Penalty released	無罪 Acquitted
			死刑 Death Sent-ence	無期徒刑 Life Sent-ence	有刑徒刑 timed imprisonments										拘役 Deten-tion	罰金 Punitive fine		
					六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years				
-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-
1	-	-	-	-	4	-	22	1	22	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
4	34	5	-	-	115	43	77	5	3	-	-	-	-	3	-	-	2	
1	18	-	-	-	93	26	10	3	3	-	-	-	-	-	-	-	1	
-	2	-	-	-	1	10	59	2	-	-	-	-	-	-	-	-	-	
1	-	-	-	-	3	-	-	-	-	-	-	-	-	-	-	-	-	
-	10	-	-	-	2	6	7	-	-	-	-	-	-	-	-	-	-	
-	4	4	-	-	12	1	1	-	-	-	-	-	-	2	-	-	1	
-	-	1	-	-	3	-	-	-	-	-	-	-	-	1	-	-	-	
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	
2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	3	-	2	-	9	14	8	4	52	6	44	-	-	-	-	-	-	
-	3	-	-	-	9	14	8	4	52	6	44	-	-	-	-	-	-	
-	-	-	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	27	7	1	-	2	-	3	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	25	6	1	-	2	-	3	-	-	-	-	-	-	
-	-	-	-	-	2	1	-	-	-	-	-	-	-	-	-	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	2	-	-	-	2	-	-	-	-	-	-	-	-	-	-	-	-	

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續四)

中華民國 100 年　　單位：人

罪名別 Crime Type	被告人數													
	撤銷改判減免或無罪 Revocation of previous judgment by new judgment but with reduced penalty or not guilty													
	科刑 Individuals Sentenced												免除其刑 Penalty released	無罪 Acquitted
	無期徒刑 Life Sentence	有刑徒刑 timed imprisonments									拘役 Detention	罰金 Punitive fine		
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years				
偽造貨幣罪 Offenses of counterfeiting currency	-	-	-	-	-	-	-	-	-	-	-	-	-	-
偽造有價證券罪 Offenses of counterfeiting valuable securities	-	1	10	41	8	19	-	-	-	-	-	-	-	11
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	-	120	71	78	13	2	3	-	-	-	6	-	-	68
偽造變造私文書 Forgery or alteration of private documents	-	77	32	22	4	1	2	-	-	-	-	-	-	49
偽造變造公文書 Forgery or alteration of public documents	-	2	15	39	9	1	1	-	-	-	-	-	-	4
偽造變造特種文書 Forgery or alteration of special documents	-	-	-	-	-	-	-	-	-	-	1	-	-	-
公文書不實登載 False entry in public documents	-	13	19	14	-	-	-	-	-	-	-	-	-	-
使公務員登載不實 Causing a functionary to make false entries in public documents	-	13	1	-	-	-	-	-	-	-	-	-	-	15
業務上文書登載不實 False entry in occupational documents	-	12	4	3	-	-	-	-	-	-	5	-	-	-
偽造盜用印文或署押 Forgery or unauthorized use of impression of a seal or signature	-	1	-	-	-	-	-	-	-	-	-	-	-	-
偽造盜用公印或印文 Forgery or unauthorized use of a public seal or impression of a seal	-	2	-	-	-	-	-	-	-	-	-	-	-	-
妨害性自主罪 Offenses against sextual autonomy	1	16	16	39	12	78	6	38	-	-	-	-	-	51
強制性交猥褻 Forced sexual intercourse or obscene act	-	15	15	38	11	78	6	38	-	-	-	-	-	50
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	1	-	-	-	-	-	-	-	-	-	-	-	-	1
其他 Other	-	1	1	1	1	-	-	-	-	-	-	-	-	-
妨害風化罪 Offenses against sexual morality	-	25	15	1	2	1	4	-	-	-	-	-	-	7
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	-	25	15	1	2	1	4	-	-	-	-	-	-	6
製造散布持有陳列猥褻文字圖畫物品 Production, distribution, possession or display of pornographic text or article	-	-	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	1
妨害婚姻及家庭罪 Offenses against marriage and family	-	7	-	-	-	-	-	-	-	-	-	-	-	5

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 4)

2011 Unit: individual

Defendants																					
撤銷改判加重 Revocation of previous judgment by new judgment but with increased penalty															撤銷改判免訴 Revocation of previous judgment by new judgment but of exemption from prosecution	撤銷改判不受理 Revocation of previous judgment by new judgment but of non-entertainment	撤銷改判管轄錯誤 Revocation of previous judgment by new judgment but of wrong jurisdiction	撤銷改判發回原審法院 Revocation of previous judgment and returned back to original court	撤回 Withdrawn	其他 Other
科刑 Individuals Sentenced													免除其刑 Penalty released								
死刑 Death Sentence	無期徒刑 Life Sentence	有刑徒刑 timed imprisonments									拘役 Detention	罰金 Punitive fine									
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years											
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-	
-	-	-	2	4	2	16	-	-	-	-	-	-	-	1	2	-	3	26	1		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
-	-	81	22	28	8	5	-	-	-	-	5	-	-	3	8	-	12	137	6		
-	-	50	17	9	8	2	-	-	-	-	-	-	-	3	7	-	9	79	2		
-	-	-	1	16	-	3	-	-	-	-	-	-	-	-	-	-	-	40	2		
-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-		
-	-	2	3	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1		
-	-	25	1	-	-	-	-	-	-	-	4	-	-	-	1	-	2	12	1		
-	-	2	-	-	-	-	-	-	-	-	1	-	-	-	-	-	1	5	-		
-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	4	18	10	5	51	9	24	1	-	-	-	-	-	4	-	4	44	2		
-	-	4	16	10	5	51	9	24	-	-	-	-	-	-	4	-	4	43	2		
-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-		
-	-	-	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-		
-	-	28	1	1	-	-	-	1	-	-	1	-	-	-	1	-	3	24	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	24	1	1	-	-	-	1	-	-	1	-	-	-	1	-	3	22	-		
-	-	4	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	-		
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
-	-	7	-	1	-	-	-	-	-	-	-	-	-	-	-	-	4	6	-		

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續五)

(保安處分、緩刑、從刑、累犯、得易科罰金及減刑人數)

中華民國 100 年　　單位：人

罪名別 Crime Type	保安處分人數 Number of persons of rehabilitative measures								緩刑人數		
	合計 Total	感化教育 Re-formatory education	監護 Guardian	禁戒 Compul-sory cure	強制工作 Compul-sory work	強制治療 Compul-sory treatment	保護管束 Probation	驅逐出境 Expel from the country	合計 Total		
									六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine
偽造貨幣罪 Offenses of counterfeiting currency	-	-	-	-	-	-	-	-	-	-	-
偽造有價證券罪 Offenses of counterfeiting valuable securities	8	-	-	-	-	-	6	2	1	33	-
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	33	-	1	-	8	1	21	2	153	99	8
偽造變造私文書 Forgery or alteration of private documents	13	-	1	-	2	1	9	-	93	30	-
偽造變造公文書 Forgery or alteration of public documents	11	-	-	-	6	-	5	-	1	27	-
偽造變造特種文書 Forgery or alteration of special documents	-	-	-	-	-	-	-	-	1	-	-
公文書不實登載 False entry in public documents	-	-	-	-	-	-	-	-	12	35	-
使公務員登載不實 Causing a functionary to make false entries in public documents	9	-	-	-	-	-	7	2	36	3	3
業務上文書登載不實 False entry in occupational documents	-	-	-	-	-	-	-	-	10	4	5
偽造盜用印文或署押 Forgery or unauthorized use of impression of a seal or signature	-	-	-	-	-	-	-	-	-	-	-
偽造盜用公印或印文 Forgery or unauthorized use of a public seal or impression of a seal	-	-	-	-	-	-	-	-	-	-	-
妨害性自主罪 Offenses against sextual autonomy	140	-	5	1	-	59	74	1	14	68	-
強制性交猥褻 Forced sexual intercourse or obscene act	136	-	5	1	-	57	72	1	14	66	-
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	1	-	-	-	-	1	-	-	-	-	-
其他 Other	3	-	-	-	-	1	2	-	-	2	-
妨害風化罪 Offenses against sexual morality	3	-	-	-	-	-	3	-	9	3	2
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	2	-	-	-	-	-	2	-	9	2	2
製造散布持有陳列猥褻文字圖畫物品 Production, distribution, possession or display of pornographic text or article	1	-	-	-	-	-	1	-	-	1	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-
妨害婚姻及家庭罪 Offenses against marriage and family	1	-	-	-	-	-	1	-	6	1	-

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 5)

2011 Unit: individual

Number of persons suspended of punishment						從刑 Accessory penalties				累犯人數	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		
普通被告 General defendants			少年被告 Juvenile defendants			褫奪公權人數	沒收件數	沒收並追徵、追繳或抵償件數	追徵、追繳或抵償件數						
六月以下有期徒刑 Timed imprisonments of 6 or less than 6 months	逾六月有期徒刑 Timed imprisonments more than 6 months	拘役罰金 Detention or punitive fine	六月以下有期徒刑 Timed imprisonments of 6 or less than 6 months	逾六月有期徒刑 Timed imprisonments more than 6 months	拘役罰金 Detention or punitive fine	Number of persons deprived of civil rights	Number of confiscation cases	Number of confiscation and payment	Number of payment	Number of recidivists	六月以下有期徒刑 Timed imprisonments of 6 or less than 6 months	拘役 Detention	依九十六年減刑條例 As the Reduction of Penalties Act of 2007	依八十年減刑條例 As the Reduction of Penalties Act of 1991	依七十七年減刑條例 As the Reduction of Penalties Act of 1988
-	-	-	-	-	-	-	4	-	-	2	-	-	-	-	-
1	33	-	-	-	-	-	193	-	-	41	7	-	13	1	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
153	99	8	-	-	-	-	505	1	-	157	611	26	518	2	-
93	30	-	-	-	-	-	335	-	-	88	421	-	282	-	-
1	27	-	-	-	-	-	148	-	-	52	-	-	15	-	-
1	-	-	-	-	-	-	6	-	-	3	7	1	1	-	-
12	35	-	-	-	-	-	2	1	-	2	4	-	72	-	-
36	3	3	-	-	-	-	2	-	-	4	129	14	89	-	-
10	4	5	-	-	-	-	1	-	-	-	40	11	53	2	-
-	-	-	-	-	-	-	4	-	-	2	4	-	3	-	-
-	-	-	-	-	-	-	7	-	-	6	6	-	3	-	-
14	64	-	-	4	-	3	49	1	-	135	22	-	45	-	-
14	62	-	-	4	-	-	46	1	-	133	21	-	42	-	-
-	-	-	-	-	-	3	2	-	-	1	-	-	-	-	-
-	2	-	-	-	-	-	1	-	-	1	1	-	3	-	-
9	3	2	-	-	-	2	88	-	-	50	158	7	22	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
9	2	2	-	-	-	2	85	-	-	48	151	5	20	-	-
-	1	-	-	-	-	-	3	-	-	1	7	-	1	-	-
-	-	-	-	-	-	-	-	-	-	1	-	2	1	-	-
6	1	-	-	-	-	-	-	-	-	2	57	-	2	-	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續六)

中華民國 100 年　　單位：件；人

罪名別 Crime Type	終結件數 Cases closed	被告人數																
		合計 Total	上訴駁回 Appeals dismissed														免除其刑 Penalty released	無罪 Acquitted
			科刑 Individuals Sentenced															
			死刑 Death Sentence	無期徒刑 Life Sentence	有刑徒刑 timed imprisonments										拘役 Detention	罰金 Punitive fine		
					六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years				
褻瀆祀典及侵害墳墓屍體罪 Offenses against religion, graves, and corpses	6	8	-	-	1	-	2	-	-	-	-	-	-	-	-	-	-	3
妨害農工商罪 Offenses against agriculture, industry & commerce	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
賭博罪 Offenses of gambling	90	305	-	-	59	15	5	-	-	-	-	-	-	-	36	-	75	
單純賭博 Simple gambling	25	115	-	-	-	-	-	-	-	-	-	-	-	-	36	-	44	
供給賭博場所等賭博 Gamble of providing gambling places and the like	65	190	-	-	59	15	5	-	-	-	-	-	-	-	-	-	31	
殺人罪 Offenses of homicide	703	839	2	11	104	117	18	17	4	28	7	16	7	4	-	-	103	
殺人 Homicide	283	376	2	11	-	1	1	16	4	28	7	16	7	-	-	-	39	
既遂 Consummation	146	197	2	11	-	-	-	1	-	-	2	16	7	-	-	-	16	
普通殺人 General homicide	144	195	2	11	-	-	-	1	-	-	2	16	6	-	-	-	16	
殺害直系尊親屬 Homicide of lineal ascendants by blood	2	2	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	
未遂 Attempt	137	179	-	-	-	1	1	15	4	28	5	-	-	-	-	-	23	
普通殺人 General homicide	136	178	-	-	-	1	1	15	4	28	4	-	-	-	-	-	23	
殺害直系尊親屬 Homicide of lineal ascendants by blood	1	1	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	
過失致死 Manslaughter	420	463	-	-	104	116	17	1	-	-	-	-	-	4	-	-	64	
一般過失致人於死 General negligent killing	14	21	-	-	5	3	1	-	-	-	-	-	-	-	-	-	7	
醫師業務過失致人於死 Occupational negligent killing by a physician	19	23	-	-	2	-	-	-	-	-	-	-	-	-	-	-	11	
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	135	139	-	-	27	40	4	1	-	-	-	-	-	1	-	-	14	
交通一般過失致人於死 General negligent killing by a driver	206	215	-	-	61	68	8	-	-	-	-	-	-	3	-	-	12	
其他業務過失致人於死 Other occupational negligent killing	46	65	-	-	9	5	4	-	-	-	-	-	-	-	-	-	20	

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 6)

2011 Unit: case; individual

Defendants																		
			撤銷改判維持原刑期 Revocation of previous judgment by new judgment but with same period of imprisonment															
免訴 Not prose-cutable	不受理 Case declined	管轄錯誤 Mistake of compe-tency	科刑 Individuals Sentenced														免除其刑 Penalty released	無罪 Acquitted
			死刑 Death Sent-ence	無期徒刑 Life Sent-ence	有刑徒刑 timed imprisonments										拘役 Deten-tion	罰金 Punitive fine		
					六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years				
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	13	4	5	1	-	-	-	-	-	-	4	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	4	-	-	-
-	-	-	-	-	13	4	5	1	-	-	-	-	-	-	-	-	-	-
-	-	-	8	22	10	10	5	3	3	11	12	20	1	-	-	-	1	-
-	-	-	8	22	-	-	2	3	3	11	12	20	1	-	-	-	1	-
-	-	-	8	20	-	-	1	-	-	1	1	20	1	-	-	-	1	-
-	-	-	8	19	-	-	1	-	-	1	1	20	1	-	-	-	1	-
-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	2	-	-	1	3	3	10	11	-	-	-	-	-	-	-
-	-	-	-	2	-	-	1	3	3	10	11	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	10	10	3	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	5	3	1	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	5	5	1	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	1	1	-	-	-	-	-	-	-	-	-	-	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續七)

中華民國 100 年　　單位：人

罪名別 Crime Type	被告人數													
	撤銷改判減免或無罪 Revocation of previous judgment by new judgment but with reduced penalty or not guilty													
	科刑 Individuals Sentenced												免除其刑 Penalty released	無罪 Acquitted
	無期徒刑 Life Sentence	有刑徒刑 timed imprisonments									拘役 Detention	罰金 Punitive fine		
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years				
褻瀆祀典及侵害墳墓屍體罪 Offenses against religion, graves, and corpses	-	-	-	-	-	-	-	-	-	-	-	-	-	-
妨害農工商罪 Offenses against agriculture, industry & commerce	-	-	-	-	-	-	-	-	-	-	-	-	-	-
賭博罪 Offenses of gambling	-	12	-	1	-	-	-	-	-	-	-	13	-	9
單純賭博 Simple gambling	-	-	-	-	-	-	-	-	-	-	-	13	-	4
供給賭博場所等賭博 Gamble of providing gambling places and the like	-	12	-	1	-	-	-	-	-	-	-	-	-	5
殺人罪 Offenses of homicide	3	37	24	8	6	4	16	8	26	7	-	-	-	23
殺人 Homicide	3	-	3	1	6	3	16	8	26	7	-	-	-	8
既遂 Consummation	3	-	1	-	1	-	-	4	26	7	-	-	-	4
普通殺人 General homicide	3	-	1	-	1	-	-	4	26	7	-	-	-	4
殺害直系尊親屬 Homicide of lineal ascendants by blood	-	-	-	-	-	-	-	-	-	-	-	-	-	-
未遂 Attempt	-	-	2	1	5	3	16	4	-	-	-	-	-	4
普通殺人 General homicide	-	-	2	1	5	3	16	4	-	-	-	-	-	4
殺害直系尊親屬 Homicide of lineal ascendants by blood	-	-	-	-	-	-	-	-	-	-	-	-	-	-
過失致死 Manslaughter	-	37	21	7	-	1	-	-	-	-	-	-	-	15
一般過失致人於死 General negligent killing	-	1	-	-	-	-	-	-	-	-	-	-	-	2
醫師業務過失致人於死 Occupational negligent killing by a physician	-	3	-	-	-	-	-	-	-	-	-	-	-	3
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	-	10	5	4	-	1	-	-	-	-	-	-	-	2
交通一般過失致人於死 General negligent killing by a driver	-	17	8	1	-	-	-	-	-	-	-	-	-	2
其他業務過失致人於死 Other occupational negligent killing	-	6	8	2	-	-	-	-	-	-	-	-	-	6

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 7)

2011 Unit: individual

Defendants																					
撤銷改判加重 Revocation of previous judgment by new judgment but with increased penalty															撤銷改判免訴	撤銷改判不受理	撤銷改判管轄錯誤	撤銷改判發回原審法院	撤回	其他
科刑 Individuals Sentenced														免除其刑						
死刑	無期徒刑	有刑徒刑 timed imprisonments										拘役	罰金							
Death Sentence	Life Sentence	六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years		Detention	Punitive fine	Penalty released	Revocation of previous judgment by new judgment but of exemption from prosecution	Revocation of previous judgment by new judgment but of non-entertainment	Revocation of previous judgment by new judgment but of wrong jurisdiction	Revocation of previous judgment and returned back to original court	Withdrawn	Other
-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	16	1	1	-	-	-	-	-	-	-	-	13	-	1	-	-	2	19	-
-	-	-	-	-	-	-	-	-	-	-	-	-	13	-	-	-	-	-	1	-
-	-	16	1	1	-	-	-	-	-	-	-	-	-	-	1	-	-	2	18	-
3	5	19	15	9	5	2	18	5	18	1	-	-	-	-	1	7	-	3	21	1
3	5	1	-	-	4	1	18	5	18	1	-	-	-	-	1	6	-	2	14	1
3	5	-	-	-	-	-	5	2	15	1	-	-	-	-	1	3	-	2	5	1
3	5	-	-	-	-	-	5	2	15	1	-	-	-	-	1	3	-	2	5	1
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	-	-	4	1	13	3	3	-	-	-	-	-	-	3	-	-	9	-
-	-	1	-	-	4	1	13	3	3	-	-	-	-	-	-	3	-	-	9	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	18	15	9	1	1	-	-	-	-	-	-	-	-	-	1	-	1	7	-
-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	2	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	9	3	5	-	1	-	-	-	-	-	-	-	-	-	-	-	-	3	-
-	-	5	11	3	1	-	-	-	-	-	-	-	-	-	-	1	-	1	2	-
-	-	1	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續八)

(保安處分、緩刑、從刑、累犯、得易科罰金及減刑人數)

中華民國 100 年　　單位：人

罪名別 Crime Type	保安處分人數 Number of persons of rehabilitative measures								緩刑人數		
	合計 Total	感化教育 Re-formatory education	監護 Guardian	禁戒 Compul-sory cure	強制工作 Compul-sory work	強制治療 Compul-sory treatment	保護管束 Probation	驅逐出境 Expel from the country	合計 Total		
									六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine
褻瀆祀典及侵害墳墓屍體罪 Offenses against religion, graves, and corpses	-	-	-	-	-	-	-	-	1	-	-
妨害農工商罪 Offenses against agriculture, industry & commerce	-	-	-	-	-	-	-	-	-	-	-
賭博罪 Offenses of gambling	11	-	-	-	-	-	11	-	27	16	2
單純賭博 Simple gambling	-	-	-	-	-	-	-	-	-	-	2
供給賭博場所等賭博 Gamble of providing gambling places and the like	11	-	-	-	-	-	11	-	27	16	-
殺人罪 Offenses of homicide	43	-	14	1	-	-	19	9	56	90	2
殺人 Homicide	23	-	13	1	-	-	-	9	-	1	-
既遂 Consummation	14	-	5	1	-	-	-	8	-	-	-
普通殺人 General homicide	14	-	5	1	-	-	-	8	-	-	-
殺害直系尊親屬 Homicide of lineal ascendants by blood	-	-	-	-	-	-	-	-	-	-	-
未遂 Attempt	9	-	8	-	-	-	-	1	-	1	-
普通殺人 General homicide	9	-	8	-	-	-	-	1	-	1	-
殺害直系尊親屬 Homicide of lineal ascendants by blood	-	-	-	-	-	-	-	-	-	-	-
過失致死 Manslaughter	20	-	1	-	-	-	19	-	56	89	2
一般過失致人於死 General negligent killing	1	-	1	-	-	-	-	-	1	1	-
醫師業務過失致人於死 Occupational negligent killing by a physician	-	-	-	-	-	-	-	-	2	-	-
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	8	-	-	-	-	-	8	-	12	34	1
交通一般過失致人於死 General negligent killing by a driver	7	-	-	-	-	-	7	-	40	43	1
其他業務過失致人於死 Other occupational negligent killing	4	-	-	-	-	-	4	-	1	11	-

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 8)

2011

Unit: individual

Number of persons suspended of punishment						從刑 Accessory penalties				累犯人數	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		
普通被告 General defendants			少年被告 Juvenile defendants												
六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine	褫奪公權人數 Number of persons deprived of civil rights	沒收件數 Number of confisca-tion 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	Number of recidivists	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	拘役 Detention	依九十六年減刑條例 As the Reduction of Penalties Act of 2007	依八十年減刑條例 As the Reduction of Penalties Act of 1991	依七十七年減刑條例 As the Reduction of Penalties Act of 1988
1	-	-	-	-	-	-	2	-	-	1	2	-	2	-	-
-	-	-	-	-	-	-	1	-	-	-	1	-	-	-	-
27	16	2	-	-	-	-	61	-	-	17	100	-	5	-	-
-	-	2	-	-	-	-	17	-	-	-	-	-	3	-	-
27	16	-	-	-	-	-	44	-	-	17	100	-	2	-	-
56	90	2	-	-	-	97	136	-	-	60	169	4	32	-	-
-	1	-	-	-	-	97	135	-	-	58	1	-	2	-	-
-	-	-	-	-	-	91	71	-	-	28	-	-	2	-	-
-	-	-	-	-	-	90	70	-	-	28	-	-	2	-	-
-	-	-	-	-	-	1	1	-	-	-	-	-	-	-	-
-	1	-	-	-	-	6	64	-	-	30	1	-	-	-	-
-	1	-	-	-	-	6	64	-	-	30	1	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
56	89	2	-	-	-	-	1	-	-	2	168	4	30	-	-
1	1	-	-	-	-	-	-	-	-	-	7	-	-	-	-
2	-	-	-	-	-	-	-	-	-	-	7	-	5	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
12	34	1	-	-	-	-	-	-	-	1	50	1	9	-	-
40	43	1	-	-	-	-	1	-	-	1	88	3	4	-	-
1	11	-	-	-	-	-	-	-	-	-	16	-	12	-	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續九)

中華民國 100 年　　單位：件；人

罪名別 Crime Type	終結件數 Cases closed	被告人數																
		合計 Total	上訴駁回 Appeals dismissed															
			科刑 Individuals Sentenced														免除其刑 Penalty released	無罪 Acquitted
			死刑 Death Sentence	無期徒刑 Life Sentence	有刑徒刑 timed imprisonments									拘役 Detention	罰金 Punitive fine		
					六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years				
傷害罪 Offenses of causing bodily harm	1 512	1 978	-	-	482	60	16	6	20	5	14	4	-	400	9	-	179
傷害直系尊親屬 Bodily harm of lineal ascendants by blood	11	11	-	-	1	1	1	-	-	-	-	1	-	-	-	-	1
重傷害 Serious bodily harm	26	34	-	-	-	-	1	3	1	2	1	-	-	-	-	-	2
傷害致死 Bodily harm resulting in death	68	128	-	-	-	-	1	1	5	1	13	3	-	-	-	-	2
醫師業務過失傷害 Occupational negligent bodily harm by a physician	10	11	-	-	1	-	-	-	-	-	-	-	-	1	-	-	5
密醫過失傷害 Negligent bodily harm by an unlicensed physician	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
交通業務過失傷害 Occupational negligent bodily harm by a driver	140	145	-	-	60	8	-	-	-	-	-	-	-	15	-	-	14
交通一般過失傷害 General negligent bodily harm by a driver	433	447	-	-	144	13	-	-	-	-	-	-	-	115	-	-	35
其他業務過失傷害 Other occupational negligent bodily harm	25	29	-	-	11	2	-	-	-	-	-	-	-	2	-	-	9
其他 Other	799	1 173	-	-	265	36	13	2	14	2	-	-	-	267	9	-	111
墮胎罪 Offenses of abortion	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
遺棄罪 Offenses of abandonment	4	4	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3
妨害自由罪 Offenses against personal liberty	672	1 239	-	-	299	72	9	2	-	1	1	-	-	144	2	-	207
使人為奴隸及買賣質押人口 Enslavement of, trade in, and pawning of, persons	4	8	-	-	-	-	-	-	-	-	1	-	-	-	-	-	5
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	175	450	-	-	123	52	8	2	-	1	-	-	-	2	-	-	41
強制罪 Coercion offense	152	311	-	-	83	11	-	-	-	-	-	-	-	28	1	-	62
恐嚇危害安全 Obstruction of safety by threat	315	434	-	-	90	9	1	-	-	-	-	-	-	105	-	-	90
侵入或滯留 Trespassing on, or lingering in, a property	26	36	-	-	3	-	-	-	-	-	-	-	-	9	1	-	9
違法搜索 Illegal search	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 9)

2011 Unit: case; individual

Defendants																		
			撤銷改判維持原刑期 Revocation of previous judgment by new judgment but with same period of imprisonment															
免訴 Not prose-cutable	不受理 Case declined	管轄錯誤 Mistake of compe-tency	科刑 Individuals Sentenced														免除其刑 Penalty released	無罪 Acquitted
			死刑 Death Sent-ence	無期徒刑 Life Sent-ence	有刑徒刑 timed imprisonments									拘役 Deten-tion	罰金 Punitive fine			
					六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years				
-	49	-	-	-	55	7	17	-	15	4	14	1	-	15	1	-	2
-	1	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	1	2	-	-	-	-	-	-	-
-	-	-	-	-	-	-	1	-	1	-	14	1	-	-	-	-	-
-	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	1	-	-	-	6	-	-	-	-	-	-	-	-	1	-	-	-
-	11	-	-	-	11	1	-	-	-	-	-	-	-	1	-	-	-
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-
-	34	-	-	-	37	6	15	-	13	2	-	-	-	13	1	-	2
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
4	8	-	-	-	61	36	6	1	-	-	-	-	-	13	3	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
1	-	-	-	-	25	30	6	1	-	-	-	-	-	1	-	-	-
2	5	-	-	-	13	5	-	-	-	-	-	-	-	2	3	-	-
1	-	-	-	-	23	1	-	-	-	-	-	-	-	9	-	-	-
-	3	-	-	-	-	-	-	-	-	-	-	-	-	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續十)

中華民國 100 年　　單位：人

罪名別 Crime Type	被告人數													
	撤銷改判減免或無罪 Revocation of previous judgment by new judgment but with reduced penalty or not guilty													
	科刑 Individuals Sentenced												免除其刑 Penalty released	無罪 Acquitted
	無期徒刑 Life Sentence	有刑徒刑 timed imprisonments										拘役 Detention	罰金 Punitive fine	
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years				
傷害罪 Offenses of causing bodily harm	-	84	41	40	9	23	7	31	4	-	66	3	1	34
傷害直系尊親屬 Bodily harm of lineal ascendants by blood	-	-	-	-	-	-	-	-	-	-	1	-	-	-
重傷害 Serious bodily harm	-	-	1	3	3	5	-	-	-	-	-	-	-	-
傷害致死 Bodily harm resulting in death	-	-	-	1	-	8	3	31	4	-	-	-	-	1
醫師業務過失傷害 Occupational negligent bodily harm by a physician	-	-	-	-	-	-	-	-	-	-	1	-	-	1
密醫過失傷害 Negligent bodily harm by an unlicensed physician	-	-	-	-	-	-	-	-	-	-	-	-	-	-
交通業務過失傷害 Occupational negligent bodily harm by a driver	-	13	2	-	-	-	-	-	-	-	6	-	-	2
交通一般過失傷害 General negligent bodily harm by a driver	-	21	2	-	-	-	-	-	-	-	32	1	-	5
其他業務過失傷害 Other occupational negligent bodily harm	-	1	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	-	49	36	36	6	10	4	-	-	-	26	2	1	25
墮胎罪 Offenses of abortion	-	-	-	-	-	-	-	-	-	-	-	-	-	-
遺棄罪 Offenses of abandonment	-	-	-	-	-	-	-	-	-	-	-	-	-	-
妨害自由罪 Offenses against personal liberty	-	95	41	7	1	1	-	-	-	-	25	-	1	23
使人為奴隸及買賣質押人口 Enslavement of, trade in, and pawning of, persons	-	-	-	-	-	-	-	-	-	-	-	-	1	-
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	-	48	27	7	1	1	-	-	-	-	1	-	-	1
強制罪 Coercion offense	-	24	12	-	-	-	-	-	-	-	11	-	-	5
恐嚇危害安全 Obstruction of safety by threat	-	23	1	-	-	-	-	-	-	-	9	-	-	16
侵入或滯留 Trespassing on, or lingering in, a property	-	-	1	-	-	-	-	-	-	-	4	-	-	1
違法搜索 Illegal search	-	-	-	-	-	-	-	-	-	-	-	-	-	-

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 10)

2011 Unit: individual

Defendants																				
撤銷改判加重 Revocation of previous judgment by new judgment but with increased penalty															撤銷改判免訴 Revocation of previous judgment by new judgment but of exemption from prosecution	撤銷改判不受理 Revocation of previous judgment by new judgment but of non-entertainment	撤銷改判管轄錯誤 Revocation of previous judgment by new judgment but of wrong jurisdiction	撤銷改判發回原審法院 Revocation of previous judgment and returned back to original court	撤回 Withdrawn	其他 Other
科刑 Individuals Sentenced													免除其刑 Penalty released							
死刑 Death Sentence	無期徒刑 Life Sentence	有刑徒刑 timed imprisonments									拘役 Detention	罰金 Punitive fine								
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years										
-	-	51	16	12	1	11	5	15	1	-	48	6	-	1	13	-	8	69	3
-	-	-	-	-	-	-	-	-	-	-	3	-	-	-	-	-	-	-	-
-	-	-	-	-	1	-	1	1	-	-	-	-	-	-	-	-	-	5	1
-	-	-	-	-	-	4	3	13	1	-	-	-	-	1	7	-	1	6	1
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	9	-	-	-	-	-	-	-	-	1	-	-	-	-	-	1	5	1
-	-	18	2	-	-	-	-	-	-	-	15	-	-	-	1	-	3	16	-
-	-	1	1	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-
-	-	23	13	12	-	7	1	1	-	-	28	6	-	-	5	-	3	37	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	60	17	4	2	1	-	1	-	-	28	6	-	1	5	-	7	43	1
-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	31	13	3	2	1	-	-	-	-	2	-	-	1	2	-	5	11	-
-	-	19	4	-	-	-	-	-	-	-	3	3	-	-	-	-	-	15	-
-	-	10	-	1	-	-	-	-	-	-	22	3	-	-	2	-	-	17	1
-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	1	-	2	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續十一)

(保安處分、緩刑、從刑、累犯、得易科罰金及減刑人數)

中華民國 100 年　　單位：人

罪名別 Crime Type	保安處分人數 Number of persons of rehabilitative measures								緩刑人數		
	合計 Total	感化教育 Re-formatory education	監護 Guardian	禁戒 Compul-sory cure	強制工作 Compul-sory work	強制治療 Compul-sory treatment	保護管束 Probation	驅逐出境 Expel from the country	合計 Total		
									六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine
傷害罪 Offenses of causing bodily harm	34	-	6	1	-	-	23	4	150	42	123
傷害直系尊親屬 Bodily harm of lineal ascendants by blood	1	-	-	1	-	-	-	-	-	-	-
重傷害 Serious bodily harm	1	-	-	-	-	-	1	-	-	1	-
傷害致死 Bodily harm resulting in death	4	-	1	-	-	-	2	1	-	3	-
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	-	-	-	-	-	-	-	-	-	-	-
交通業務過失傷害 Occupational negligent bodily harm by a driver	1	-	-	-	-	-	1	-	32	3	8
交通一般過失傷害 General negligent bodily harm by a driver	-	-	-	-	-	-	-	-	59	10	56
其他業務過失傷害 Other occupational negligent bodily harm	-	-	-	-	-	-	-	-	6	1	2
其他 Other	27	-	5	-	-	-	19	3	53	24	57
墮胎罪 Offenses of abortion	-	-	-	-	-	-	-	-	-	-	-
遺棄罪 Offenses of abandonment	-	-	-	-	-	-	-	-	-	-	-
妨害自由罪 Offenses against personal liberty	16	-	1	-	1	-	14	-	61	10	27
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	3	-	-	-	-	-	3	-	32	6	1
強制罪 Coercion offense	2	-	-	-	1	-	1	-	3	2	4
恐嚇危害安全 Obstruction of safety by threat	10	-	1	-	-	-	9	-	25	2	22
侵入或滯留 Trespassing on, or lingering in, a property	1	-	-	-	-	-	1	-	1	-	-
違法搜索 Illegal search	-	-	-	-	-	-	-	-	-	-	-

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 11)

2011 Unit: individual

Number of persons suspended of punishment						從刑 Accessory penalties				累犯人數	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		
普通被告 General defendants			少年被告 Juvenile defendants			褫奪公權人數	沒收件數	沒收並追徵、追繳或抵償件數	追徵、追繳或抵償件數						
六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine	Number of persons deprived of civil rights	Number of confisca-tion cases	Number of confisca-tion and payment	Number of payment	Number of recidivists	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	拘役 Detention	依九十六年減刑條例 As the Reduction of Penalties Act of 2007	依八十年減刑條例 As the Reduction of Penalties Act of 1991	依七十七年減刑條例 As the Reduction of Penalties Act of 1988
150	41	123	-	1	-	1	92	-	1	147	672	536	29	-	-
-	-	-	-	-	-	-	-	-	-	2	1	4	-	-	-
-	1	-	-	-	-	-	10	-	-	5	-	-	8	-	-
-	2	-	-	1	-	1	18	-	-	20	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	1	2	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
32	3	8	-	-	-	-	-	-	-	-	88	24	-	-	-
59	10	56	-	-	-	-	-	-	-	2	193	167	1	-	-
6	1	2	-	-	-	-	-	-	-	-	14	3	-	-	-
53	24	57	-	-	-	-	64	-	1	118	375	336	20	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
61	10	27	-	-	-	-	80	-	-	198	515	213	124	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
32	6	1	-	-	-	-	38	-	-	82	224	5	76	-	-
3	2	4	-	-	-	-	17	-	-	46	142	44	21	-	-
25	2	22	-	-	-	-	24	-	-	68	146	147	27	-	-
1	-	-	-	-	-	-	1	-	-	2	3	17	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續十二)

中華民國 100 年　　單位：件；人

罪名別 Crime Type	終結件數 Cases closed	被告人數																
		合計 Total	上訴駁回 Appeals dismissed															
			科刑 Individuals Sentenced														免除其刑 Penalty releas-ed	無罪 Acquitt-ed
			死刑 Death Sent-ence	無期徒刑 Life Sent-ence	有刑徒刑 timed imprisonments									拘役 Deten-tion	罰金 Punitiv e fine			
					六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years				
妨害名譽及信用罪 Offenses against personal reputation & credits	239	286	-	-	9	-	-	-	-	-	-	-	-	83	22	-	72
妨害秘密罪 Offenses relating to protection of secrets	10	18	-	-	2	-	-	-	-	-	-	-	-	5	-	-	7
竊盜罪 Offenses of larceny	1 851	2 167	-	-	355	700	61	1	-	-	-	-	-	54	6	-	237
普通竊盜竊占 Common theft and theft of movables or immovables	735	819	-	-	251	94	5	1	-	-	-	-	-	54	6	-	155
加重竊盜 Severe theft	1 114	1 345	-	-	104	606	55	-	-	-	-	-	-	-	-	-	82
常業竊盜 Occupational theft	2	3	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-
強盜罪 Offenses of robbery	391	627	1	2	-	-	3	2	20	34	124	9	1	-	-	-	31
搶奪及海盜罪 Offenses of snatch of property and piracy	159	181	-	-	4	54	31	4	-	-	-	-	-	-	-	-	11
侵占罪 Offenses of misappropriation	496	606	-	-	78	110	19	3	2	-	-	-	-	6	7	-	147
普通侵占 Common embezzlement	139	174	-	-	28	12	4	1	-	-	-	-	-	6	1	-	57
公務公益侵占 Official embezzlement	5	8	-	-	2	1	-	-	-	-	-	-	-	-	-	-	1
業務侵占 Occupational embezzlement	334	405	-	-	48	97	15	2	2	-	-	-	-	-	-	-	83
侵占遺失物 Embezzlement of lost articles	18	19	-	-	-	-	-	-	-	-	-	-	-	-	6	-	6
詐欺罪 Offenses of fraud	1 477	2 416	-	-	647	219	74	13	1	-	-	-	-	35	-	-	444
一般詐欺 Common fraud	1 446	2 294	-	-	646	215	73	13	1	-	-	-	-	35	-	-	434
常業詐欺 Occupational fraud	31	122	-	-	1	4	1	-	-	-	-	-	-	-	-	-	10
背信罪 Offenses of breach of trust	96	166	-	-	22	9	4	2	1	1	-	-	-	2	-	-	54
重利罪 Offenses of usury	91	177	-	-	29	2	-	-	-	-	-	-	-	10	-	-	51
恐嚇取財罪 Offenses of obtaining property by threats	198	377	-	-	61	89	9	4	-	-	-	-	-	-	-	-	44
擄人勒贖罪 Offenses of kidnapping for ransom	16	33	-	-	-	-	-	-	4	1	2	5	-	-	-	-	3
贓物罪 Offenses relating to illegally obtained property	152	203	-	-	69	13	5	-	-	-	-	-	-	10	-	-	44
毀棄損壞罪 Offenses of destruction, abandonment, and damage of property	118	164	-	-	33	6	2	-	-	-	-	-	-	35	4	-	33
妨害電腦使用罪 Offenses of impairment to use of computers	5	7	-	-	1	1	-	-	-	-	-	-	-	1	-	-	1

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 12)

2011 Unit: case; individual

Defendants																		
			撤銷改判維持原刑期 Revocation of previous judgment by new judgment but with same period of imprisonment															
免訴 Not prose-cutable	不受理 Case declined	管轄錯誤 Mistake of compe-tency	科刑 Individuals Sentenced														免除其刑 Penalty released	無罪 Acquitted
			死刑 Death Sent-ence	無期徒刑 Life Sent-ence	有刑徒刑 timed imprisonments									拘役 Deten-tion	罰金 Punitive fine			
					六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years				
1	9	-	-	-	3	1	-	-	-	-	-	-	-	3	3	-	-
-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1
2	4	1	-	-	43	132	10	-	1	-	-	-	-	-	-	-	-
1	3	1	-	-	23	14	1	-	-	-	-	-	-	-	-	-	-
1	1	-	-	-	20	118	9	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-
-	-	-	4	5	-	-	5	-	19	11	94	6	1	-	-	-	2
-	-	-	-	-	-	11	5	-	-	-	-	-	-	-	-	-	-
2	10	1	-	-	16	19	4	2	1	-	-	-	-	-	-	-	9
1	2	1	-	-	6	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-
1	7	-	-	-	10	19	4	2	-	-	-	-	-	-	-	-	9
-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
11	17	1	-	-	102	69	20	4	2	-	-	-	-	5	-	-	3
11	17	1	-	-	101	65	16	3	2	-	-	-	-	5	-	-	3
-	-	-	-	-	1	4	4	1	-	-	-	-	-	-	-	-	-
-	1	-	-	-	2	4	2	-	-	-	-	-	-	-	-	-	1
-	-	-	-	-	26	-	-	-	-	-	-	-	-	2	-	-	-
1	6	-	-	-	17	27	1	-	-	-	-	-	-	-	-	-	-
-	-	-	5	-	-	-	-	-	-	-	-	1	-	-	-	-	-
-	2	-	-	-	9	1	-	-	-	-	-	-	-	1	-	-	-
-	1	-	-	-	4	-	-	-	-	-	-	-	-	2	-	-	-
-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續十三)

中華民國 100 年　　單位：人

罪名別 Crime Type	被告人數 撤銷改判減免或無罪 Revocation of previous judgment by new judgment but with reduced penalty or not guilty													
	科刑 Individuals Sentenced												免除其刑 Penalty released	無罪 Acquitted
	無期徒刑 Life Sentence	有刑徒刑 timed imprisonments									拘役 Detention	罰金 Punitive fine		
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years				
妨害名譽及信用罪 Offenses against personal reputation & credits	-	3	-	-	-	-	-	-	-	-	6	4	-	14
妨害秘密罪 Offenses relating to protection of secrets	-	-	-	-	-	-	-	-	-	-	-	-	-	-
竊盜罪 Offenses of larceny	-	47	32	10	1	-	-	-	-	-	7	1	-	42
普通竊盜竊占 Common theft and theft of movables or immovables	-	30	4	4	-	-	-	-	-	-	7	1	-	20
加重竊盜 Severe theft	-	17	28	5	1	-	-	-	-	-	-	-	-	22
常業竊盜 Occupational theft	-	-	-	1	-	-	-	-	-	-	-	-	-	-
強盜罪 Offenses of robbery	3	1	-	4	2	22	14	51	3	1	-	-	-	12
搶奪及海盜罪 Offenses of snatch of property and piracy	-	2	6	2	-	-	-	-	-	-	-	-	-	5
侵占罪 Offenses of misappropriation	-	30	18	12	-	-	-	-	-	-	2	3	-	20
普通侵占 Common embezzlement	-	12	1	4	-	-	-	-	-	-	2	-	-	4
公務公益侵占 Official embezzlement	-	1	-	-	-	-	-	-	-	-	-	-	-	1
業務侵占 Occupational embezzlement	-	17	17	8	-	-	-	-	-	-	-	-	-	15
侵占遺失物 Embezzlement of lost articles	-	-	-	-	-	-	-	-	-	-	-	3	-	-
詐欺罪 Offenses of fraud	-	138	61	61	17	19	4	-	-	-	14	-	-	66
一般詐欺 Common fraud	-	130	45	27	9	3	-	-	-	-	14	-	-	63
常業詐欺 Occupational fraud	-	8	16	34	8	16	4	-	-	-	-	-	-	3
背信罪 Offenses of breach of trust	-	11	17	5	-	4	-	-	-	-	-	-	-	9
重利罪 Offenses of usury	-	6	4	3	-	-	-	-	-	-	2	-	-	3
恐嚇取財罪 Offenses of obtaining property by threats	-	31	10	6	4	1	-	-	-	-	-	-	-	20
擄人勒贖罪 Offenses of kidnapping for ransom	3	-	-	-	-	1	1	4	3	-	-	-	-	-
贓物罪 Offenses relating to illegally obtained property	-	5	1	-	-	-	-	-	-	-	-	-	-	2
毀棄損壞罪 Offenses of destruction, abandonment, and damage of property	-	8	2	1	-	-	-	-	-	-	2	1	-	2
妨害電腦使用罪 Offenses of impairment to use of computers	-	2	-	-	-	-	-	-	-	-	-	-	-	-

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 13)

2011 Unit: individual

Defendants																				
撤銷改判加重 Revocation of previous judgment by new judgment but with increased penalty															撤銷改判免訴 Revocation of previous judgment by new judgment but of exemption from prosecution	撤銷改判不受理 Revocation of previous judgment by new judgment but of non-entertainment	撤銷改判管轄錯誤 Revocation of previous judgment by new judgment but of wrong jurisdiction	撤銷改判發回原審法院 Revocation of previous judgment and returned back to original court	撤回 Withdrawn	其他 Other
科刑 Individuals Sentenced													免除其刑 Penalty released							
死刑 Death Sentence	無期徒刑 Life Sentence	有刑徒刑 timed imprisonments									拘役 Detention	罰金 Punitive fine								
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years										
-	-	4	-	-	-	-	-	-	-	-	16	10	-	-	4	-	8	10	1
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	1	-	-	-
-	-	50	69	16	3	1	-	-	-	-	14	3	-	1	5	-	4	251	3
-	-	35	22	2	-	-	-	-	-	-	14	3	-	1	3	-	3	61	-
-	-	15	47	14	3	1	-	-	-	-	-	-	-	-	2	-	1	190	3
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
2	1	-	-	-	1	6	11	35	17	-	-	-	-	1	3	-	-	62	1
-	-	1	4	4	2	-	-	-	-	-	-	-	-	-	1	-	-	33	1
-	-	13	13	-	2	3	1	-	-	-	4	1	-	1	4	-	20	23	-
-	-	5	4	-	1	1	-	-	-	-	4	-	-	1	3	-	11	2	-
-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	8	8	-	1	2	1	-	-	-	-	-	-	-	-	-	8	21	-
-	-	-	-	-	-	-	-	-	-	-	-	1	-	-	1	-	1	-	-
-	-	104	51	35	6	2	-	-	-	-	45	1	-	5	6	-	17	93	4
-	-	104	51	34	3	-	-	-	-	-	45	1	-	5	5	-	17	93	4
-	-	-	-	1	3	2	-	-	-	-	-	-	-	-	1	-	-	-	-
-	-	4	2	1	-	1	-	-	-	-	1	-	-	-	1	-	-	3	2
-	-	13	-	1	-	-	-	-	-	-	3	-	-	-	-	-	1	21	-
-	-	13	7	-	-	-	-	-	-	-	-	-	-	-	2	-	-	24	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	16	7	-	-	-	-	-	-	-	3	-	-	-	-	-	1	14	-
-	-	6	4	-	-	-	-	-	-	-	2	1	-	1	3	-	5	5	1
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續十四)

(保安處分、緩刑、從刑、累犯、得易科罰金及減刑人數)

中華民國 100 年　　單位：人

罪名別 Crime Type	保安處分人數 Number of persons of rehabilitative measures								緩刑人數		
	合計 Total	感化教育 Re-formatory education	監護 Guardian	禁戒 Compul-sory cure	強制工作 Compul-sory work	強制治療 Compul-sory treatment	保護管束 Probation	驅逐出境 Expel from the country	合計 Total		
									六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine
妨害名譽及信用罪 Offenses against personal reputation & credits	-	-	-	-	-	-	-	-	2	-	19
妨害秘密罪 Offenses relating to protection of secrets	-	-	-	-	-	-	-	-	1	-	3
竊盜罪 Offenses of larceny	100	-	5	-	76	-	19	-	42	29	12
普通竊盜竊占 Common theft and theft of movables or immovables	28	-	5	-	15	-	8	-	20	4	12
加重竊盜 Severe theft	72	-	-	-	61	-	11	-	22	25	-
常業竊盜 Occupational theft	-	-	-	-	-	-	-	-	-	-	-
強盜罪 Offenses of robbery	28	-	3	1	6	-	7	11	-	9	-
搶奪及海盜罪 Offenses of snatch of property and piracy	18	-	1	-	15	-	2	-	1	2	-
侵占罪 Offenses of misappropriation	9	-	-	-	-	-	9	-	43	39	5
普通侵占 Common embezzlement	-	-	-	-	-	-	-	-	7	1	1
公務公益侵占 Official embezzlement	-	-	-	-	-	-	-	-	2	2	-
業務侵占 Occupational embezzlement	8	-	-	-	-	-	8	-	34	36	-
侵占遺失物 Embezzlement of lost articles	1	-	-	-	-	-	1	-	-	-	4
詐欺罪 Offenses of fraud	52	-	-	-	4	-	44	4	161	75	20
一般詐欺 Common fraud	40	-	-	-	3	-	33	4	160	60	20
常業詐欺 Occupational fraud	12	-	-	-	1	-	11	-	1	15	-
背信罪 Offenses of breach of trust	-	-	-	-	-	-	-	-	5	17	2
重利罪 Offenses of usury	-	-	-	-	-	-	-	-	5	-	1
恐嚇取財罪 Offenses of obtaining property by threats	7	-	-	-	2	-	5	-	5	6	-
擄人勒贖罪 Offenses of kidnapping for ransom	-	-	-	-	-	-	-	-	-	-	-
贓物罪 Offenses relating to illegally obtained property	1	-	-	-	1	-	-	-	5	1	1
毀棄損壞罪 Offenses of destruction, abandonment, and damage of property	2	-	-	-	1	-	1	-	11	-	4
妨害電腦使用罪 Offenses of impairment to use of computers	-	-	-	-	-	-	-	-	-	1	-

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 14)

2011 Unit: individual

Number of persons suspended of punishment						從刑 Accessory penalties				累犯人數	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		
普通被告 General defendants			少年被告 Juvenile defendants			褫奪公權人數	沒收件數	沒收並追徵、追繳或抵償件數	追徵、追繳或抵償件數						
六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine	Number of persons deprived of civil rights	Number of confisca-tion cases	Number of confisca-tion and payment	Number of payment	Number of recidivists	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	拘役 Detention	依九十六年減刑條例 As the Reduction of Penalties Act of 2007	依八十年減刑條例 As the Reduction of Penalties Act of 1991	依七十七年減刑條例 As the Reduction of Penalties Act of 1988
2	-	19	-	-	-	-	1	-	-	4	19	111	1	-	-
1	-	3	-	-	-	-	2	-	-	-	2	5	1	-	-
42	29	12	-	-	-	-	450	-	-	941	489	79	40	-	-
20	4	12	-	-	-	-	55	-	-	301	335	79	27	-	-
22	25	-	-	-	-	-	393	-	-	639	154	-	12	-	-
-	-	-	-	-	-	-	2	-	-	1	-	-	1	-	-
-	3	-	-	6	-	22	181	1	-	195	1	-	-	-	1
1	2	-	-	-	-	-	29	-	-	85	6	-	-	-	-
43	39	5	-	-	-	-	36	-	-	65	133	12	95	-	-
7	1	1	-	-	-	-	3	-	-	14	51	12	29	-	-
2	2	-	-	-	-	-	-	-	-	-	-	-	5	-	-
34	36	-	-	-	-	-	32	-	-	51	82	-	61	-	-
-	-	4	-	-	-	-	1	-	-	-	-	-	-	-	-
161	75	20	-	-	-	-	168	-	-	284	975	133	281	-	-
160	60	20	-	-	-	-	148	-	-	277	974	133	246	-	-
1	15	-	-	-	-	-	20	-	-	7	1	-	35	-	-
5	17	2	-	-	-	-	4	-	-	5	39	3	53	2	-
5	-	1	-	-	-	-	21	-	-	25	74	17	37	-	-
5	6	-	-	-	-	-	43	-	-	85	119	-	33	-	-
-	-	-	-	-	-	13	14	-	-	8	-	-	-	-	-
5	1	1	-	-	-	-	5	-	-	57	99	16	13	-	-
11	-	4	-	-	-	-	10	-	-	21	51	46	2	-	-
-	1	-	-	-	-	-	-	-	-	1	3	1	3	-	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續十五)

中華民國 100 年　　單位：件；人

罪名別 Crime Type	終結件數 Cases closed	被告人數																
		合計 Total	上訴駁回 Appeals dismissed															
			科刑 Individuals Sentenced														免除其刑 Penalty released	無罪 Acquitted
			死刑 Death Sentence	無期徒刑 Life Sentence	有刑徒刑 timed imprisonments									拘役 Detention	罰金 Punitive fine		
					六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years				
特別刑事法計 Sub-total of special criminal law	**7 930**	**11 826**	**-**	**6**	**611**	**1 795**	**485**	**138**	**465**	**156**	**303**	**58**	**238**	**36**	**38**	**-**	**1 188**
貪污治罪條例 Punishment of corruption act	327	1 071	-	-	7	12	14	5	5	10	16	25	3	-	-	-	330
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	15	15	-	-	1	1	-	-	-	-	-	-	-	-	-	-	7
違反電信法 Violation of the telecommunications act	9	9	-	-	2	-	-	-	-	-	-	-	-	-	-	-	2
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	1	4	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
懲治走私條例 Punishment of smuggling act	52	111	-	-	21	-	-	-	-	-	-	-	-	-	-	-	5
違反森林法 Violation of the forestry law	83	133	-	-	14	55	4	-	-	-	-	-	-	-	-	-	6
違反漁業法 Violation of the fishery law	1	5	-	-	1	1	-	-	-	-	-	-	-	-	-	-	-
違反毒品危害防制條例 Violation of the narcotics endangerment prevention act	5 323	6 565	-	6	248	1 579	233	101	247	74	273	32	235	1	-	-	207
製造運輸販賣 Manufacture, transport, or sale	2 668	3 857	-	6	-	4	74	97	246	74	273	32	235	-	-	-	168
施用 Use	2 400	2 414	-	-	212	1 528	121	-	-	-	-	-	-	-	-	-	21
其他 Other	255	294	-	-	36	47	38	4	1	-	-	-	-	1	-	-	18
陸海空軍刑法 Criminal law of the armed forces	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反水利法 Violation of the irrigation management law	1	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1
違反電業法 Violation of the electricity management law	25	38	-	-	5	11	1	2	-	-	-	-	-	-	-	-	3
違反海商法 Violation of the maritime commercial law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反就業服務法 Violation of the employment services law	5	7	-	-	1	3	-	-	-	-	-	-	-	-	-	-	-
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	5	8	-	-	-	-	-	-	-	-	-	-	-	-	2	-	3
違反勞工安全衛生法 Violation of the labor safety and health law	1	7	-	-	-	-	-	-	-	-	-	-	-	-	1	-	2

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 15)

2011 Unit: case; individual

Defendants																		
			撤銷改判維持原刑期 Revocation of previous judgment by new judgment but with same period of imprisonment															
免訴 Not prose-cutable	不受理 Case declined	管轄錯誤 Mistake of compe-tency	科刑 Individuals Sentenced												拘役 Deten-tion	罰金 Punitive fine	免除其刑 Penalty released	無罪 Acquitted
			死刑 Death Sent-ence	無期徒刑 Life Sent-ence	有刑徒刑 timed imprisonments													
					六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years					
19	**58**	**2**	**-**	**17**	**184**	**149**	**272**	**125**	**335**	**116**	**311**	**57**	**216**	**3**	**9**	**2**	**12**
-	-	-	-	-	6	12	19	9	7	17	15	19	-	-	-	-	5
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	4	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	23	2	3	-	-	-	-	-	-	-	-	-	-
4	-	-	-	-	3	7	-	2	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
6	34	1	-	17	14	44	58	87	177	70	284	37	216	-	-	-	4
1	9	-	-	16	1	5	44	86	177	67	284	37	216	-	-	-	4
2	21	1	-	-	7	35	5	-	-	-	-	-	-	-	-	-	-
3	4	-	-	1	6	4	9	1	-	3	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	2	8	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	1	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續十六)

中華民國 100 年　　單位：人

罪名別 Crime Type	被告人數													
	撤銷改判減免或無罪 Revocation of previous judgment by new judgment but with reduced penalty or not guilty													
	科刑 Individuals Sentenced												免除其刑 Penalty released	無罪 Acquitted
	無期徒刑 Life Sentence	有刑徒刑 timed imprisonments									拘役 Detention	罰金 Punitive fine		
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years				
特別刑事法計 Sub-total of special criminal law	**1**	**221**	**241**	**340**	**160**	**380**	**179**	**246**	**99**	**107**	**7**	**7**	**2**	**441**
貪污治罪條例 Punishment of corruption act	-	8	35	45	32	31	59	41	24	2	-	-	-	127
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	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反電信法 Violation of the telecommunications act	-	-	-	-	-	-	-	-	-	-	-	-	-	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	-	22	-	1	-	-	-	1	-	-	-	-	-	2
違反森林法 Violation of the forestry law	-	7	3	-	-	-	-	-	-	-	-	-	-	7
違反漁業法 Violation of the fishery law	-	1	-	-	-	-	-	-	-	-	-	-	-	2
違反毒品危害防制條例 Violation of the narcotics endangerment prevention act	1	37	73	93	83	218	89	185	73	105	-	-	-	136
製造運輸販賣 Manufacture, transport, or sale	1	2	6	79	80	214	89	185	73	105	-	-	-	125
施用 Use	-	24	49	1	-	-	-	-	-	-	-	-	-	6
其他 Other	-	11	18	13	3	4	-	-	-	-	-	-	-	5
陸海空軍刑法 Criminal law of the armed forces	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反水利法 Violation of the irrigation management law	-	-	-	-	-	-	-	-	-	-	-	-	-	1
違反電業法 Violation of the electricity management law	-	2	3	-	-	-	-	-	-	-	-	-	-	-
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	-	-	-	-	-	-	-	-	-	-	-	2	-	-
違反勞工安全衛生法 Violation of the labor safety and health law	-	-	-	-	-	-	-	-	-	-	-	-	-	1

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 16)

2011 Unit: individual

Defendants																				
撤銷改判加重 Revocation of previous judgment by new judgment but with increased penalty															撤銷改判免訴 Revocation of previous judgment by new judgment but of exemption from prosecution	撤銷改判不受理 Revocation of previous judgment by new judgment but of non-entertainment	撤銷改判管轄錯誤 Revocation of previous judgment by new judgment but of wrong jurisdiction	撤銷改判發回原審法院 Revocation of previous judgment and returned back to original court	撤回 Withdrawn	其他 Other
科刑 Individuals Sentenced													免除其刑 Penalty released							
死刑 Death Sentence	無期徒刑 Life Sentence	有刑徒刑 timed imprisonments									拘役 Detention	罰金 Punitive fine								
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years										
-	**2**	**142**	**86**	**87**	**53**	**120**	**96**	**124**	**31**	**52**	**7**	**12**	**2**	**20**	**44**	**20**	**56**	**1 007**	**30**
-	-	2	7	10	9	7	28	30	16	-	-	-	-	5	9	-	1	7	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	5	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	4	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	19	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	11	-
-	-	3	4	-	-	-	-	-	-	-	-	-	-	-	-	-	1	13	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	1	9	29	24	31	47	48	85	15	52	1	-	-	8	18	3	34	766	16
-	1	-	1	15	29	46	47	82	15	51	-	-	-	3	10	3	6	420	13
-	-	6	25	2	-	-	-	-	-	-	-	-	-	3	8	-	26	308	3
-	-	3	3	7	2	1	1	3	-	1	1	-	-	2	-	-	2	38	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	2	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續十七)

(保安處分、緩刑、從刑、累犯、得易科罰金及減刑人數)

中華民國 100 年　　單位：人

罪名別 Crime Type	保安處分人數 Number of persons of rehabilitative measures								緩刑人數		
	合計 Total	感化教育 Re-formatory education	監護 Guardian	禁戒 Compul-sory cure	強制工作 Compul-sory work	強制治療 Compul-sory treatment	保護管束 Probation	驅逐出境 Expel from the country	合計 Total		
									六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine
特別刑事法計 Sub-total of special criminal law	**239**	**-**	**1**	**-**	**19**	**-**	**197**	**22**	**213**	**623**	**10**
貪污治罪條例 Punishment of corruption act	15	-	-	-	-	-	15	-	6	64	-
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	-	-
違反電信法 Violation of the telecommunications act	-	-	-	-	-	-	-	-	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	3	-	-	-	-	-	3	-	8	2	-
違反森林法 Violation of the forestry law	2	-	-	-	-	-	2	-	7	9	-
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	64	-	-	-	-	-	45	19	5	49	-
製造運輸販賣 Manufacture, transport, or sale	59	-	-	-	-	-	40	19	-	46	-
施用 Use	2	-	-	-	-	-	2	-	2	-	-
其他 Other	3	-	-	-	-	-	3	-	3	3	-
陸海空軍刑法 Criminal law of the armed forces	-	-	-	-	-	-	-	-	-	-	-
違反水利法 Violation of the irrigation management law	-	-	-	-	-	-	-	-	-	-	-
違反電業法 Violation of the electricity management law	-	-	-	-	-	-	-	-	-	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	-	-	-	-	-	-	-	-	-	-	-
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	-	-	-	-	-	-	-	-	-	-	1
違反勞工安全衛生法 Violation of the labor safety and health law	-	-	-	-	-	-	-	-	-	-	-

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 17)

2011 Unit: individual

Number of persons suspended of punishment						從刑 Accessory penalties				累犯人數	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		
普通被告 General defendants			少年被告 Juvenile defendants			褫奪公權人數	沒收件數	沒收並追徵、追繳或抵償件數	追徵、追繳或抵償件數						
六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine	Number of persons deprived of civil rights	Number of confisca-tion cases	Number of confisca-tion and payment	Number of payment	Number of recidivists	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	拘役 Detention	依九十六年減刑條例 As the Reduction of Penalties Act of 2007	依八十年減刑條例 As the Reduction of Penalties Act of 1991	依七十七年減刑條例 As the Reduction of Penalties Act of 1988
213	**607**	**10**	**-**	**16**	**-**	**1 149**	**2 430**	**1 858**	**25**	**3 543**	**882**	**59**	**789**	**1**	**-**
6	64	-	-	-	-	601	16	119	25	16	-	-	143	1	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
2	-	-	-	-	-	-	-	-	-	3	6	-	-	-	-
1	-	-	-	-	-	-	-	-	-	-	2	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
8	2	-	-	-	-	1	17	1	-	13	-	-	29	-	-
7	9	-	-	-	-	-	38	-	-	36	27	-	1	-	-
-	-	-	-	-	-	-	-	-	-	-	2	-	2	-	-
5	35	-	-	14	-	96	1 458	1 700	-	3 013	300	5	10	-	-
-	32	-	-	14	-	94	434	1 693	-	1 281	-	-	2	-	-
2	-	-	-	-	-	-	880	1	-	1 639	247	-	4	-	-
3	3	-	-	-	-	2	144	6	-	93	53	5	4	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	1	-	-	-	-	-	19	-	-	11	9	1	2	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	3	-	-	1	3	-	1	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續十八)

中華民國 100 年　　單位：件；人

罪名別 Crime Type	終結件數 Cases closed	被告人數																
		合計 Total	上訴駁回 Appeals dismissed															
			科刑 Individuals Sentenced														免除其刑 Penalty released	無罪 Acquitted
			死刑 Death Sentence	無期徒刑 Life Sentence	有刑徒刑 timed imprisonments										拘役 Detention	罰金 Punitive fine		
					六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years					
違反各種稅法 Violation of various taxation laws	32	63	-	-	16	5	1	-	-	-	-	-	-	1	1	-	12
違反菸酒管理法 Violation of tobacco and alcohol management law	4	5	-	-	1	-	-	-	-	-	-	-	-	-	-	-	2
妨害國幣懲治條例 Violation of the punishment for impairment of state currency act	5	6	-	-	-	-	-	-	1	1	1	-	-	-	-	-	-
違反醫師法 Violation of the physicians law	23	28	-	-	2	4	-	-	-	-	-	-	-	-	-	-	3
違反藥事法 Violation of the pharmaceutical affairs act	149	202	-	-	35	34	2	-	1	-	-	-	-	-	3	-	22
偽藥 Counterfeit medicine	147	199	-	-	34	34	2	-	1	-	-	-	-	-	3	-	20
其他 Other	2	3	-	-	1	-	-	-	-	-	-	-	-	-	-	-	2
違反麻醉藥品管理條例 Violation of the anaesthetics control act	3	3	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反著作權法 Violation of the copyright law	2	6	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違法重製罪 Offence of unlawful reproduction	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
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	1	5	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
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	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
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	7	14	-	-	-	-	-	-	-	-	-	-	-	-	-	-	4
違反公平交易法 Violation of the fair trade act	6	32	-	-	4	-	-	-	-	-	-	-	-	-	-	-	10
違反山坡地保育利用條例 Violation of the mountain slopes conservation and utilization law	16	19	-	-	2	1	1	-	-	-	-	-	-	-	-	-	3
違反野生動物保育法 Violation of the wildlife conservation law	15	19	-	-	3	3	-	-	-	-	-	-	-	-	-	-	-
違反水污染防治法 Violation of the water pollution control law	2	3	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反兩岸關係條例 Violation of the cross-strait relations act	115	205	-	-	21	24	16	1	7	-	-	-	-	-	-	-	21

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 18)

2011 Unit: case; individual

Defendants																		
			撤銷改判維持原刑期 Revocation of previous judgment by new judgment but with same period of imprisonment															
免訴 Not prose-cutable	不受理 Case declined	管轄錯誤 Mistake of compe-tency	科刑 Individuals Sentenced												拘役 Deten-tion	罰金 Punitive fine	免除其刑 Penalty released	無罪 Acquitted
			死刑 Death Sent-ence	無期徒刑 Life Sent-ence	有刑徒刑 timed imprisonments													
					六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years					
-	-	-	-	-	12	-	-	-	-	-	-	-	-	1	-	-	-
-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-
-	1	-	-	-	-	4	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	15	15	4	1	-	-	-	-	-	-	2	-	1
-	-	-	-	-	15	15	4	1	-	-	-	-	-	-	2	-	1
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	1	1	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	2	1	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	-	-	4	12	12	-	10	-	-	-	-	-	-	-	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續十九)

中華民國 100 年　　單位：人

罪名別 Crime Type	被告人數														
	撤銷改判減免或無罪 Revocation of previous judgment by new judgment but with reduced penalty or not guilty														
	科刑 Individuals Sentenced													免除其刑 Penalty released	無罪 Acquitted
	無期徒刑 Life Sentence	有刑徒刑 timed imprisonments										拘役 Detention	罰金 Punitive fine		
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years					
違反各種稅法 Violation of various taxation laws	-	3	-	-	-	-	-	-	-	-	-	-	-	2	
違反菸酒管理法 Violation of tobacco and alcohol management law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
妨害國幣懲治條例 Violation of the punishment for impairment of state currency act	-	-	-	-	-	-	-	1	-	-	-	-	-	-	
違反醫師法 Violation of the physicians law	-	3	1	2	-	-	-	-	-	-	-	-	-	3	
違反藥事法 Violation of the pharmaceutical affairs act	-	12	7	4	1	1	-	-	-	-	-	1	-	3	
偽藥 Counterfeit medicine	-	12	7	4	1	1	-	-	-	-	-	1	-	3	
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
違反麻醉藥品管理條例 Violation of the anaesthetics control act	-	-	-	-	-	-	-	-	-	-	-	-	-	2	
違反著作權法 Violation of the copyright law	-	-	-	-	-	-	-	-	-	-	-	-	-	1	
違法重製罪 Offence of unlawful reproduction	-	-	-	-	-	-	-	-	-	-	-	-	-	1	
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	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
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	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
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	-	3	-	-	-	-	-	-	-	-	-	1	-	6	
違反公平交易法 Violation of the fair trade act	-	5	9	-	-	-	-	-	-	-	-	-	-	-	
違反山坡地保育利用條例 Violation of the mountain slopes conservation and utilization law	-	1	1	1	-	-	-	-	-	-	-	-	-	3	
違反野生動物保育法 Violation of the wildlife conservation law	-	5	-	-	-	-	-	-	-	-	-	-	-	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	-	3	9	11	-	9	-	-	-	-	-	-	-	4	

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 19)

2011 Unit: individual

Defendants																						
撤銷改判加重 Revocation of previous judgment by new judgment but with increased penalty																撤銷改判免訴	撤銷改判不受理	撤銷改判管轄錯誤	撤銷改判發回原審法院	撤回	其他
科刑 Individuals Sentenced															免除其刑						
死刑	無期徒刑	有刑徒刑 timed imprisonments										拘役	罰金								
Death Sentence	Life Sentence	六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years		Detention	Punitive fine	Penalty released	Revocation of previous judgment by new judgment but of exemption from prosecution	Revocation of previous judgment by new judgment but of non-entertainment	Revocation of previous judgment by new judgment but of wrong jurisdiction	Revocation of previous judgment and returned back to original court	Withdrawn	Other
-	-	2	-	-	-	-	-	-	-	-		1	-	-	1	1	-	2	1	1
-	-	-	-	-	-	-	-	-	-	-		1	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-		-	-	-	-	-	-	-	1	-
-	-	3	1	1	-	-	-	-	-	-		-	-	-	-	-	-	-	-	-
-	-	5	2	1	-	-	-	-	-	-		-	-	-	-	-	-	2	27	1
-	-	5	2	1	-	-	-	-	-	-		-	-	-	-	-	-	2	27	1
-	-	-	-	-	-	-	-	-	-	-		-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-		-	-	-	1	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-		-	-	-	-	-	-	-	-	5
-	-	-	-	-	-	-	-	-	-	-		-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-		-	-	-	-	-	-	-	-	5
-	-	-	-	-	-	-	-	-	-	-		-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-		-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-		-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-		-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-		-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-		-	-	-	-	-	-	-	-	-
-	-	1	1	-	-	-	-	-	-	-		-	1	-	-	-	-	-	-	-
-	-	1	-	-	-	-	-	-	-	-		-	-	-	1	-	-	-	2	-
-	-	-	-	-	-	-	-	-	-	-		-	-	-	-	-	-	1	2	-
-	-	1	-	-	-	-	-	-	-	-		-	-	-	-	-	-	2	-	-
-	-	8	7	7	1	1	-	-	-	-		-	-	-	-	1	-	-	15	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續二十)

(保安處分、緩刑、從刑、累犯、得易科罰金及減刑人數)

中華民國 100 年　　單位：人

罪名別 Crime Type	保安處分人數 Number of persons of rehabilitative measures								緩刑人數		
	合計 Total	感化教育 Re-formatory education	監護 Guardian	禁戒 Compul-sory cure	強制工作 Compul-sory work	強制治療 Compul-sory treatment	保護管束 Probation	驅逐出境 Expel from the country	合計 Total		
									六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine
違反各種稅法 Violation of various taxation laws	-	-	-	-	-	-	-	-	8	5	1
違反菸酒管理法 Violation of tobacco and alcohol management law	-	-	-	-	-	-	-	-	-	-	1
妨害國幣懲治條例 Violation of the punishment for impairment of state currency act	-	-	-	-	-	-	-	-	-	-	-
違反醫師法 Violation of the physicians law	1	-	-	-	-	-	1	-	2	4	-
違反藥事法 Violation of the pharmaceutical affairs act	4	-	-	-	-	-	4	-	14	7	-
偽藥 Counterfeit medicine	4	-	-	-	-	-	4	-	14	7	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-
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	-	-	-	-	-	-	-	-	-	-	-
違法重製罪 Offence of unlawful reproduction	-	-	-	-	-	-	-	-	-	-	-
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	-	-	-	-	-	-	-	-	-	-	-
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	-	-	-	-	-	-	-	-	-	-	-
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	-	-	-	-	-	-	-	-	4	7	-
違反山坡地保育利用條例 Violation of the mountain slopes conservation and utilization law	-	-	-	-	-	-	-	-	1	2	-
違反野生動物保育法 Violation of the wildlife conservation law	4	-	-	-	-	-	4	-	4	1	-
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	19	-	-	-	-	-	19	-	16	30	-

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 20)

2011 Unit: individual

Number of persons suspended of punishment						從刑 Accessory penalties				累犯人數	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		
普通被告 General defendants			少年被告 Juvenile defendants			褫奪公權人數	沒收件數	沒收並追徵、追繳或抵償件數	追徵、追繳或抵償件數						
六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine	Number of persons deprived of civil rights	Number of confisca-tion cases	Number of confisca-tion and payment	Number of payment	Number of recidivists	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	拘役 Detention	依九十六年減刑條例 As the Reduction of Penalties Act of 2007	依八十年減刑條例 As the Reduction of Penalties Act of 1991	依七十七年減刑條例 As the Reduction of Penalties Act of 1988
8	5	1	-	-	-	-	4	-	-	1	33	3	31	-	-
-	-	1	-	-	-	-	2	-	-	-	1	1	-	-	-
-	-	-	-	-	-	-	3	-	-	1	-	-	-	-	-
2	4	-	-	-	-	-	7	-	-	2	8	-	3	-	-
14	7	-	-	-	-	-	56	1	-	42	7	-	12	-	-
14	7	-	-	-	-	-	56	1	-	42	6	-	11	-	-
-	-	-	-	-	-	-	-	-	-	-	1	-	1	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	1	-	1	3	-	-
4	7	-	-	-	-	-	-	-	-	2	11	-	10	-	-
1	2	-	-	-	-	-	4	-	-	2	5	-	5	-	-
4	1	-	-	-	-	-	10	-	-	5	10	-	-	-	-
-	-	-	-	-	-	-	-	-	-	1	1	-	-	-	-
16	30	-	-	-	-	-	15	1	-	30	26	-	91	-	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續二一)

中華民國 100 年　　單位：件；人

罪名別 Crime Type	終結件數 Cases closed	被告人數																
		合計 Total	上訴駁回 Appeals dismissed															
			科刑 Individuals Sentenced														免除其刑 Penalty released	無罪 Acquitted
			死刑 Death Sentence	無期徒刑 Life Sentence	有刑徒刑 timed imprisonments										拘役 Detention	罰金 Punitive fine		
					六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years					
違反公司法 Violation of the company law	29	61	-	-	7	-	-	-	-	-	-	-	-	3	-	-	23
違反食品衛生管理法 Violation of the food sanitation control law	3	3	-	-	1	-	-	-	-	-	-	-	-	-	-	-	2
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	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
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	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
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	653	823	-	-	9	5	35	24	146	66	7	-	-	-	-	-	42
國家安全法 National security law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
集會遊行法 Mass gathering and demonstration act	1	7	-	-	-	-	-	-	-	-	-	-	-	3	-	-	4
違反銀行法 Violation of the banking law	58	218	-	-	-	-	53	-	6	3	6	-	-	-	-	-	24
違反選舉罷免法 Violation of the election and recall law	349	643	-	-	15	3	69	4	42	1	-	-	-	-	-	-	129
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	62	117	-	-	6	2	6	1	6	1	-	1	-	1	-	-	9
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	4	31	-	-	-	-	-	-	-	-	-	-	-	-	-	-	17
其他 Other	544	1 343	-	-	189	52	50	-	4	-	-	-	-	27	31	-	295
併案裁判 consolidated judgments	393	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 21)

2011 Unit: case; individual

Defendants																			
			撤銷改判維持原刑期 Revocation of previous judgment by new judgment but with same period of imprisonment																
免訴 Not prose-cutable	不受理 Case declined	管轄錯誤 Mistake of compe-tency	科刑 Individuals Sentenced														免除其刑 Penalty released	無罪 Acquitted
			死刑 Death Sent-ence	無期徒刑 Life Sent-ence	有刑徒刑 timed imprisonments										拘役 Deten-tion	罰金 Punitive fine		
					六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years					
1	-	-	-	-	3	2	1	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
1	-	-	-	-	1	6	20	6	51	25	5	1	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	2	-	-	-	1	1	12	-	18	1	2	-	-	-	1	-	-	-
-	1	-	-	-	2	2	94	17	48	-	-	-	-	-	-	2	1	
-	-	-	-	-	1	2	9	-	18	-	1	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
1	3	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
5	12	-	-	-	92	29	40	3	6	2	4	-	-	2	6	-	1	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續二二)

中華民國 100 年　　單位：人

罪名別 Crime Type	被告人數 撤銷改判減免或無罪 Revocation of previous judgment by new judgment but with reduced penalty or not guilty 科刑 Individuals Sentenced 無期徒刑 Life Sentence	有刑徒刑 timed imprisonments 六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years	拘役 Detention	罰金 Punitive fine	免除其刑 Penalty released	無罪 Acquitted
違反公司法 Violation of the company law	-	5	2	-	-	-	-	-	-	-	-	-	-	2
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	-	-	-	-	-	-	-	-	-	-	-	-	-	-
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	-	-	-	-	-	-	-	-	-	-	-	-	-	-
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	-	12	14	47	24	37	28	4	1	-	-	-	-	23
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	-	1	18	20	3	10	-	1	1	-	-	-	-	10
違反選舉罷免法 Violation of the election and recall law	-	9	8	58	6	38	1	-	-	-	-	-	2	40
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	-	3	3	7	1	18	2	-	-	-	-	-	-	3
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	-	-	1	2	-	-	-	-	-	-	-	-	-	-
其他 Other	-	79	54	49	10	18	-	13	-	-	6	4	-	60

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. 22)

2011 Unit: case; individual

Defendants																					
撤銷改判加重 Revocation of previous judgment by new judgment but with increased penalty															撤銷改判免訴 Revocation of previous judgment by new judgment but of exemption from prosecution	撤銷改判不受理 Revocation of previous judgment by new judgment but of non-entertainment	撤銷改判管轄錯誤 Revocation of previous judgment by new judgment but of wrong jurisdiction	撤銷改判發回原審法院 Revocation of previous judgment and returned back to original court	撤回 Withdrawn	其他 Other
科刑 Individuals Sentenced														免除其刑 Penalty released							
死刑 Death Sentence	無期徒刑 Life Sentence	有刑徒刑 timed imprisonments										拘役 Detention	罰金 Punitive fine								
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 year	逾一年至二年以下 Over 1 year to 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	逾十年至十五年以下 Over 10 years to 15 years	逾十五年 Over 15 years											
-	-	4	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	7	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	1	4	4	11	4	21	12	2	-	-	-	-	-	-	-	7	17	2	97	1
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	1	-	1	15	1	4	-	-	-	-	-	-	1	-	-	-	-	-
-	-	-	-	14	3	15	1	-	-	-	-	-	-	-	1	2	-	2	13	-
-	-	1	2	-	1	5	4	-	-	-	-	-	-	-	-	-	-	-	3	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	3	2	-	-	-	-	-	-	-	-	-	-	2	-	-	-	-	-	-
-	-	69	24	19	3	9	2	3	-	-	3	11	-	-	2	6	-	7	36	6

13.高等法院暨分院受理刑事第二審案件裁判結果－按罪名別分(續二三完)

(保安處分、緩刑、從刑、累犯、得易科罰金及減刑人數)

中華民國 100 年　　單位：人

罪名別 Crime Type	保安處分人數 Number of persons of rehabilitative measures								緩刑人數		
	合計 Total	感化教育 Re-formatory education	監護 Guardian	禁戒 Compul-sory cure	強制工作 Compul-sory work	強制治療 Compul-sory treatment	保護管束 Probation	驅逐出境 Expel from the country	合計 Total		
									六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine
違反公司法 Violation of the company law	-	-	-	-	-	-	-	-	4	-	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	-	-	-	-	-	-	-	-	-	-	-
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	-	-	-	-	-	-	-	-	-	-	-
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	17	-	-	-	-	-	17	-	7	39	-
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	1	-	-	-	-	-	1	-	1	83	-
違反選舉罷免法 Violation of the election and recall law	55	-	-	-	-	-	55	-	2	189	-
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	11	-	-	-	-	-	11	-	2	12	-
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	-	-	-	-	-	-	-	-	1	2	-
其他 Other	43	-	1	-	19	-	20	3	118	117	6

13. Results of Judgments and Rulings of Criminal Cases of the Second Instance Rendered by the High Courts and Their Branches – by Crime Type (Cont. End)

2011 Unit: individual

Number of persons suspended of punishment						從刑 Accessory penalties				累犯人數	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		
普通被告 General defendants			少年被告 Juvenile defendants			褫奪公權人數	沒收件數	沒收並追徵、追繳或抵償件數	追徵、追繳或抵償件數						
六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	逾六月有期徒刑 Timed imprison-ments more than 6 months	拘役罰金 Detention or punitive fine	Number of persons deprived of civil rights	Number of confisca-tion cases	Number of confisca-tion and payment	Number of payment	Number of recidivists	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	拘役 Detention	依九十六年減刑條例 As the Reduction of Penalties Act of 2007	依八十年減刑條例 As the Reduction of Penalties Act of 1991	依七十七年減刑條例 As the Reduction of Penalties Act of 1988
4	-	1	-	-	-	-	-	-	-	7	19	3	22	-	-
-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-
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