13. 智慧財產法院刑事上訴第三審發回或發交更審事件裁判結果－按年別與罪名別

13. State of Criminal Appeal Cases of the Third Instance Remanded or Assigned for New Trial Terminated by the Intellectual Property Court– by Year and Crime Type

單位：件;人(Unit: case; individual)

年別及罪名別 Year and Crime Type	終結件數 Cases closed	被告人數 Defendants											
		合計 Total	上訴駁回 Appeals dismissed	撤銷改判 Revocation of previous judgment							通緝 Wanted by the law	撤回 With-drawn	其他 Other
				小計 Subtotal	維持原刑期 New judgment but with same period of imprison-ment	減免或無罪 New judgment but with reduced penalty or not guilty	加重 New judgment but with increased penalty	免訴 Not prosec-utable	不受理 Case decline-ed	其他 Other			
民國89年 2000	-	-	-	-	-	-	-	-	-	-	-	-	-
民國90年 2001	-	-	-	-	-	-	-	-	-	-	-	-	-
民國91年 2002	-	-	-	-	-	-	-	-	-	-	-	-	-
民國92年 2003	-	-	-	-	-	-	-	-	-	-	-	-	-
民國93年 2004	-	-	-	-	-	-	-	-	-	-	-	-	-
民國94年 2005	-	-	-	-	-	-	-	-	-	-	-	-	-
民國95年 2006	-	-	-	-	-	-	-	-	-	-	-	-	-
民國96年 2007	-	-	-	-	-	-	-	-	-	-	-	-	-
民國97年 2008	7	17	2	12	-	10	2	-	-	-	-	-	3
民國98年 2009	**41**	**64**	**17**	**44**	**3**	**34**	**4**	**-**	**2**	**1**	**-**	**3**	**-**
普通刑法計 Subtotal of general criminal law	**6**	**10**	**3**	**6**	**-**	**5**	**1**	**-**	**-**	**-**	**-**	**1**	**-**
妨害農工商罪 Offenses against agriculture, industry & commerce	-	-	-	-	-	-	-	-	-	-	-	-	-
偽造仿造商標商號罪 Crime of trademark or tradename counterfeiting	-	-	-	-	-	-	-	-	-	-	-	-	-
販賣陳列輸入偽造仿造商標商號之貨物罪 Crime of trafficking, displaying or importing goods with a counterfeit trademark or tradename	-	-	-	-	-	-	-	-	-	-	-	-	-
對商品為虛偽標記與販賣陳列輸入該商品罪 Crime of falsifying an indication on goods, or trafficking, displaying or importing such goods	-	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-
妨害秘密罪 Offenses relating to protection of secrets	-	-	-	-	-	-	-	-	-	-	-	-	-
洩漏業務上知悉工商祕密 Disclosing a trade secret known in business	-	-	-	-	-	-	-	-	-	-	-	-	-
洩漏職務上工商祕密 Disclosing a trade secret known on official duty	-	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	6	10	3	6	-	5	1	-	-	-	-	1	-

13. 智慧財產法院刑事上訴第三審發回或發交更審案件終結情形－按年別與罪名別（續）

13. State of Criminal Appeal Cases of the Third Instance Remanded or Assigned for New Trial Terminated by the Intellectual Property Court– by Year and Crime Type (Cont.)

中華民國 97 年 (2008)　　單位：件;人(Unit: case; individual)

年別及罪名別 Year and Crime Type	終結件數 Cases closed	被告人數 Defendants											
		合計 Total	上訴駁回 Appeals dismissed	撤銷改判 Revocation of previous judgment							通緝 Wanted by the law	撤回 With-drawn	其他 Other
				小計 Subtotal	維持原刑期 new judgment but with same period of imprison-ment	減免或無罪 new judgment but with reduced penalty or not guilty	加重 New judgment but with increased penalty	免訴 Not prosec-utable	不受理 Case decline-ed	其他 Other			
特別刑事法計 **Sub-total of special criminal law**	**35**	**54**	**14**	**38**	**3**	**29**	**3**	**-**	**2**	**1**	**-**	**2**	**-**
違反著作權法 Violation of the copyright law	26	41	14	25	1	19	2	-	2	1	-	2	-
違法重製罪 Offence of unlawful reproduction	13	18	6	10	-	6	1	-	2	1	-	2	-
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	4	5	3	2	1	1	-	-	-	-	-	-	-
公開上映或改作出租侵害著作財產權 Infringement of copyright by means of public presentation, adaptation, or renting	-	-	-	-	-	-	-	-	-	-	-	-	-
侵害著作權或違法將重製物銷售國外 Infringement of copyright or unlawful sale of reproduced articles abroad	-	-	-	-	-	-	-	-	-	-	-	-	-
侵害著作權犯罪之常業犯 Offense of occupational infringement of copyright	9	18	5	13	-	12	1	-	-	-	-	-	-
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	-	-	-	-	-	-	-	-	-	-	-	-	-
違反公平交易法 Violation of the fair trade act	-	-	-	-	-	-	-	-	-	-	-	-	-
仿冒或販賣運送輸出入仿冒商品罪 Crime of counterfeiting or of selling, trafficking in, importing or exporting counterfeit goods	-	-	-	-	-	-	-	-	-	-	-	-	-
脅迫利誘獲取產銷技術機密罪 Crime of obtaining a secret in manufacturing or marketing by duress or inducement	-	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	9	13	-	13	2	10	1	-	-	-	-	-	-