69.地方法院刑事第一審簡易判決案件裁判結果－按罪名別分

中華民國 97 年　　單位：件；人

罪名別 Crime type	終結件數 Cases Closed	被告人數 Defendants								
		合計 Total	六月以下有期徒刑 Timed imprison-ment of 6 or less than 6 months	逾六月至一年以下有期徒刑 Timed imprison-ment of over 6 months to 1 year	逾一年至二年以下有期徒刑 Timed imprison-ment of over 1 year to 2 years	逾二年至三年以下有期徒刑 Timed imprison-ment of over 2 years to 3 years	拘役 Detention	罰金 Punitive fine	免除其刑 Penalty released	其他 Other
合計 Total	101 591	111 857	52 525	759	161	-	36 948	21 359	12	93
普通刑法計 Subtotal of general criminal law	85 815	94 728	40 470	588	67	-	32 677	20 842	12	72
瀆職罪 Offenses of malfeasance in office	9	10	5	2	1	-	2	-	-	-
妨害公務罪 Offenses of interference with public functions	565	619	254	-	-	-	363	1	-	1
妨害投票罪 Offenses of interference with voting	38	281	274	7	-	-	-	-	-	-
妨害秩序罪 Offenses of interference with public order	27	27	5	1	-	-	17	4	-	-
脫逃罪 Offenses of escape	19	26	26	-	-	-	-	-	-	-
藏匿人犯及湮滅證據罪 Offenses of concealment of offenders and destruction of evidence	71	97	39	-	-	-	57	1	-	-
偽證罪 Offenses of perjury	35	49	42	5	1	-	-	-	1	-
誣告罪 Offenses of malicious accusation	306	318	78	1	-	-	237	1	1	-
公共危險罪 Offenses against public safety	40 511	40 752	10 019	162	2	-	17 120	13 442	1	6
偽造貨幣罪 Offenses of counterfeiting currency	4	4	-	-	-	-	-	4	-	-
偽造有價證券罪 Offenses of counterfeiting valuable securities	16	16	5	3	7	-	1	-	-	-
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	2 251	2 772	2 509	32	11	-	215	3	-	2
妨害性自主罪 Offenses against sextual autonomy	114	114	69	33	12	-	-	-	-	-
妨害風化罪 Offenses against sexual morality	1 654	1 943	1 120	2	-	-	741	79	-	1
妨害婚姻及家庭罪 Offenses against marriage and family	198	258	255	1	1	-	-	-	-	1
褻瀆祀典及侵害墳墓屍體罪 Offenses against religion, graves, and corpses	5	8	7	-	-	-	1	-	-	-
妨害農工商罪 Offenses against agriculture, industry & commerce	-	-	-	-	-	-	-	-	-	-

69. Results of Judgments and Rulings of Criminal First Instance Simple Cases by the District Courts – by Crime Type

2008

Unit: case; individual

聲請簡易判決處刑者(件) Number of defendants (cases) petitioning for summary judgment		緩刑人數	從刑 Accessory Penalties			累犯人數	得易科罰金人數	減刑人數 Number of defendants eligible for reduced penalties			法院依求刑或請求緩刑為判決人數
檢察官聲請 Prosecutor's petition	被告自白法院逕以簡易處刑 Summary sentencing by the court upon the defendant's confession	Number of persons suspended of punishment	沒收件數 Number of confiscation cases	沒收並追徵、追繳或抵償件數 Number of confiscation and payment	追徵、追繳或抵償件數 Number of payment	Number of recidivists	Number of persons whose penalties may be commuted to fines	依九十六年減刑條例 As per the Reduction of Penalties Act of 2007	依八十年減刑條例 As per the Reduction of Penalties Act of 1991	依七十七年減刑條例 As per the Reduction of Penalties Act of 1988	Number of defendants adjudged according to requested penalties or suspension of punishment
93 480	8 111	9 876	16 164	10	2	20 827	89 104	12 282	-	-	2 161
79 681	6 134	7 580	8 348	6	2	15 633	72 866	9 710	-	-	1 718
3	6	9	-	-	-	-	7	6	-	-	1
507	58	70	9	-	-	127	613	39	-	-	13
20	18	237	12	6	-	9	274	137	-	-	17
25	2	3	22	-	-	5	23	1	-	-	-
17	2	6	-	-	-	11	26	4	-	-	7
56	15	20	1	-	-	19	95	25	-	-	6
19	16	47	1	-	-	-	-	12	-	-	3
281	25	100	-	-	-	17	274	76	-	-	5
39 774	737	1 349	43	-	-	4 174	27 115	810	-	-	452
3	1	1	4	-	-	-	-	-	-	-	-
7	9	10	15	-	-	1	6	3	-	-	2
-	-	-	-	-	-	-	-	-	-	-	-
1 792	459	665	1 519	-	1	387	2 698	1 585	-	-	111
35	79	105	1	-	-	-	25	18	-	-	21
1 496	158	258	1 140	-	-	334	1 860	119	-	-	50
178	20	15	5	-	-	10	255	99	-	-	3
5	-	7	-	-	-	1	8	2	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-

69.地方法院刑事第一審簡易判決案件裁判結果－按罪名別分(續一)

中華民國 97 年　　單位：件；人

罪名別 Crime type	終結件數 Cases Closed	被告人數 Defendants								
		合計 Total	六月以下有期徒刑 Timed imprison-ment of 6 or less than 6 months	逾六月至一年以下有期徒刑 Timed imprison-ment of over 6 months to 1 year	逾一年至二年以下有期徒刑 Timed imprison-ment of over 1 year to 2 years	逾二年至三年以下有期徒刑 Timed imprison-ment of over 2 years to 3 years	拘役 Detention	罰金 Punitive fine	免除其刑 Penalty released	其他 Other
賭博罪 Offenses of gambling	3 316	7 531	3 015	4	-	-	9	4 502	-	1
殺人罪 Offenses of homicide	735	787	618	145	14	-	10	-	-	-
傷害罪 Offenses of causing bodily harm	4 221	4 736	1 704	1	3	-	2 875	144	2	7
墮胎罪 Offenses of abortion	1	1	1	-	-	-	-	-	-	-
遺棄罪 Offenses of abandonment	7	9	5	4	-	-	-	-	-	-
妨害自由罪 Offenses against personal liberty	1 267	1 507	475	6	5	-	972	49	-	-
妨害名譽及信用罪 Offenses against personal reputation & credits	408	496	27	-	-	-	273	196	-	-
妨害秘密罪 Offenses relating to protection of secrets	19	22	8	-	-	-	13	1	-	-
竊盜罪 Offenses of larceny	13 885	14 820	7 833	93	2	-	5 598	1 281	5	8
強盜、搶奪及海盜罪 Offenses of robbery, snatch of property and piracy	19	21	20	1	-	-	-	-	-	-
侵占罪 Offenses of misappropriation	1 564	1 656	496	63	-	-	114	981	-	2
詐欺罪 Offenses of fraud	11 850	12 731	9 767	16	5	-	2 868	36	1	38
背信罪 Offenses of breach of trust	44	64	42	-	-	-	22	-	-	-
重利罪 Offenses of usury	539	683	431	2	-	-	247	3	-	-
恐嚇取財罪 Offenses of obtaining property by threats	564	617	604	3	1	-	8	-	-	1
擄人勒贖罪 Offenses of kidnapping for ransom	-	-	-	-	-	-	-	-	-	-
贓物罪 Offenses relating to illegally obtained property	1 069	1 234	618	1	2	-	562	48	1	2
毀棄損壞罪 Offenses of destruction, abandonment, and damage of property	464	499	94	-	-	-	338	66	-	1
妨害電腦使用罪 Offenses of impairment to use of computers	20	20	5	-	-	-	14	-	-	1

69. Results of Judgments and Rulings of Criminal First Instance Simple Cases by the District Courts – by Crime Type (Cont.1)

2008

Unit: case; individual

聲請簡易判決處刑者(件) Number of defendants (cases) petitioning for summary judgment		緩刑人數	從刑 Accessory Penalties			累犯人數	得易科罰金人數	減刑人數 Number of defendants eligible for reduced penalties			法院依求刑或請求緩刑為判決人數
檢察官聲請 Prosecutor's petition	被告自白法院逕以簡易處刑 Summary sentencing by the court upon the defendant's confession	Number of persons suspended of punishment	沒收件數 Number of confiscation cases	沒收並追徵、追繳或抵償件數 Number of confiscation and payment	追徵、追繳或抵償件數 Number of payment	Number of recidivists	Number of persons whose penalties may be commuted to fines	依九十六年減刑條例 As per the Reduction of Penalties Act of 2007	依八十年減刑條例 As per the Reduction of Penalties Act of 1991	依七十七年減刑條例 As per the Reduction of Penalties Act of 1988	Number of defendants adjudged according to requested penalties or suspension of punishment
3 207	109	420	3 214	-	-	331	3 023	488	-	-	40
468	267	672	1	-	-	2	620	131	-	-	79
3 752	469	204	108	-	-	380	4 576	685	-	-	37
-	1	1	1	-	-	-	1	1	-	-	-
1	6	9	-	-	-	-	4	3	-	-	1
1 024	243	324	124	-	-	247	1 441	272	-	-	82
382	26	34	3	-	-	11	300	86	-	-	3
16	3	4	16	-	-	2	21	8	-	-	1
12 526	1 359	1 511	1 729	-	-	6 407	13 395	536	-	-	285
9	10	7	2	-	-	2	20	2	-	-	2
1 362	202	345	18	-	-	96	585	414	-	-	44
10 401	1 449	870	113	-	1	2 276	12 626	3 346	-	-	298
26	18	41	2	-	-	2	64	47	-	-	6
461	78	47	178	-	-	98	674	210	-	-	39
481	83	60	12	-	-	115	607	210	-	-	36
-	-	-	-	-	-	-	-	-	-	-	-
885	184	109	26	-	-	474	1 179	251	-	-	68
445	19	18	27	-	-	95	432	79	-	-	6
17	3	2	2	-	-	-	19	5	-	-	-

69.地方法院刑事第一審簡易判決案件裁判結果－按罪名別分(續二)

中華民國 97 年　　單位：件；人

罪名別 Crime type	終結件數 Cases Closed	被告人數 Defendants 合計 Total	六月以下有期徒刑 Timed imprison-ment of 6 or less than 6 months	逾六月至一年以下有期徒刑 Timed imprison-ment of over 6 months to 1 year	逾一年至二年以下有期徒刑 Timed imprison-ment of over 1 year to 2 years	逾二年至三年以下有期徒刑 Timed imprison-ment of over 2 years to 3 years	拘役 Detention	罰金 Punitive fine	免除其刑 Penalty released	其他 Other
特別刑事法計 Sub-total of special criminal law	15 760	17 129	12 055	171	94	-	4 271	517	-	21
貪污治罪條例 Punishment of corruption act	4	4	2	1	1	-	-	-	-	-
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	584	584	559	-	-	-	14	3	-	8
違反電信法 Violation of the telecommunications act	193	246	151	-	-	-	81	14	-	-
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	11	19	16	-	1	-	2	-	-	-
違反森林法 Violation of the forestry law	30	44	34	7	1	-	1	1	-	-
違反漁業法 Violation of the fishery law	40	66	31	-	-	-	31	4	-	-
違反毒品危害防制條例 Violation of the narcotics endangerment prevention act	8 079	8 096	7 257	6	-	-	817	11	-	5
陸海空軍刑法 Criminal law of the armed forces	2	2	1	-	-	-	1	-	-	-
違反水利法 Violation of the irrigation management law	-	-	-	-	-	-	-	-	-	-
違反電業法 Violation of the electricity management law	68	77	59	3	-	-	14	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	43	48	30	-	-	-	13	5	-	-
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	22	35	-	-	-	-	1	32	-	2
違反勞工安全衛生法 Violation of the labor safety and health law	33	60	10	-	-	-	1	49	-	-
違反各種稅法 Violation of various taxation laws	131	221	167	2	-	-	32	20	-	-
違反菸酒管理法 Violation of the tobacco and alcohol management law	13	19	18	-	-	-	1	-	-	-

69. Results of Judgments and Rulings of Criminal First Instance Simple Cases by the District Courts – by Crime Type (Cont.2)

2008

Unit: case; individual

聲請簡易判決處刑者(件) Number of defendants (cases) petitioning for summary judgment		緩刑人數	從刑 Accessory Penalties			累犯人數	得易科罰金人數	減刑人數 Number of defendants eligible for reduced penalties			法院依求刑或請求緩刑為判決人數
檢察官聲請 Prosecutor's petition	被告自白法院逕以簡易處刑 Summary sentencing by the court upon the defendant's confession	Number of persons suspended of punishment	沒收件數 Number of confiscation 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	Number of persons whose penalties may be commuted to fines	依九十六年減刑條例 As per the Reduction of Penalties Act of 2007	依八十年減刑條例 As per the Reduction of Penalties Act of 1991	依七十七年減刑條例 As per the Reduction of Penalties Act of 1988	Number of defendants adjudged according to requested penalties or suspension of punishment
13 792	1 968	2 296	7 816	4	-	5 194	16 238	2 572	-	-	443
-	4	4	3	-	-	-	-	2	-	-	1
-	-	-	-	-	-	-	-	-	-	-	-
548	36	124	1	-	-	139	573	62	-	-	7
180	13	34	116	-	-	27	232	51	-	-	1
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
4	7	17	4	-	-	1	6	4	-	-	1
24	6	32	12	-	-	-	35	8	-	-	10
39	1	12	33	3	-	6	62	-	-	-	1
6 987	1 092	49	4 379	-	-	4 341	8 066	210	-	-	148
1	1	-	-	-	-	-	2	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
54	14	43	18	-	-	10	73	7	-	-	2
-	-	-	-	-	-	-	-	-	-	-	-
40	3	-	1	-	-	2	43	13	-	-	2
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
18	4	-	-	-	-	1	1	11	-	-	2
31	2	11	-	-	-	-	11	29	-	-	-
98	33	86	3	-	-	13	199	216	-	-	14
11	2	2	13	-	-	3	19	6	-	-	-

69.地方法院刑事第一審簡易判決案件裁判結果－按罪名別分(續三完)

中華民國 97 年　　單位：件；人

罪名別 Crime type	終結件數 Cases Closed	被告人數 Defendants 合計 Total	六月以下有期徒刑 Timed imprison-ment of 6 or less than 6 months	逾六月至一年以下有期徒刑 Timed imprison-ment of over 6 months to 1 year	逾一年至二年以下有期徒刑 Timed imprison-ment of over 1 year to 2 years	逾二年至三年以下有期徒刑 Timed imprison-ment of over 2 years to 3 years	拘役 Detention	罰金 Punitive fine	免除其刑 Penalty released	其他 Other
妨害國幣懲治條例 Violation of the punishment for impairment of state currency act	1	1	-	-	-	-	-	1	-	-
違反醫師法 Violation of the physicians law	25	31	22	8	1	-	-	-	-	-
違反藥事法 Violation of the pharmaceutical affairs act	44	55	42	7	-	-	3	3	-	-
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	520	548	388	26	-	-	125	9	-	-
違反建築法 Violation of the building law	75	86	14	-	-	-	39	33	-	-
違反公平交易法 Violation of the fair trade act	2	3	3	-	-	-	-	-	-	-
違反山坡地保育利用條例 Violation of the mountain slopes conservation and utilization law	10	11	10	-	-	-	-	1	-	-
違反野生動物保育法 Violation of the wildlife conservation law	68	82	74	7	-	-	1	-	-	-
違反水污染防治法 Violation of the water pollution control law	17	26	10	-	-	-	2	14	-	-
違反兩岸關係條例 Violation of the cross-strait relations act	461	623	451	50	10	-	65	46	-	1
違反公司法 Violation of the company law	127	265	194	-	-	-	70	1	-	-
違反食品衛生管理法 Violation of the food sanitation control law	7	7	1	-	-	-	4	2	-	-
違反專利法 Violation of the patent law	-	-	-	-	-	-	-	-	-	-
違反商標法 Violation of the trademark law	1 029	1 102	367	-	-	-	693	42	-	-
違反槍砲彈藥刀械管制條例 Violation of the guns, explosives and knives control act	198	204	148	1	11	-	41	3	-	-
國家安全法 National security law	74	127	89	-	-	-	37	1	-	-
集會遊行法 Mass gathering and demonstration act	5	6	1	-	-	-	5	-	-	-
違反銀行法 Violation of the banking law	4	5	-	1	4	-	-	-	-	-
違反選舉罷免法 Violation of the election and recall law	31	47	12	1	31	-	2	1	-	-
違反兒童及少年性交易防制條例 Violation of the children's and juvenile's sexual transaction prevention act	553	559	537	2	1	-	12	4	-	3
違反兒童及少年福利法 Violation of the children's and juvenile's welfare law	-	-	-	-	-	-	-	-	-	-
其他 Other	3 256	3 820	1 357	49	33	-	2 163	216	-	2
併案裁判	16	-	-	-	-	-	-	-	-	-

69. Results of Judgments and Rulings of Criminal First Instance Simple Cases by the District Courts – by Crime Type (Cont.End)

2008 Unit: case; individual

聲請簡易判決處刑者(件) Number of defendants (cases) petitioning for summary judgment		緩刑人數	從刑 Accessory Penalties			累犯人數	得易科罰金人數	減刑人數 Number of defendants eligible for reduced penalties			法院依求刑或請求緩刑為判決人數
檢察官聲請 Prosecutor's petition	被告自白法院逕以簡易處刑 Summary sentencing by the court upon the defendant's confession	Number of persons suspended of punishment	沒收件數 Number of confiscation 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	Number of persons whose penalties may be commuted to fines	依九十六年減刑條例 As per the Reduction of Penalties Act of 2007	依八十年減刑條例 As per the Reduction of Penalties Act of 1991	依七十七年減刑條例 As per the Reduction of Penalties Act of 1988	Number of defendants adjudged according to requested penalties or suspension of punishment
1	-	-	1	-	-	-	-	-	-	-	-
13	12	24	9	-	-	-	22	14	-	-	1
29	15	45	30	-	-	2	13	28	-	-	6
-	-	-	-	-	-	-	-	-	-	-	-
444	76	288	365	-	-	14	513	102	-	-	19
68	7	9	-	-	-	4	53	11	-	-	3
2	-	-	-	-	-	-	3	3	-	-	-
9	1	4	2	-	-	-	10	4	-	-	1
59	9	58	60	-	-	-	73	8	-	-	7
16	1	1	-	-	-	-	12	5	-	-	1
399	62	254	7	-	-	40	503	490	-	-	37
93	34	94	-	-	-	9	264	250	-	-	3
6	1	1	-	-	-	-	5	2	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-
949	80	260	999	-	-	68	1 060	134	-	-	22
140	58	37	174	-	-	53	188	6	-	-	10
67	7	43	6	-	-	3	126	15	-	-	-
4	1	-	-	-	-	1	6	6	-	-	-
1	3	5	-	-	-	-	-	-	-	-	-
9	22	38	15	1	-	1	14	5	-	-	10
520	33	173	29	-	-	48	547	62	-	-	12
-	-	-	-	-	-	-	-	-	-	-	-
2 928	328	548	1 536	-	-	408	3 504	807	-	-	122
7	9	-	-	-	-	-	-	-	-	-	-