## 8.高等法院暨分院受理民事上訴國家賠償事件收結情形－按年與機關別分

單位：件；人；新台幣元

| 年別及機關別 Year & Organ | 受理件數 Cases lodged | | | 終結件數 Cases closed | 未結件數 Pending cases | 終結情形 | | | | |
|---|---|---|---|---|---|---|---|---|---|---|
| | 合計 Total | 舊受 Previously lodged | 新收 Newly lodged | | | 計 Total | 撤回 Withdrawn | 駁回上訴 Appeals dismissed | | |
| | | | | | | | | 小計 Subtotal | 不合法 Improform | 無理由 Groundless |
| 民國85年 1996 | 98 | 29 | 69 | 65 | 33 | 65 | 2 | 45 | - | 45 |
| 民國86年 1997 | 91 | 33 | 58 | 57 | 34 | 57 | 1 | 36 | 2 | 34 |
| 民國87年 1998 | 101 | 34 | 67 | 62 | 39 | 62 | 2 | 33 | 1 | 32 |
| 民國88年 1999 | 124 | 39 | 85 | 66 | 58 | 66 | 4 | 34 | - | 34 |
| 民國89年 2000 | 164 | 58 | 106 | 95 | 69 | 95 | 3 | 49 | 4 | 45 |
| 民國90年 2001 | 187 | 69 | 118 | 98 | 89 | 98 | 3 | 56 | 3 | 53 |
| 民國91年 2002 | 178 | 89 | 89 | 114 | 64 | 114 | 4 | 67 | 4 | 63 |
| 民國92年 2003 | 205 | 64 | 141 | 120 | 85 | 120 | 5 | 79 | 6 | 73 |
| 民國93年 2004 | 233 | 85 | 148 | 141 | 92 | 141 | 7 | 85 | 8 | 77 |
| **民國94年 2005** | **230** | **92** | **138** | **143** | **87** | **143** | **6** | **85** | **3** | **82** |
| 臺灣高等法院暨分院計 Total Taiwan High Court and its branches | 229 | 92 | 137 | 143 | 86 | 143 | 6 | 85 | 3 | 82 |
| 臺灣高等法院 Taiwan High Court | 118 | 48 | 70 | 73 | 45 | 73 | 5 | 45 | 2 | 43 |
| 臺灣高等法院臺中分院 Taiwan High Court, Taichung branch | 51 | 19 | 32 | 31 | 20 | 31 | 1 | 19 | 1 | 18 |
| 臺灣高等法院臺南分院 Taiwan High Court, Tainan branch | 18 | 9 | 9 | 13 | 5 | 13 | - | 8 | - | 8 |
| 臺灣高等法院高雄分院 Taiwan High Court, Kaohsiung branch | 31 | 16 | 15 | 17 | 14 | 17 | - | 7 | - | 7 |
| 臺灣高等法院花蓮分院 Taiwan High Court, Hualien branch | 11 | - | 11 | 9 | 2 | 9 | - | 6 | - | 6 |
| 福建高等法院金門分院 Fujian High Court, Kinmen branch | 1 | - | 1 | - | 1 | - | - | - | - | - |

## 8. State of Filings and Dispositions of Civil Appeals Cases of State Compensation in the High Courts and Their Branches – by Year and Organ

(Unit: case; individual; NT.$)

| State of cases closed | | | | | 終結事件中被請求損害賠償機關類別 Category of government organs against which compensation is claimed in terminated cases | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|
| 廢棄原判 Revocation of previous judgment | | | 和解 | 其他 | 計 | 行政機關 | 司法機關 | 立法院 | 考試機關 | 監察機關 | 其他 |
| 小計 Subtotal | 全部 All | 部分 Partial | Conciliation | Other | Total | Administrat-ive organ | Judicial organ | Legislative Yuan | Examina-tion organ | Control organ | Other |
| 16 | 1 | 15 | - | 2 | 65 | 60 | 4 | 1 | - | - | - |
| 17 | 2 | 15 | 2 | 1 | 57 | 54 | 3 | - | - | - | - |
| 22 | 6 | 16 | 1 | 4 | 62 | 58 | 3 | - | - | - | 1 |
| 25 | 5 | 20 | 2 | 1 | 66 | 61 | 5 | - | - | - | - |
| 37 | 5 | 32 | 3 | 3 | 95 | 90 | 2 | - | 1 | 1 | 1 |
| 32 | 1 | 31 | 1 | 6 | 98 | 94 | 4 | - | - | - | - |
| 40 | 10 | 30 | 2 | 1 | 114 | 109 | 5 | - | - | - | - |
| 36 | 7 | 29 | - | - | 120 | 111 | 8 | - | - | - | 1 |
| 42 | 9 | 33 | 4 | 3 | 141 | 121 | 13 | - | 1 | - | 6 |
| **47** | **5** | **42** | **3** | **2** | **143** | **135** | **5** | **-** | **-** | **-** | **3** |
| 47 | 5 | 42 | 3 | 2 | 143 | 135 | 5 | - | - | - | 3 |
| 22 | 2 | 20 | - | 1 | 73 | 70 | 2 | - | - | - | 1 |
| 9 | 1 | 8 | 1 | 1 | 31 | 27 | 2 | - | - | - | 2 |
| 4 | 1 | 3 | 1 | - | 13 | 13 | - | - | - | - | - |
| 9 | 1 | 8 | 1 | - | 17 | 16 | 1 | - | - | - | - |
| 3 | - | 3 | - | - | 9 | 9 | - | - | - | - | - |
| - | - | - | - | - | - | - | - | - | - | - | - |

## 8.高等法院暨分院受理民事上訴國家賠償事件收結情形－按年與機關別分(續完)

單位：件；人；新台幣元

| 年別及機關別<br>Year & Organ | 終結事件中請求損害賠償事件按內容分類<br>Compensation cases among all cases terminated - grouped by content | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|
| | 計<br>Total | 行政措施<br>Administrative measure | 警政<br>Police administration | 稅務<br>Taxation | 司法<br>Judiciary | 交通<br>Traffic | 地政<br>Land administration | 工務<br>Construction | 公害<br>Public nuisance | 醫藥<br>Medicine |
| 民國85年 1996 | 65 | 35 | 4 | 4 | 4 | 4 | 9 | 4 | 1 | - |
| 民國86年 1997 | 57 | 30 | 2 | 4 | 3 | 4 | 3 | 9 | - | - |
| 民國87年 1998 | 62 | 37 | 3 | 2 | 3 | 4 | 5 | 6 | 1 | - |
| 民國88年 1999 | 66 | 36 | 1 | 2 | 4 | 9 | 7 | 6 | - | 1 |
| 民國89年 2000 | 95 | 30 | 3 | - | 1 | 8 | 16 | 32 | - | 1 |
| 民國90年 2001 | 98 | 28 | 8 | 2 | 3 | 20 | 13 | 22 | - | 1 |
| 民國91年 2002 | 114 | 30 | 3 | 4 | 7 | 14 | 14 | 36 | 1 | 1 |
| 民國92年 2003 | 120 | 32 | 6 | - | 8 | 15 | 21 | 30 | - | 1 |
| 民國93年 2004 | 141 | 34 | 3 | 3 | 11 | 14 | 20 | 42 | 1 | - |
| **民國94年 2005** | **143** | **29** | **13** | **4** | **8** | **18** | **15** | **38** | **1** | **1** |
| 臺灣高等法院暨分院計<br>Total Taiwan High Court and its branches | 143 | 29 | 13 | 4 | 8 | 18 | 15 | 38 | 1 | 1 |
| 臺灣高等法院<br>Taiwan High Court | 73 | 16 | 6 | 2 | 3 | 12 | 8 | 12 | 1 | 1 |
| 臺灣高等法院臺中分院<br>Taiwan High Court, Taichung branch | 31 | 5 | 4 | - | 3 | 1 | 5 | 10 | - | - |
| 臺灣高等法院臺南分院<br>Taiwan High Court, Tainan branch | 13 | 4 | 2 | 1 | - | 2 | - | 4 | - | - |
| 臺灣高等法院高雄分院<br>Taiwan High Court, Kaohsiung branch | 17 | 4 | - | 1 | 1 | 1 | 1 | 8 | - | - |
| 臺灣高等法院花蓮分院<br>Taiwan High Court, Hualien branch | 9 | - | 1 | - | 1 | 2 | 1 | 4 | - | - |
| 福建高等法院金門分院<br>Fujian High Court, Kinmen branch | - | - | - | - | - | - | - | - | - | - |

## 8. State of Filings and Dispositions of Civil Appeals Cases of State Compensation in the High Courts and Their Branches – by Year and Organ(Cont.End)

(Unit: case; individual; NT.$)

| 經裁判損害賠償情形 State of compensation adjudicated | | | | | | | | | | 依聲請爲假處分裁定件數 No. of ruled cases in which petitions of provisional measures are granted | |
|---|---|---|---|---|---|---|---|---|---|---|---|
| 食品 | 其他 | 合計 Total | | | 金錢賠償 Monetary compensation | | | 回復原狀 Restore to original state | | 墊付醫藥費 | 墊付喪葬費 |
| Food | Other | 件數 Number of cases | 人數 Number of persons | 金額 Amount of money | 件數 Number of cases | 人數 Number of persons | 金額 Amount of money | 件數 Number of cases | 人數 Number of persons | Advances for medical expenses | Advances for funeral and burial expenses |
| - | - | 14 | 15 | 14 751 679 | 14 | 15 | 14 751 679 | - | - | - | - |
| - | 2 | 11 | 26 | 11 677 756 | 11 | 26 | 11 677 756 | - | - | - | - |
| - | 1 | 12 | 15 | 17 373 689 | 11 | 14 | 17 373 689 | 1 | 1 | - | - |
| - | - | 20 | 27 | 39 964 346 | 20 | 27 | 39 964 346 | - | - | - | - |
| - | 4 | 29 | 106 | 74 537 948 | 29 | 106 | 74 537 948 | - | - | - | - |
| - | 1 | 30 | 111 | 46 187 286 | 30 | 111 | 46 187 286 | - | - | 1 | 4 |
| 1 | 3 | 34 | 89 | 83 268 806 | 30 | 85 | 83 268 806 | 4 | 4 | 1 | - |
| - | 7 | 33 | 49 | 241 602 981 | 31 | 47 | 241 602 981 | 2 | 2 | - | - |
| - | 13 | 51 | 105 | 157 892 835 | 49 | 103 | 157 892 835 | 2 | 2 | - | 1 |
| **-** | **16** | **57** | **219** | **565 516 371** | **53** | **215** | **565 516 371** | **4** | **4** | **-** | **-** |
| - | 16 | 57 | 219 | 565 516 371 | 53 | 215 | 565 516 371 | 4 | 4 | - | - |
| - | 12 | 22 | 150 | 506 431 674 | 21 | 149 | 506 431 674 | 1 | 1 | - | - |
| - | 3 | 10 | 13 | 16 689 502 | 10 | 13 | 16 689 502 | - | - | - | - |
| - | - | 8 | 21 | 16 684 997 | 6 | 19 | 16 684 997 | 2 | 2 | - | - |
| - | 1 | 10 | 17 | 10 710 078 | 9 | 16 | 10 710 078 | 1 | 1 | - | - |
| - | - | 7 | 18 | 15 000 120 | 7 | 18 | 15 000 120 | - | - | - | - |
| - | - | - | - | - | - | - | - | - | - | - | - |