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 94 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years				
合計 Total	**20 279**	**27 297**	**8**	**76**	**1 615**	**2 234**	**1 125**	**209**	**388**	**256**	**403**	**106**	**5**	**353**	**75**	**11**	**3 470**
普通刑法計 Subtotal of general criminal law	**12 222**	**16 842**	**8**	**36**	**1 387**	**1 241**	**740**	**170**	**315**	**117**	**259**	**65**	**5**	**322**	**50**	**-**	**2 410**
瀆職罪 Offenses of malfeasance in office	20	66	-	-	2	1	-	-	-	-	-	-	-	-	-	-	5
妨害公務罪 Offenses of interference with public functions	81	105	-	-	18	7	-	-	-	-	-	-	-	5	-	-	12
妨害投票罪 Offenses of interference with voting	26	176	-	-	45	-	-	-	-	-	-	-	-	-	-	-	63
妨害秩序罪 Offenses of interference with public order	9	14	-	-	5	2	-	-	-	-	-	-	-	2	-	-	2
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	14	40	-	-	7	10	2	-	-	-	-	-	-	1	-	-	7
偽證罪 Offenses of perjury	66	94	-	-	11	7	3	-	-	-	-	-	-	-	-	-	30
誣告罪 Offenses of malicious accusation	230	280	-	-	31	14	6	-	-	-	-	-	-	4	-	-	97
公共危險罪 Offenses against public safety	499	546	-	-	60	116	11	3	12	2	1	-	-	8	3	-	71
放火 Arson	85	98	-	-	1	-	2	1	12	2	-	-	-	-	-	-	17
燒燬建築物及住宅 Destruction by fire of building and residence	66	78	-	-	-	-	1	1	12	2	-	-	-	-	-	-	13
燒燬其他物件 Destruction by fire of other objects	19	20	-	-	1	-	1	-	-	-	-	-	-	-	-	-	4
失火 Negligent fire	13	15	-	-	3	1	-	-	-	-	-	-	-	2	-	-	5
燒燬建築物及住宅 Destruction by fire of building and residence	11	13	-	-	3	1	-	-	-	-	-	-	-	2	-	-	5
燒燬其他物件 Destruction by fire of other objects	2	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違背建築術成規 Violation of building practice	4	15	-	-	-	-	-	-	-	-	-	-	-	-	-	-	12
妨害衛生 Obstruction to sanitation	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
漏逸氣體 Gas leak	1	1	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-
妨害交通安全 Obstruction to traffic safety	391	410	-	-	54	115	8	2	-	-	1	-	-	6	3	-	32
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	81	81	-	-	13	17	-	-	-	-	-	-	-	6	3	-	15
肇事致人死傷逃逸 Hit and run	288	290	-	-	40	97	8	2	-	-	-	-	-	-	-	-	12
其他 Other	22	39	-	-	1	1	-	-	-	-	1	-	-	-	-	-	5
危險物 Hazard materials	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
爆裂物 Explosives	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
核能放射線 Nuclear radiation	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	5	7	-	-	2	-	-	-	-	-	-	-	-	-	-	-	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

2005

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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years				
54	**298**	**39**	**73**	**239**	**604**	**689**	**668**	**165**	**326**	**282**	**429**	**187**	**8**	**61**	**14**	**1**	**67**
33	**224**	**13**	**70**	**89**	**424**	**366**	**399**	**98**	**231**	**104**	**215**	**81**	**8**	**52**	**3**	**-**	**48**
-	50	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	1	8	1	2	-	-	-	-	-	-	3	-	-	-
-	-	-	-	-	11	4	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	3	-	-	-	-	-	-	-	-	1	-	-	-
-	5	-	-	-	3	1	-	-	-	-	-	-	-	-	-	-	-
-	14	-	-	-	10	5	2	-	-	-	-	-	-	-	-	-	-
1	3	-	-	-	14	17	6	-	7	-	1	-	-	-	2	-	-
-	-	-	-	-	-	-	3	-	7	-	1	-	-	-	-	-	-
-	-	-	-	-	-	-	1	-	7	-	1	-	-	-	-	-	-
-	-	-	-	-	-	-	2	-	-	-	-	-	-	-	-	-	-
1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	3	-	-	-	14	17	3	-	-	-	-	-	-	-	2	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	3	-	-	-	-	2	-	-	-	-	-	-	-	-	2	-	-
-	-	-	-	-	10	15	3	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	4	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-

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 94 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	無罪
	無期徒刑 Life Sentence	有期徒刑 Timed imprisonments									拘役 Detention	罰金 Punitive fine	Penalty released	Acquitted
		六月以下 6 or less than 6 months	逾六月至一年以下 Over 6 months to 1 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years				
合計 Total	**50**	**780**	**643**	**818**	**264**	**438**	**273**	**475**	**258**	**10**	**86**	**32**	**13**	**1 153**
普通刑法計 Subtotal of general criminal law	**40**	**576**	**436**	**566**	**157**	**296**	**91**	**223**	**99**	**7**	**77**	**13**	**5**	**703**
瀆職罪 Offenses of malfeasance in office	-	1	1	1	-	-	-	-	-	-	-	-	-	1
妨害公務罪 Offenses of interference with public functions	-	1	3	4	-	-	-	-	-	-	3	-	-	4
妨害投票罪 Offenses of interference with voting	-	11	2	1	-	-	-	-	-	-	-	-	-	3
妨害秩序罪 Offenses of interference with public order	-	-	-	1	-	-	-	-	-	-	-	-	-	1
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	-	1	2	-	-	-	-	-	-	-	-	-	-	1
偽證罪 Offenses of perjury	-	4	3	3	-	-	-	-	-	-	-	-	-	14
誣告罪 Offenses of malicious accusation	-	12	9	2	-	-	-	-	-	-	-	-	-	31
公共危險罪 Offenses against public safety	-	32	21	9	3	11	1	3	-	-	1	1	-	19
放火 Arson	-	-	4	8	3	11	1	3	-	-	-	-	-	6
燒燬建築物及住宅 Destruction by fire of building and residence	-	-	1	4	3	11	1	3	-	-	-	-	-	3
燒燬其他物件 Destruction by fire of other objects	-	-	3	4	-	-	-	-	-	-	-	-	-	3
失火 Negligent fire	-	-	-	-	-	-	-	-	-	-	1	-	-	1
燒燬建築物及住宅 Destruction by fire of building and residence	-	-	-	-	-	-	-	-	-	-	-	-	-	1
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	-	32	17	1	-	-	-	-	-	-	-	1	-	12
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	-	7	-	-	-	-	-	-	-	-	-	1	-	-
肇事致人死傷逃逸 Hit and run	-	24	17	1	-	-	-	-	-	-	-	-	-	9
其他 Other	-	1	-	-	-	-	-	-	-	-	-	-	-	3
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)

2005 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 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
10	**30**	**649**	**1 131**	**878**	**151**	**195**	**171**	**154**	**110**	**7**	**125**	**39**	**-**	**73**	**253**	**5**	**208**	**3 170**	**107**
7	**10**	**516**	**406**	**423**	**122**	**146**	**61**	**86**	**41**	**5**	**103**	**25**	**-**	**39**	**183**	**4**	**144**	**1 590**	**59**
-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	1	-	-	-	1
-	-	9	4	2	-	-	-	-	-	-	2	-	-	1	1	-	-	14	-
-	-	31	-	-	-	-	-	-	-	-	-	-	-	-	3	-	-	2	-
-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	3
-	-	4	-	-	-	-	-	-	-	-	-	-	-	-	4	-	-	2	-
-	-	7	5	-	-	-	-	-	-	-	2	-	-	-	19	-	-	9	1
-	-	33	18	2	1	3	4	2	1	-	3	1	-	-	4	-	-	34	1
-	-	-	-	-	-	3	3	2	1	-	-	-	-	-	-	-	-	6	1
-	-	-	-	-	-	3	3	2	1	-	-	-	-	-	-	-	-	4	1
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	-
-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	31	16	2	1	-	1	-	-	-	3	1	-	-	4	-	-	28	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	-	-	-	-	-	-	-	-	3	1	-	-	1	-	-	6	-
-	-	11	15	2	-	-	-	-	-	-	-	-	-	-	2	-	-	22	-
-	-	19	1	-	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 94 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	**661**	**-**	**24**	**2**	**214**	**217**	**172**	**32**	**716**	**1 012**	**157**
普通刑法計 Subtotal of general criminal law	**590**	**-**	**24**	**2**	**188**	**215**	**149**	**12**	**584**	**755**	**132**
瀆職罪 Offenses of malfeasance in office	-	-	-	-	-	-	-	-	-	1	-
妨害公務罪 Offenses of interference with public functions	1	-	1	-	-	-	-	-	11	5	2
妨害投票罪 Offenses of interference with voting	-	-	-	-	-	-	-	-	65	-	-
妨害秩序罪 Offenses of interference with public order	-	-	-	-	-	-	-	-	2	-	1
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	-	-	-	-	-	-	-	-	4	1	1
偽證罪 Offenses of perjury	1	-	-	-	-	-	1	-	11	2	-
誣告罪 Offenses of malicious accusation	-	-	-	-	-	-	-	-	17	13	-
公共危險罪 Offenses against public safety	9	-	1	1	-	-	7	-	27	40	1
放火 Arson	2	-	1	-	-	-	1	-	-	4	-
燒燬建築物及住宅 Destruction by fire of building and residence	2	-	1	-	-	-	1	-	-	2	-
燒燬其他物件 Destruction by fire of other objects	-	-	-	-	-	-	-	-	-	2	-
失火 Negligent fire	-	-	-	-	-	-	-	-	2	-	-
燒燬建築物及住宅 Destruction by fire of building and residence	-	-	-	-	-	-	-	-	2	-	-
燒燬其他物件 Destruction by fire of other objects	-	-	-	-	-	-	-	-	-	-	-
違背建築術成規 Violation of building practice	-	-	-	-	-	-	-	-	-	-	-
妨害衛生 Obstruction to sanitation	-	-	-	-	-	-	-	-	-	-	-
漏逸氣體 Gas leak	-	-	-	-	-	-	-	-	-	-	-
妨害交通安全 Obstruction to traffic safety	7	-	-	1	-	-	6	-	25	36	1
強暴脅迫危害交通安全 Obstruction by violence or threat of traffic safety	-	-	-	-	-	-	-	-	-	-	-
不能安全駕駛 Inability to drive safely	1	-	-	1	-	-	-	-	-	-	1
肇事致人死傷逃逸 Hit and run	6	-	-	-	-	-	6	-	23	36	-
其他 Other	-	-	-	-	-	-	-	-	2	-	-
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)

2005 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	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
716	**992**	**157**	**-**	**20**	**-**	**1 793**	**7 318**	**4 927**	**3 489**	**657**	**24**	**6**
584	**736**	**132**	**-**	**19**	**-**	**589**	**3 091**	**2 367**	**2 798**	**583**	**19**	**6**
-	1	-	-	-	-	2	-	-	3	1	1	-
11	5	2	-	-	-	1	11	17	35	16	-	-
65	-	-	-	-	-	105	3	8	98	-	-	-
2	-	1	-	-	-	-	3	2	5	3	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
4	1	1	-	-	-	-	3	6	11	2	-	-
11	2	-	-	-	-	-	1	7	-	-	-	-
17	13	-	-	-	-	-	3	21	5	8	-	-
27	40	1	-	-	-	2	31	115	139	15	-	-
-	4	-	-	-	-	2	25	18	1	-	-	-
-	2	-	-	-	-	2	21	16	-	-	-	-
-	2	-	-	-	-	-	4	2	1	-	-	-
2	-	-	-	-	-	-	1	-	4	3	-	-
2	-	-	-	-	-	-	1	-	4	2	-	-
-	-	-	-	-	-	-	-	-	-	1	-	-
-	-	-	-	-	-	-	-	-	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	1	-	-	-	-	-
25	36	1	-	-	-	-	4	95	131	12	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	-	-	-	-	-	27	22	12	-	-
23	36	-	-	-	-	-	4	65	84	-	-	-
2	-	-	-	-	-	-	-	3	25	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	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(續三)

中華民國 94 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years				
僞造貨幣罪 Offenses of counterfeiting currency	80	109	-	-	-	-	8	1	24	-	-	-	-	-	2	-	13
僞造有價證券罪 Offenses of counterfeiting valuable securities	420	484	-	-	3	4	28	7	41	1	-	-	-	-	-	-	56
僞造度量衡罪 Offenses of falseifying weights and measures	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
僞造文書印文罪 Offenses of forging instruments or seals	1 285	1 910	-	-	170	74	59	9	4	-	-	-	-	6	-	-	373
僞造變造私文書 Forgery or alteration of private documents	949	1 274	-	-	110	60	34	5	2	-	-	-	-	-	-	-	234
僞造變造公文書 Forgery or alteration of public documents	80	134	-	-	-	6	14	1	2	-	-	-	-	-	-	-	19
僞造變造特種文書 Forgery or alteration of special documents	20	25	-	-	2	-	-	-	-	-	-	-	-	-	-	-	3
公文書不實登載 False entry in public documents	59	147	-	-	-	-	8	3	-	-	-	-	-	-	-	-	22
使公務員登載不實 Causing a functionary to make false entries in public documents	104	211	-	-	48	3	2	-	-	-	-	-	-	2	-	-	64
業務上文書登載不實 False entry in occupational documents	43	82	-	-	5	5	1	-	-	-	-	-	-	4	-	-	21
僞造盜用印文或署押 Forgery or unauthorized use of impression of a seal or signature	18	23	-	-	2	-	-	-	-	-	-	-	-	-	-	-	7
僞造盜用公印或印文 Forgery or unauthorized use of a public seal or impression of a seal	12	14	-	-	3	-	-	-	-	-	-	-	-	-	-	-	3
妨害性自主罪 Offenses against sextual autonomy	868	910	-	-	25	45	43	11	121	14	47	2	-	-	-	-	97
強制性交猥褻 Forced sexual intercourse or obscene act	845	884	-	-	25	45	43	11	120	14	47	1	-	-	-	-	96
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	21	24	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-
其他 Other	2	2	-	-	-	-	-	-	1	-	-	-	-	-	-	-	1
妨害風化罪 Offenses against sexual morality	347	530	-	-	21	24	98	4	-	-	-	-	-	5	-	-	25
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	314	492	-	-	14	22	98	4	-	-	-	-	-	2	-	-	17
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	30	35	-	-	6	2	-	-	-	-	-	-	-	2	-	-	8
其他 Other	3	3	-	-	1	-	-	-	-	-	-	-	-	1	-	-	-
妨害婚姻及家庭罪 Offenses against marriage and family	74	101	-	-	34	2	2	-	-	-	-	-	-	1	-	-	22

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)

2005 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years					
-	-	-	-	-	-	-	2	-	14	-	-	-	-	-	-	-	-	-
1	1	-	-	-	1	1	18	7	52	5	2	-	-	-	-	-	-	1
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
8	22	10	-	-	113	77	73	14	10	-	-	-	-	4	-	-	-	18
5	10	-	-	-	85	73	36	11	8	-	-	-	-	-	-	-	-	16
-	7	5	-	-	-	2	27	3	2	-	-	-	-	-	-	-	-	-
1	-	-	-	-	10	-	-	-	-	-	-	-	-	-	-	-	-	-
-	2	-	-	-	-	1	8	-	-	-	-	-	-	-	-	-	-	1
1	1	-	-	-	9	1	-	-	-	-	-	-	-	1	-	-	-	-
-	2	-	-	-	6	-	2	-	-	-	-	-	-	3	-	-	-	1
1	-	5	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	2	-	-	-	-	-	-	-	-	-	-	-	-	-
-	2	-	14	2	2	21	12	3	52	8	24	1	1	-	-	-	-	2
-	2	-	-	1	2	21	12	3	52	8	24	1	1	-	-	-	-	2
-	-	-	14	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	12	17	78	4	-	-	-	2	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	10	17	78	4	-	-	-	2	-	-	-	-	-	-
-	-	-	-	-	2	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	2	-	-	-	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(續四)

中華民國 94 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 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
偽造貨幣罪 Offenses of counterfeiting currency	-	-	-	6	1	13	1	-	-	-	-	2	-	3
偽造有價證券罪 Offenses of counterfeiting valuable securities	-	3	2	43	8	39	7	3	-	-	-	-	-	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	-	93	81	110	15	14	-	-	-	-	-	-	1	123
偽造變造私文書 Forgery or alteration of private documents	-	76	63	58	14	12	-	-	-	-	-	-	1	82
偽造變造公文書 Forgery or alteration of public documents	-	1	3	15	-	1	-	-	-	-	-	-	-	6
偽造變造特種文書 Forgery or alteration of special documents	-	-	-	-	-	-	-	-	-	-	-	-	-	-
公文書不實登載 False entry in public documents	-	-	9	36	-	1	-	-	-	-	-	-	-	28
使公務員登載不實 Causing a functionary to make false entries in public documents	-	15	4	1	-	-	-	-	-	-	-	-	-	2
業務上文書登載不實 False entry in occupational documents	-	1	2	-	1	-	-	-	-	-	-	-	-	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	6	5	21	28	10	56	7	35	1	1	-	-	1	56
強制性交猥褻 Forced sexual intercourse or obscene act	-	5	21	28	10	56	7	35	-	1	-	-	1	56
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	6	-	-	-	-	-	-	-	1	-	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	-
妨害風化罪 Offenses against sexual morality	-	30	24	69	5	2	1	-	1	-	4	-	-	26
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	-	29	24	69	5	2	1	-	1	-	4	-	-	24
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	-	-	-	-	-	-	-	-	-	-	-	2
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	-
妨害婚姻及家庭罪 Offenses against marriage and family	-	6	1	1	-	-	-	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. 4)

2005 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 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	-	6	-	-	-	-	-	-	-	-	-	-	-	11	-
-	-	-	1	17	9	29	-	1	-	-	-	-	-	2	10	-	1	37	10
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	100	43	43	9	2	2	-	-	-	1	-	-	3	43	-	42	131	10
-	-	61	35	22	9	2	2	-	-	-	-	-	-	2	32	-	17	88	9
-	-	1	2	11	-	-	-	-	-	-	-	-	-	1	1	-	2	2	-
-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	6	-
-	-	1	4	10	-	-	-	-	-	-	-	-	-	-	5	-	-	8	-
-	-	20	2	-	-	-	-	-	-	-	1	-	-	-	3	-	19	12	-
-	-	15	-	-	-	-	-	-	-	-	-	-	-	-	1	-	-	6	1
-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	1	-	1	4	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	5	-
1	-	5	10	10	4	23	4	11	5	-	-	-	-	1	5	-	2	52	1
-	-	5	10	10	4	23	4	11	5	-	-	-	-	1	5	-	2	52	1
1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	9	11	19	1	1	-	-	-	-	1	3	-	1	-	4	3	23	2
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	8	11	19	1	1	-	-	-	-	-	1	-	1	-	-	3	18	2
-	-	1	-	-	-	-	-	-	-	-	-	2	-	-	-	4	-	5	-
-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-
-	-	8	-	-	-	1	-	-	-	-	-	-	-	-	2	-	5	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 94 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
僞造貨幣罪 Offenses of counterfeiting currency	1	-	-	-	-	-	1	-	-	2	-
僞造有價證券罪 Offenses of counterfeiting valuable securities	4	-	-	-	4	-	-	-	2	44	-
僞造度量衡罪 Offenses of falseifying weights and measures	-	-	-	-	-	-	-	-	-	-	-
僞造文書印文罪 Offenses of forging instruments or seals	13	-	1	-	8	-	4	-	124	101	4
僞造變造私文書 Forgery or alteration of private documents	12	-	1	-	7	-	4	-	91	53	-
僞造變造公文書 Forgery or alteration of public documents	1	-	-	-	1	-	-	-	1	15	-
僞造變造特種文書 Forgery or alteration of special documents	-	-	-	-	-	-	-	-	2	-	-
公文書不實登載 False entry in public documents	-	-	-	-	-	-	-	-	-	26	-
使公務員登載不實 Causing a functionary to make false entries in public documents	-	-	-	-	-	-	-	-	19	2	1
業務上文書登載不實 False entry in occupational documents	-	-	-	-	-	-	-	-	10	5	3
僞造盜用印文或署押 Forgery or unauthorized use of impression of a seal or signature	-	-	-	-	-	-	-	-	1	-	-
僞造盜用公印或印文 Forgery or unauthorized use of a public seal or impression of a seal	-	-	-	-	-	-	-	-	-	-	-
妨害性自主罪 Offenses against sextual autonomy	226	-	1	-	-	199	24	2	7	62	-
強制性交猥褻 Forced sexual intercourse or obscene act	215	-	1	-	-	188	24	2	7	62	-
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	10	-	-	-	-	10	-	-	-	-	-
其他 Other	1	-	-	-	-	1	-	-	-	-	-
妨害風化罪 Offenses against sexual morality	6	-	-	-	-	-	6	-	9	69	-
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	6	-	-	-	-	-	6	-	8	69	-
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	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-
妨害婚姻及家庭罪 Offenses against marriage and family	1	-	-	-	-	-	1	-	3	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)

2005 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					
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 recidivists	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	拘役 Detention	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	-	-	-	-	-	64	28	-	-	-	-
2	44	-	-	-	-	2	281	51	6	-	-	3
-	-	-	-	-	-	-	-	-	-	-	-	-
124	101	4	-	-	-	4	472	132	469	15	6	-
91	53	-	-	-	-	-	402	100	329	-	3	-
1	15	-	-	-	-	1	48	16	-	-	-	-
2	-	-	-	-	-	-	8	5	12	4	-	-
-	26	-	-	-	-	2	5	3	-	-	3	-
19	2	1	-	-	-	1	1	4	92	4	-	-
10	5	3	-	-	-	-	-	1	27	7	-	-
1	-	-	-	-	-	-	3	2	4	-	-	-
-	-	-	-	-	-	-	5	1	5	-	-	-
7	58	-	-	4	-	27	64	80	19	-	-	-
7	58	-	-	4	-	5	54	75	19	-	-	-
-	-	-	-	-	-	22	10	5	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
9	69	-	-	-	-	1	190	101	72	10	2	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
8	69	-	-	-	-	1	176	95	61	6	2	-
1	-	-	-	-	-	-	14	6	10	2	-	-
-	-	-	-	-	-	-	-	-	1	2	-	-
3	1	-	-	-	-	-	-	1	50	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(續六)

中華民國 94 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 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	4	6	-	-	1	1	-	-	-	-	-	-	-	-	-	-	3
妨害農工商罪 Offenses against agriculture, industry & commerce	2	2	-	-	1	-	-	-	-	-	-	-	-	-	-	-	1
賭博罪 Offenses of gambling	60	292	-	-	40	13	-	-	-	-	-	-	-	-	15	-	49
單純賭博 Simple gambling	34	248	-	-	34	5	-	-	-	-	-	-	-	-	15	-	42
供給賭博場所等賭博 Gamble of providing gambling places and the like	26	44	-	-	6	8	-	-	-	-	-	-	-	-	-	-	7
殺人罪 Offenses of homicide	1 032	1 278	2	24	87	143	26	13	7	35	22	39	2	1	-	-	119
殺人 Homicide	480	624	2	24	-	-	-	8	6	35	22	39	2	-	-	-	32
既遂 Consummation	269	367	2	24	-	-	-	1	2	2	8	38	2	-	-	-	18
普通殺人 General homicide	268	366	2	24	-	-	-	1	2	2	8	38	2	-	-	-	18
殺害直系尊親屬 Homicide of lineal ascendants by blood	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
未遂 Attempt	211	257	-	-	-	-	-	7	4	33	14	1	-	-	-	-	14
普通殺人 General homicide	208	254	-	-	-	-	-	7	4	33	14	1	-	-	-	-	14
殺害直系尊親屬 Homicide of lineal ascendants by blood	3	3	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
過失致死 Manslaughter	552	654	-	-	87	143	26	5	1	-	-	-	-	1	-	-	87
一般過失致人於死 General negligent killing	15	19	-	-	2	2	-	-	-	-	-	-	-	-	-	-	5
醫師業務過失致人於死 Occupational negligent killing by a physician	14	27	-	-	-	-	-	-	-	-	-	-	-	-	-	-	16
密醫過失致人於死 Negligent killing by an unlicensed physician	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
交通業務過失致人於死 Occupational negligent killing by a driver	214	224	-	-	27	42	15	5	-	-	-	-	-	-	-	-	21
交通一般過失致人於死 General negligent killing by a driver	248	262	-	-	44	90	9	-	-	-	-	-	-	1	-	-	15
其他業務過失致人於死 Other occupational negligent killing	60	121	-	-	14	9	2	-	1	-	-	-	-	-	-	-	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. 6)

2005 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years				
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	50	6	1	-	-	-	-	-	-	-	-	-	-	8
-	-	-	-	-	45	6	1	-	-	-	-	-	-	-	-	-	-	8
-	-	-	-	-	5	-	-	-	-	-	-	-	-	-	-	-	-	-
-	3	-	26	56	26	22	16	3	7	37	15	41	4	-	-	-	2	
-	3	-	26	56	-	-	1	3	7	37	15	41	4	-	-	-	2	
-	-	-	26	56	-	-	-	-	1	4	7	34	3	-	-	-	1	
-	-	-	26	56	-	-	-	-	1	4	7	34	3	-	-	-	1	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	3	-	-	-	-	-	1	3	6	33	8	7	1	-	-	-	1	
-	3	-	-	-	-	-	1	3	6	33	8	6	1	-	-	-	1	
-	-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	
-	-	-	-	-	26	22	15	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	10	10	1	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	12	9	3	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	3	3	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(續七)

中華民國 94 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 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	-	17	5	2	-	-	-	-	-	-	-	-	-	44
單純賭博 Simple gambling	-	11	2	-	-	-	-	-	-	-	-	-	-	44
供給賭博場所等賭博 Gamble of providing gambling places and the like	-	6	3	2	-	-	-	-	-	-	-	-	-	-
殺人罪 Offenses of homicide	13	50	28	31	12	19	18	17	51	3	2	-	-	62
殺人 Homicide	13	-	1	3	10	14	18	17	51	3	-	-	-	27
既遂 Consummation	13	-	-	-	2	-	3	11	50	2	-	-	-	17
普通殺人 General homicide	12	-	-	-	2	-	3	11	50	2	-	-	-	17
殺害直系尊親屬 Homicide of lineal ascendants by blood	1	-	-	-	-	-	-	-	-	-	-	-	-	-
未遂 Attempt	-	-	1	3	8	14	15	6	1	1	-	-	-	10
普通殺人 General homicide	-	-	1	3	8	14	15	5	1	1	-	-	-	10
殺害直系尊親屬 Homicide of lineal ascendants by blood	-	-	-	-	-	-	-	1	-	-	-	-	-	-
過失致死 Manslaughter	-	50	27	28	2	5	-	-	-	-	2	-	-	35
一般過失致人於死 General negligent killing	-	2	1	1	-	-	-	-	-	-	-	-	-	2
醫師業務過失致人於死 Occupational negligent killing by a physician	-	-	-	1	-	-	-	-	-	-	-	-	-	4
密醫過失致人於死 Negligent killing by an unlicensed physician	-	1	-	-	-	-	-	-	-	-	-	-	-	-
交通業務過失致人於死 Occupational negligent killing by a driver	-	20	15	8	1	-	-	-	-	-	-	-	-	14
交通一般過失致人於死 General negligent killing by a driver	-	20	10	1	-	-	-	-	-	-	2	-	-	2
其他業務過失致人於死 Other occupational negligent killing	-	7	1	17	1	5	-	-	-	-	-	-	-	13

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)

2005 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 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	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	5	2	1	-	-	-	-	-	-	-	-	1	-	-	-	-	2	31	-
-	-	3	2	1	-	-	-	-	-	-	-	-	1	-	-	-	-	2	26	-
-	-	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	5	-
2	5	30	26	14	4	9	20	9	11	1	2	-	-	-	4	-	3	54	-	
2	5	-	-	-	3	9	20	9	11	1	-	-	-	-	3	-	2	37	-	
2	5	-	-	-	-	1	2	5	11	1	-	-	-	-	1	-	-	12	-	
2	5	-	-	-	-	1	2	5	11	1	-	-	-	-	1	-	-	12	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	3	8	18	4	-	-	-	-	-	-	2	-	2	25	-	
-	-	-	-	-	3	8	17	4	-	-	-	-	-	-	2	-	2	25	-	
-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	30	26	14	1	-	-	-	-	-	2	-	-	-	1	-	1	17	-	
-	-	1	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-	
-	-	1	-	1	-	-	-	-	-	-	2	-	-	-	-	-	-	1	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	14	12	5	-	-	-	-	-	-	-	-	-	-	-	-	-	4	-	
-	-	10	14	6	1	-	-	-	-	-	-	-	-	-	1	-	1	11	-	
-	-	4	-	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 94 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	14	-	-	-	-	-	14	-	36	3	-
單純賭博 Simple gambling	14	-	-	-	-	-	14	-	33	3	-
供給賭博場所等賭博 Gamble of providing gambling places and the like	-	-	-	-	-	-	-	-	3	-	-
殺人罪 Offenses of homicide	24	-	10	-	1	1	7	5	74	111	1
殺人 Homicide	18	-	10	-	1	1	1	5	-	2	-
既遂 Consummation	13	-	7	-	-	1	-	5	-	-	-
普通殺人 General homicide	13	-	7	-	-	1	-	5	-	-	-
殺害直系尊親屬 Homicide of lineal ascendants by blood	-	-	-	-	-	-	-	-	-	-	-
未遂 Attempt	5	-	3	-	1	-	1	-	-	2	-
普通殺人 General homicide	5	-	3	-	1	-	1	-	-	2	-
殺害直系尊親屬 Homicide of lineal ascendants by blood	-	-	-	-	-	-	-	-	-	-	-
過失致死 Manslaughter	6	-	-	-	-	-	6	-	74	109	1
一般過失致人於死 General negligent killing	-	-	-	-	-	-	-	-	-	-	-
醫師業務過失致人於死 Occupational negligent killing by a physician	-	-	-	-	-	-	-	-	1	1	-
密醫過失致人於死 Negligent killing by an unlicensed physician	-	-	-	-	-	-	-	-	-	-	-
交通業務過失致人於死 Occupational negligent killing by a driver	1	-	-	-	-	-	1	-	24	33	-
交通一般過失致人於死 General negligent killing by a driver	4	-	-	-	-	-	4	-	35	50	1
其他業務過失致人於死 Other occupational negligent killing	1	-	-	-	-	-	1	-	14	25	-

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)

2005

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					
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 recidivists	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	拘役 Detention	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	-	-	-	-	-	-	-	-	1	-	-	-
-	-	-	-	-	-	-	-	-	1	-	-	-
36	3	-	-	-	-	-	41	17	112	-	-	-
33	3	-	-	-	-	-	26	6	93	-	-	-
3	-	-	-	-	-	-	15	11	19	-	-	-
74	110	1	-	1	-	231	244	114	194	5	2	2
-	1	-	-	1	-	231	241	90	-	-	2	2
-	-	-	-	-	-	219	146	49	-	-	2	2
-	-	-	-	-	-	218	146	48	-	-	2	2
-	-	-	-	-	-	1	-	1	-	-	-	-
-	1	-	-	1	-	12	95	41	-	-	-	-
-	1	-	-	1	-	12	95	40	-	-	-	-
-	-	-	-	-	-	-	-	1	-	-	-	-
74	109	1	-	-	-	-	3	24	194	5	-	-
-	-	-	-	-	-	-	1	-	6	-	-	-
1	1	-	-	-	-	-	-	-	1	2	-	-
-	-	-	-	-	-	-	-	-	1	-	-	-
24	33	-	-	-	-	-	-	10	71	-	-	-
35	50	1	-	-	-	-	1	14	87	3	-	-
14	25	-	-	-	-	-	1	-	28	-	-	-

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 94 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years				
傷害罪 Offenses of causing bodily harm	1 234	1 621	-	-	301	58	20	6	12	6	24	11	-	188	10	-	162
傷害直系尊親屬 Bodily harm of lineal ascendants by blood	6	6	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-
重傷害 Serious bodily harm	42	55	-	-	-	-	-	5	3	3	-	1	-	-	-	-	3
傷害致死 Bodily harm resulting in death	149	243	-	-	-	-	-	1	4	3	24	10	-	-	-	-	8
醫師業務過失傷害 Occupational negligent bodily harm by a physician	4	9	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3
密醫過失傷害 Negligent bodily harm by an unlicensed physician	1	1	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-
交通業務過失傷害 Occupational negligent bodily harm by a driver	116	116	-	-	40	9	-	-	-	-	-	-	-	9	-	-	8
交通一般過失傷害 General negligent bodily harm by a driver	325	332	-	-	112	16	-	-	-	-	-	-	-	51	2	-	25
其他業務過失傷害 Other occupational negligent bodily harm	27	38	-	-	7	-	1	-	-	-	-	-	-	2	-	-	12
其他 Other	564	821	-	-	141	33	18	-	5	-	-	-	-	126	8	-	103
墮胎罪 Offenses of abortion	2	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1
遺棄罪 Offenses of abandonment	13	18	-	-	3	1	-	-	-	-	-	1	-	-	-	-	2
妨害自由罪 Offenses against personal liberty	405	772	-	-	118	42	21	2	6	-	-	-	-	31	2	-	147
使人爲奴隸及買賣質押人口 Enslavement of, trade in, and pawning of, persons	2	2	-	-	-	-	-	-	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	181	399	-	-	51	32	20	2	5	-	-	-	-	2	-	-	47
強制罪 Coercion offense	95	196	-	-	35	5	-	-	-	-	-	-	-	10	1	-	59
恐嚇危害安全 Obstruction of safety by threat	118	163	-	-	31	4	1	-	-	-	-	-	-	16	1	-	38
侵入或滯留 Trespassing on, or lingering in, a property	9	12	-	-	1	1	-	-	-	-	-	-	-	3	-	-	3
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)

2005 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years					
-	25	-	-	-	49	8	7	6	18	6	33	8	-	21	-	-	3
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	1	-	-	-	-	-	1	4	2	-	1	-	-	-	-	-	-
-	-	-	-	-	-	1	-	1	4	6	32	8	-	-	-	-	-
-	4	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	1	-	-	-	8	2	-	-	-	-	-	-	-	1	-	-	-
-	9	-	-	-	15	2	-	-	-	-	-	-	-	7	-	-	-
-	-	-	-	-	4	-	-	-	-	-	-	-	-	-	-	-	-
-	10	-	-	-	22	3	6	1	12	-	-	-	-	13	-	-	3
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	4	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-
1	6	-	-	-	27	23	6	1	-	-	-	-	-	11	-	-	2
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	22	21	6	1	-	-	-	-	-	1	-	-	1
-	6	-	-	-	1	-	-	-	-	-	-	-	-	6	-	-	-
1	-	-	-	-	4	2	-	-	-	-	-	-	-	4	-	-	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 94 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 有刑徒刑 timed imprisonments												免除其刑 Penalty released	無罪 Acquitted
	無期徒刑 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years	拘役 Detention	罰金 Punitive fine		
傷害罪 Offenses of causing bodily harm	-	71	31	29	17	44	16	38	12	-	34	5	-	38
傷害直系尊親屬 Bodily harm of lineal ascendants by blood	-	-	2	1	-	1	-	-	-	-	-	-	-	1
重傷害 Serious bodily harm	-	-	-	1	12	1	1	-	1	-	-	-	-	-
傷害致死 Bodily harm resulting in death	-	-	-	2	-	26	11	38	11	-	-	-	-	6
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	-	4	1	-	-	-	-	-	-	-	1	-	-	1
交通一般過失傷害 General negligent bodily harm by a driver	-	20	1	-	-	-	-	-	-	-	10	-	-	2
其他業務過失傷害 Other occupational negligent bodily harm	-	4	-	-	-	-	-	-	-	-	-	-	-	1
其他 Other	-	43	27	25	5	16	4	-	-	-	23	5	-	27
墮胎罪 Offenses of abortion	-	-	-	-	-	-	-	-	-	-	-	-	-	-
遺棄罪 Offenses of abandonment	-	2	-	-	-	-	-	-	1	-	-	-	-	3
妨害自由罪 Offenses against personal liberty	-	60	41	17	2	3	-	1	-	-	16	2	-	29
使人爲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	-	34	34	14	2	3	-	1	-	-	2	-	-	18
強制罪 Coercion offense	-	17	2	2	-	-	-	-	-	-	4	2	-	4
恐嚇危害安全 Obstruction of safety by threat	-	9	5	1	-	-	-	-	-	-	10	-	-	7
侵入或滯留 Trespassing on, or lingering in, a property	-	-	-	-	-	-	-	-	-	-	-	-	-	-
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)

2005 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 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
-	-	62	20	5	6	10	7	18	4	-	28	8	-	1	18	-	21	92	4
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	1	2	1	1	2	1	-	-	-	-	-	2	-	-	5	-
-	-	-	-	1	-	5	6	16	3	-	-	-	-	-	4	-	-	10	2
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	15	6	-	-	-	-	-	-	-	3	-	-	-	-	-	2	4	1
-	-	17	2	-	-	-	-	-	-	-	7	3	-	1	2	-	6	22	-
-	-	1	-	-	-	-	-	-	-	-	-	1	-	-	2	-	3	-	-
-	-	29	12	3	4	4	-	-	-	-	18	4	-	-	8	-	8	51	1
-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	37	17	13	1	-	-	-	-	-	21	3	-	-	8	-	1	53	1
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	17	12	5	1	-	-	-	-	-	3	-	-	-	5	-	1	36	-
-	-	7	3	8	-	-	-	-	-	-	12	2	-	-	1	-	-	8	1
-	-	13	-	-	-	-	-	-	-	-	5	1	-	-	1	-	-	8	-
-	-	-	2	-	-	-	-	-	-	-	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 94 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	17	-	4	1	-	-	10	2	87	43	66
傷害直系尊親屬 Bodily harm of lineal ascendants by blood	1	-	1	-	-	-	-	-	-	-	-
重傷害 Serious bodily harm	3	-	-	-	-	-	3	-	-	3	-
傷害致死 Bodily harm resulting in death	2	-	1	-	-	-	-	1	-	4	-
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	3	-	-	-	-	-	3	-	13	6	7
交通一般過失傷害 General negligent bodily harm by a driver	-	-	-	-	-	-	-	-	44	7	25
其他業務過失傷害 Other occupational negligent bodily harm	-	-	-	-	-	-	-	-	4	-	-
其他 Other	8	-	2	1	-	-	4	1	26	23	34
墮胎罪 Offenses of abortion	-	-	-	-	-	-	-	-	-	-	-
遺棄罪 Offenses of abandonment	-	-	-	-	-	-	-	-	2	-	-
妨害自由罪 Offenses against personal liberty	3	-	-	-	-	-	3	-	26	8	27
使人爲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	2	-	-	-	-	-	2	-	18	8	2
強制罪 Coercion offense	-	-	-	-	-	-	-	-	2	-	17
恐嚇危害安全 Obstruction of safety by threat	1	-	-	-	-	-	1	-	5	-	6
侵入或滯留 Trespassing on, or lingering in, a property	-	-	-	-	-	-	-	-	1	-	2
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)

2005 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	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
87	37	66	-	6	-	23	101	100	487	275	-	-
-	-	-	-	-	-	-	-	3	1	-	-	-
-	-	-	-	3	-	1	14	7	-	-	-	-
-	4	-	-	-	-	22	32	19	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	1	-	-	-	-	-
13	6	7	-	-	-	-	1	3	67	15	-	-
44	7	25	-	-	-	-	-	4	166	78	-	-
4	-	-	-	-	-	-	-	1	16	2	-	-
26	20	34	-	3	-	-	53	63	237	180	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
2	-	-	-	-	-	-	1	1	5	-	-	-
26	8	27	-	-	-	-	66	74	244	87	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
18	8	2	-	-	-	-	45	45	125	8	-	-
2	-	17	-	-	-	-	12	15	61	33	-	-
5	-	6	-	-	-	-	9	12	57	41	-	-
1	-	2	-	-	-	-	-	2	1	5	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-

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 94 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years				
妨害名譽及信用罪 Offenses against personal reputation & credits	146	215	-	-	11	-	-	-	-	-	-	-	-	33	10	-	68
妨害秘密罪 Offenses relating to protection of secrets	6	8	-	-	-	-	-	-	-	-	-	-	-	3	-	-	1
竊盜罪 Offenses of larceny	1 966	2 281	-	-	124	371	136	33	10	2	-	-	-	9	3	-	226
普通竊盜竊占 Common theft and theft of movables or immovables	625	744	-	-	88	77	27	2	1	-	-	-	-	9	3	-	143
加重竊盜 Severe theft	1 226	1 382	-	-	36	294	88	26	5	1	-	-	-	-	-	-	61
常業竊盜 Occupational theft	115	155	-	-	-	-	21	5	4	1	-	-	-	-	-	-	22
強盜罪 Offenses of robbery	809	1 114	4	5	-	-	3	11	44	50	153	9	2	-	-	-	19
搶奪及海盜罪 Offenses of snatch of property and piracy	282	342	-	-	9	32	35	13	8	4	-	-	-	-	-	-	9
侵占罪 Offenses of misappropriation	435	519	-	-	36	110	21	2	-	-	-	-	-	2	2	-	122
普通侵占 Common embezzlement	100	117	-	-	20	5	3	-	-	-	-	-	-	2	-	-	34
公務公益侵占 Official embezzlement	6	10	-	-	-	-	1	-	-	-	-	-	-	-	-	-	8
業務侵占 Occupational embezzlement	321	384	-	-	16	105	17	2	-	-	-	-	-	-	-	-	79
侵占遺失物 Embezzlement of lost articles	8	8	-	-	-	-	-	-	-	-	-	-	-	-	2	-	1
詐欺罪 Offenses of fraud	1 036	1 699	-	-	123	66	156	30	16	2	-	-	-	7	1	-	349
一般詐欺 Common fraud	789	1 071	-	-	121	56	57	11	2	-	-	-	-	7	1	-	323
常業詐欺 Occupational fraud	247	628	-	-	2	10	99	19	14	2	-	-	-	-	-	-	26
背信罪 Offenses of breach of trust	127	261	-	-	9	12	7	2	-	-	-	-	-	2	-	-	98
重利罪 Offenses of usury	81	156	-	-	13	10	2	1	-	-	-	-	-	-	-	-	24
恐嚇取財罪 Offenses of obtaining property by threats	218	362	-	-	14	46	43	21	3	-	-	-	-	-	-	-	45
擄人勒贖罪 Offenses of kidnapping for ransom	61	141	2	7	-	-	1	1	4	1	12	3	1	-	-	-	3
贓物罪 Offenses relating to illegally obtained property	166	217	-	-	41	17	7	-	2	-	-	-	-	5	-	-	54
毀棄損壞罪 Offenses of destruction, abandonment, and damage of property	113	165	-	-	22	13	2	-	1	-	-	-	-	9	2	-	33
妨害電腦使用罪 Offenses of impairment to use of computers	5	6	-	-	2	-	-	-	-	-	-	-	-	-	-	-	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. 12)

2005 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years					
-	20	-	-	-	2	-	-	-	-	-	-	-	-	7	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
14	12	-	-	-	20	62	43	24	5	2	-	-	-	1	-	-	3
10	11	-	-	-	14	6	6	-	-	-	-	-	-	1	-	-	2
3	1	-	-	-	6	56	29	10	1	-	-	-	-	-	-	-	1
1	-	-	-	-	-	-	8	14	4	2	-	-	-	-	-	-	-
1	4	-	18	24	-	1	1	3	27	32	127	26	3	-	-	-	-
-	-	-	-	-	-	9	11	7	5	-	1	-	-	-	-	-	-
-	7	-	-	-	6	23	10	3	1	-	-	-	-	1	1	-	-
-	3	-	-	-	2	3	-	-	-	-	-	-	-	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	4	-	-	-	4	20	10	3	1	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-	-
4	23	1	-	-	31	30	84	18	28	8	-	-	-	2	-	-	4
4	23	1	-	-	29	17	5	3	-	-	-	-	-	2	-	-	4
-	-	-	-	-	2	13	79	15	28	8	-	-	-	-	-	-	-
-	10	-	-	-	5	-	1	-	-	-	-	-	-	-	-	-	2
-	-	-	-	-	7	10	6	-	-	-	-	-	-	-	-	-	-
-	3	1	-	-	9	18	17	5	1	-	-	-	-	-	-	-	-
-	-	-	12	6	-	-	-	-	2	6	12	3	-	-	-	-	-
-	-	1	-	-	9	4	2	-	-	-	-	-	-	-	-	-	1
3	8	-	-	-	3	4	-	-	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(續十三)

中華民國 94 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 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
妨害名譽及信用罪 Offenses against personal reputation & credits	-	4	-	-	-	-	-	-	-	-	4	1	-	11
妨害秘密罪 Offenses relating to protection of secrets	-	-	-	-	-	-	-	-	-	-	-	-	-	-
竊盜罪 Offenses of larceny	-	33	28	31	22	7	-	-	-	-	5	2	-	32
普通竊盜竊占 Common theft and theft of movables or immovables	-	16	10	8	1	-	-	-	-	-	5	2	-	17
加重竊盜 Severe theft	-	17	18	16	9	1	-	-	-	-	-	-	-	14
常業竊盜 Occupational theft	-	-	-	7	12	6	-	-	-	-	-	-	-	1
強盜罪 Offenses of robbery	19	1	-	1	6	45	31	109	26	1	-	-	-	20
搶奪及海盜罪 Offenses of snatch of property and piracy	-	4	4	7	6	7	2	-	-	-	-	-	-	5
侵占罪 Offenses of misappropriation	-	25	25	12	2	4	-	-	-	-	-	-	-	21
普通侵占 Common embezzlement	-	7	3	3	-	-	-	-	-	-	-	-	-	4
公務公益侵占 Official embezzlement	-	-	-	-	-	-	-	-	-	-	-	-	-	-
業務侵占 Occupational embezzlement	-	18	22	9	2	4	-	-	-	-	-	-	-	17
侵占遺失物 Embezzlement of lost articles	-	-	-	-	-	-	-	-	-	-	-	-	-	-
詐欺罪 Offenses of fraud	-	49	53	123	38	22	1	-	-	-	4	-	-	66
一般詐欺 Common fraud	-	46	31	33	10	6	-	-	-	-	4	-	-	43
常業詐欺 Occupational fraud	-	3	22	90	28	16	1	-	-	-	-	-	-	23
背信罪 Offenses of breach of trust	-	15	13	4	1	-	-	-	-	-	-	-	-	17
重利罪 Offenses of usury	-	31	16	13	-	-	-	-	-	-	1	-	-	3
恐嚇取財罪 Offenses of obtaining property by threats	-	4	16	16	7	4	2	-	-	-	-	-	-	15
擄人勒贖罪 Offenses of kidnapping for ransom	2	-	-	-	-	6	4	16	7	2	-	-	-	1
贓物罪 Offenses relating to illegally obtained property	-	5	4	2	2	-	-	-	-	-	1	-	-	8
毀棄損壞罪 Offenses of destruction, abandonment, and damage of property	-	6	2	-	-	-	-	-	-	-	2	-	3	11
妨害電腦使用罪 Offenses of impairment to use of computers	-	-	-	-	-	-	-	-	-	-	-	-	-	-

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)

2005 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 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
-	-	3	-	-	-	-	-	-	-	-	5	2	-	1	1	-	2	30	-
-	-	-	-	-	-	-	-	-	-	-	2	-	-	-	-	-	2	-	-
-	-	70	150	198	55	17	2	-	-	-	17	2	-	14	11	-	24	451	10
-	-	48	37	28	4	1	-	-	-	-	17	2	-	6	4	-	17	113	8
-	-	22	113	165	42	11	1	-	-	-	-	-	-	7	7	-	6	313	2
-	-	-	-	5	9	5	1	-	-	-	-	-	-	1	-	-	1	25	-
2	2	-	-	4	3	18	14	33	13	3	-	-	-	3	1	-	1	191	-
-	-	-	8	26	12	7	-	1	-	-	-	-	-	2	-	-	-	107	1
-	-	10	8	6	-	-	1	1	-	-	-	4	-	2	7	-	5	39	-
-	-	6	-	1	-	-	-	-	-	-	-	-	-	-	3	-	5	12	-
-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	4	8	4	-	-	1	1	-	-	-	-	-	2	4	-	-	27	-
-	-	-	-	-	-	-	-	-	-	-	-	4	-	-	-	-	-	-	-
-	-	46	60	44	11	19	6	-	-	-	4	-	-	3	22	-	22	116	7
-	-	45	44	13	2	2	1	-	-	-	4	-	-	1	20	-	13	80	7
-	-	1	16	31	9	17	5	-	-	-	-	-	-	2	2	-	9	36	-
-	-	10	9	9	-	-	-	-	-	-	1	-	-	4	13	-	5	8	4
-	-	9	2	-	-	-	-	-	-	-	1	-	-	-	2	-	-	5	-
-	-	11	5	6	5	-	-	-	-	-	-	-	-	-	-	-	-	44	1
2	3	-	-	-	-	-	1	10	7	1	-	-	-	1	-	-	-	2	-
-	-	12	4	1	1	1	-	-	-	-	2	1	-	-	-	-	1	28	1
-	-	4	1	1	-	-	-	-	-	-	9	-	-	-	4	-	2	15	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 94 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	1	-	1	-	-	-	-	-	1	-	12
妨害秘密罪 Offenses relating to protection of secrets	-	-	-	-	-	-	-	-	-	-	-
竊盜罪 Offenses of larceny	150	-	-	-	132	-	17	1	11	33	8
普通竊盜竊占 Common theft and theft of movables or immovables	18	-	-	-	17	-	1	-	4	4	8
加重竊盜 Severe theft	69	-	-	-	54	-	14	1	7	27	-
常業竊盜 Occupational theft	63	-	-	-	61	-	2	-	-	2	-
強盜罪 Offenses of robbery	34	-	4	-	9	15	6	-	-	10	-
搶奪及海盜罪 Offenses of snatch of property and piracy	8	-	1	-	6	-	1	-	-	2	-
侵占罪 Offenses of misappropriation	1	-	-	-	-	-	1	-	11	52	1
普通侵占 Common embezzlement	-	-	-	-	-	-	-	-	6	8	1
公務公益侵占 Official embezzlement	-	-	-	-	-	-	-	-	-	1	-
業務侵占 Occupational embezzlement	1	-	-	-	-	-	1	-	5	43	-
侵占遺失物 Embezzlement of lost articles	-	-	-	-	-	-	-	-	-	-	-
詐欺罪 Offenses of fraud	59	-	-	-	21	-	36	2	27	106	3
一般詐欺 Common fraud	3	-	-	-	1	-	-	2	24	39	3
常業詐欺 Occupational fraud	56	-	-	-	20	-	36	-	3	67	-
背信罪 Offenses of breach of trust	-	-	-	-	-	-	-	-	4	17	-
重利罪 Offenses of usury	4	-	-	-	-	-	4	-	-	5	-
恐嚇取財罪 Offenses of obtaining property by threats	12	-	-	-	6	-	6	-	5	16	-
擄人勒贖罪 Offenses of kidnapping for ransom	-	-	-	-	-	-	-	-	-	1	-
贓物罪 Offenses relating to illegally obtained property	1	-	-	-	1	-	-	-	7	1	1
毀棄損壞罪 Offenses of destruction, abandonment, and damage of property	-	-	-	-	-	-	-	-	9	6	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)

2005 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					
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 recidivists	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	拘役 Detention	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	-	12	-	-	-	1	3	1	20	49	-	-
-	-	-	-	-	-	-	2	-	-	5	-	-
11	33	8	-	-	-	1	675	750	249	34	-	-
4	4	8	-	-	-	1	70	192	167	34	-	-
7	27	-	-	-	-	-	548	514	82	-	-	-
-	2	-	-	-	-	-	57	44	-	-	-	-
-	2	-	-	8	-	119	396	281	1	-	1	1
-	2	-	-	-	-	1	56	91	13	-	-	-
11	52	1	-	-	-	-	37	41	76	3	4	-
6	8	1	-	-	-	-	-	10	35	3	-	-
-	1	-	-	-	-	-	-	-	-	-	-	-
5	43	-	-	-	-	-	37	31	41	-	4	-
-	-	-	-	-	-	-	-	-	-	-	-	-
27	106	3	-	-	-	-	157	180	241	17	-	-
24	39	3	-	-	-	-	30	99	240	17	-	-
3	67	-	-	-	-	-	127	81	1	-	-	-
4	17	-	-	-	-	-	2	-	39	3	2	-
-	5	-	-	-	-	-	42	18	60	3	-	-
5	16	-	-	-	-	5	72	60	39	-	-	-
-	1	-	-	-	-	64	49	22	-	-	-	-
7	1	1	-	-	-	-	12	37	66	8	1	-
9	6	4	-	-	-	-	9	11	35	23	-	-
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 94 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years				
特別刑事法計 Sub-total of special criminal law	**8 057**	**10 455**	**-**	**40**	**228**	**993**	**385**	**39**	**73**	**139**	**144**	**41**	**-**	**31**	**25**	**11**	**1 060**
貪污治罪條例 Punishment of corruption act	404	1 070	-	-	-	2	4	6	4	13	13	8	-	-	-	8	266
懲治盜匪條例 Punishment of thiefs and bandits act	17	24	-	-	-	-	-	-	-	-	-	-	-	-	-	-	11
妨害兵役治罪條例 Punishment of offenses against military service act	62	62	-	-	3	-	-	-	-	-	-	-	-	-	-	-	45
違反電信法 Violation of the telecommunications act	22	26	-	-	4	1	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	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
懲治走私條例 Punishment of smuggling act	40	107	-	-	6	7	-	-	-	-	1	-	-	-	-	-	19
違反森林法 Violation of the forestry law	28	39	-	-	3	5	4	1	-	-	-	-	-	-	-	-	3
違反漁業法 Violation of the fishery law	3	9	-	-	3	-	-	-	-	-	-	-	-	-	-	-	5
違反毒品危害防制條例 Violation of the narcotics endangerment prevention act	5 150	5 554	-	39	62	886	138	10	15	34	112	32	-	1	-	3	144
製造運輸販賣 Manufacture, transport, or sale	1 213	1 594	-	39	-	-	-	3	15	33	110	32	-	-	-	-	115
施用 Use	3 708	3 712	-	-	50	872	116	3	-	-	-	-	-	-	-	3	6
其他 Other	229	248	-	-	12	14	22	4	-	1	2	-	-	1	-	-	23
陸海空軍刑法 Criminal law of the armed forces	2	3	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反水利法 Violation of the irrigation management law	14	25	-	-	-	-	1	1	-	-	-	-	-	-	-	-	4
違反電業法 Violation of the electricity management law	6	7	-	-	2	2	-	-	-	-	-	-	-	-	-	-	-
違反海商法 Violation of the maritime commercial law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反就業服務法 Violation of the employment services law	6	7	-	-	-	-	-	-	-	-	-	-	-	1	1	-	2
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	32	32	-	-	5	1	-	-	-	-	-	-	-	2	-	-	9
違反商業登記法 Violation of the commercial registration law	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1
違反勞動基準法 Violation of the labor standards law	8	14	-	-	-	-	-	-	-	-	-	-	-	-	5	-	7
違反勞工安全衛生法 Violation of the labor safety and health law	2	15	-	-	-	-	-	-	-	-	-	-	-	-	5	-	7

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)

2005 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years					
21	**74**	**26**	**3**	**150**	**180**	**323**	**269**	**67**	**95**	**178**	**214**	**106**	**-**	**9**	**11**	**1**	**19**
-	2	-	-	-	1	7	12	19	16	39	20	42	-	-	-	1	4
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
1	-	-	-	-	2	1	1	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	-	-	11	20	2	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	3	1	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
10	30	3	3	148	22	213	64	11	26	31	178	58	-	-	-	-	3
3	5	-	3	148	-	-	5	6	26	29	178	58	-	-	-	-	2
6	22	3	-	-	21	197	47	2	-	-	-	-	-	-	-	-	-
1	3	-	-	-	1	16	12	3	-	2	-	-	-	-	-	-	1
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	1	1	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
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(續十六)

中華民國 94 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years				
特別刑事法計 Sub-total of special criminal law	**10**	**204**	**207**	**252**	**107**	**142**	**182**	**252**	**159**	**3**	**9**	**19**	**8**	**450**
貪污治罪條例 Punishment of corruption act	-	-	10	36	29	34	82	33	30	-	-	-	1	164
懲治盜匪條例 Punishment of thiefs and bandits act	-	-	-	-	-	-	-	-	-	-	-	-	-	11
妨害兵役治罪條例 Punishment of offenses against military service act	-	1	-	-	-	-	-	-	-	-	-	-	-	-
違反電信法 Violation of the telecommunications act	-	2	-	-	1	-	-	-	-	-	1	-	-	1
違反糧食管理法 Violation of the grain control law	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反國家總動員法 Violation of the national general mobilization law	-	-	-	-	-	-	-	-	-	-	-	-	-	-
懲治走私條例 Punishment of smuggling act	-	3	8	4	2	1	3	-	-	-	-	-	-	6
違反森林法 Violation of the forestry law	-	4	4	1	-	-	-	-	-	-	-	-	-	2
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	7	28	68	32	24	54	43	202	121	2	-	-	3	79
製造運輸販賣 Manufacture, transport, or sale	7	-	1	7	14	51	41	201	121	2	-	-	-	73
施用 Use	-	23	59	12	-	-	-	-	-	-	-	-	3	4
其他 Other	-	5	8	13	10	3	2	1	-	-	-	-	-	2
陸海空軍刑法 Criminal law of the armed forces	-	-	-	-	-	-	-	2	-	-	-	-	-	-
違反水利法 Violation of the irrigation management law	-	2	4	1	-	-	-	-	-	-	-	-	-	10
違反電業法 Violation of the electricity management law	-	-	-	-	-	-	-	-	-	-	-	-	-	-
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	-	1	-	-	-	-	-	-	-	-	-	-	-	2
違反商業登記法 Violation of the commercial registration law	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反勞動基準法 Violation of the labor standards law	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反勞工安全衛生法 Violation of the labor safety and health law	-	-	-	-	-	-	-	-	-	-	-	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. 16)

2005 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 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
3	**20**	**133**	**725**	**455**	**29**	**49**	**110**	**68**	**69**	**2**	**22**	**14**	**-**	**34**	**70**	**1**	**64**	**1 580**	**48**
-	-	1	1	6	12	18	49	12	24	-	-	-	-	11	12	-	1	4	13
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2
-	-	6	-	-	-	-	-	-	-	-	1	-	-	-	1	-	-	3	-
-	-	2	-	-	-	-	-	-	-	-	-	1	-	-	-	-	1	3	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	1	-	3	1	-	-	-	-	-	-	-	-	-	-	6	2
-	-	-	2	-	1	-	-	-	-	-	-	-	-	-	-	-	-	5	-
-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
3	19	30	685	387	6	10	17	50	43	2	-	-	-	16	26	1	44	1 265	11
3	19	-	1	2	2	10	17	50	43	2	-	-	-	6	5	1	4	99	2
-	-	26	676	379	3	-	-	-	-	-	-	-	-	8	21	-	36	1 106	8
-	-	4	8	6	1	-	-	-	-	-	-	-	-	2	-	-	4	60	1
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	-	-	-	-	-	-	-	-	1	1	-	-	-	-	1	6	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	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 94 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	**71**	**-**	**-**	**-**	**26**	**2**	**23**	**20**	**132**	**257**	**25**
貪污治罪條例 Punishment of corruption act	1	-	-	-	-	-	-	1	2	38	-
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	-	-	-	-	-	-	-	-	3	-	-
違反電信法 Violation of the telecommunications act	-	-	-	-	-	-	-	-	3	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	1	-	-	-	-	-	1	-	5	9	-
違反森林法 Violation of the forestry law	-	-	-	-	-	-	-	-	3	4	-
違反漁業法 Violation of the fishery law	-	-	-	-	-	-	-	-	2	-	-
違反毒品危害防制條例 Violation of the narcotics endangerment prevention act	25	-	-	-	-	-	6	19	-	12	-
製造運輸販賣 Manufacture, transport, or sale	21	-	-	-	-	-	2	19	-	4	-
施用 Use	2	-	-	-	-	-	2	-	-	5	-
其他 Other	2	-	-	-	-	-	2	-	-	3	-
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	-	-	-	-	-	-	-	-	1	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	-	-	-	-	-	-	-	-	-	1	-
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	-	-	-	-	-	-	-	-	4	-	1
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. 17)

2005 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	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
132	**256**	**25**	**-**	**1**	**-**	**1 204**	**4 227**	**2 560**	**691**	**74**	**5**	**-**
2	38	-	-	-	-	582	130	15	-	-	5	-
-	-	-	-	-	-	-	-	-	-	-	-	-
3	-	-	-	-	-	-	-	2	10	1	-	-
3	1	-	-	-	-	-	9	2	10	1	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
5	9	-	-	-	-	5	14	21	6	-	-	-
3	4	-	-	-	-	-	18	8	7	-	-	-
2	-	-	-	-	-	-	1	1	4	-	-	-
-	11	-	-	1	-	425	2 979	2 057	143	2	-	-
-	3	-	-	1	-	425	970	342	-	-	-	-
-	5	-	-	-	-	-	1 897	1 662	120	-	-	-
-	3	-	-	-	-	-	112	53	23	2	-	-
-	-	-	-	-	-	-	1	-	-	-	-	-
-	1	-	-	-	-	-	-	-	3	-	-	-
1	1	-	-	-	-	-	3	1	3	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	1	-	-	-	-	-	-	-	-	2	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
4	-	1	-	-	-	-	-	2	6	4	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	2	-	-	-	-	-	-	-	-	-	-
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 94 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years				
違反各種稅法 Violation of various taxation laws	47	69	-	-	6	-	1	-	-	-	-	-	-	2	1	-	26
違反菸酒管理法 Violation of tobacco and alcohol management law	6	17	-	-	1	3	-	-	-	-	-	-	-	-	-	-	6
妨害國幣懲治條例 Violation of the punishment for impairment of state currency act	28	43	-	-	-	-	-	-	-	8	3	-	-	-	-	-	2
違反醫師法 Violation of the physicians law	17	21	-	-	2	8	1	1	-	-	-	-	-	-	-	-	2
違反藥事法 Violation of the pharmaceutical affairs act	45	63	-	-	5	3	-	-	-	-	-	-	-	-	-	-	12
偽藥 Counterfeit medicine	45	63	-	-	5	3	-	-	-	-	-	-	-	-	-	-	12
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反麻醉藥品管理條例 Violation of the anaesthetics control act	36	47	-	-	-	-	-	-	-	-	1	-	-	-	-	-	7
違反著作權法 Violation of the copyright law	221	352	-	-	12	4	23	-	-	-	-	-	-	2	1	-	103
違法重製罪 Offence of unlawful reproduction	64	116	-	-	4	-	-	-	-	-	-	-	-	-	1	-	44
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	38	42	-	-	5	4	3	-	-	-	-	-	-	-	-	-	6
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	14	33	-	-	3	-	-	-	-	-	-	-	-	2	-	-	17
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	16	28	-	-	-	-	-	-	-	-	-	-	-	-	-	-	16
侵害著作權犯罪之常業犯 Offense of occupational infringement of copyright	89	132	-	-	-	-	20	-	-	-	-	-	-	-	-	-	20
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	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反建築法 Violation of the building law	9	18	-	-	1	-	10	-	-	-	-	-	-	-	1	-	4
違反公平交易法 Violation of the fair trade act	4	5	-	-	1	-	-	-	-	-	-	-	-	-	-	-	1
違反山坡地保育利用條例 Violation of the mountain slopes conservation and utilization law	26	48	-	-	3	1	1	-	-	-	-	-	-	-	-	-	12
違反野生動物保育法 Violation of the wildlife conservation law	6	7	-	-	-	5	-	-	-	-	-	-	-	-	-	-	1
違反水污染防治法 Violation of the water pollution control law	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1
違反兩岸關係條例 Violation of the cross-strait relations act	100	139	-	-	16	13	13	1	1	-	-	-	-	-	-	-	15

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)

2005 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years					
1	-	-	-	-	5	1	2	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-
-	1	-	-	-	-	-	-	-	-	6	-	1	-	-	-	-	-	-
-	-	-	-	-	-	1	1	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	2	4	6	4	2	-	-	-	-	-	1	-	-	-
-	-	-	-	-	2	4	6	4	2	-	-	-	-	-	1	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
2	-	-	-	-	-	-	1	-	1	4	1	1	-	-	-	-	-	-
-	16	1	-	-	11	9	20	-	3	-	-	-	-	3	8	-	6	
-	4	1	-	-	8	4	1	-	-	-	-	-	-	3	6	-	1	
-	1	-	-	-	2	-	-	-	-	-	-	-	-	-	-	-	-	-
-	7	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	4	
-	4	-	-	-	-	5	19	-	3	-	-	-	-	-	2	-	1	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	1	1	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	-	-	8	6	9	-	-	-	-	-	-	-	-	-	-	-

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 94 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years				
違反各種稅法 Violation of various taxation laws	-	6	-	2	-	-	-	-	-	-	-	-	-	3
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	-	-	-	-	2	2	3	1	1	-	-	-	-	2
違反醫師法 Violation of the physicians law	-	-	1	2	-	-	-	-	-	-	-	-	-	1
違反藥事法 Violation of the pharmaceutical affairs act	-	3	5	4	1	-	-	-	-	-	-	-	-	1
偽藥 Counterfeit medicine	-	3	5	4	1	-	-	-	-	-	-	-	-	1
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	-
違反麻醉藥品管理條例 Violation of the anaesthetics control act	-	1	-	1	5	1	3	2	-	-	-	-	-	8
違反著作權法 Violation of the copyright law	-	17	5	21	1	2	-	-	-	-	2	3	-	8
違法重製罪 Offence of unlawful reproduction	-	10	2	1	-	-	-	-	-	-	1	2	-	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	-	5	1	1	-	-	-	-	-	-	1	-	-	2
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	-	-	-	-	-	-	-	-	-	-	-	-	-	1
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	-	2	-	-	-	-	-	-	-	-	-	-	-	-
侵害著作權犯罪之常業犯 Offense of occupational infringement of copyright	-	-	2	19	1	2	-	-	-	-	-	1	-	3
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	-	-	-	2	-	-	-	-	-	-	-	-	-	-
違反公平交易法 Violation of the fair trade act	-	-	-	-	-	-	-	-	-	-	-	-	-	1
違反山坡地保育利用條例 Violation of the mountain slopes conservation and utilization law	-	7	5	4	1	1	-	-	-	-	-	-	-	8
違反野生動物保育法 Violation of the wildlife conservation law	-	-	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	-	2	5	12	-	1	-	-	-	-	-	-	-	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 (Cont. 19)

2005 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 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
-	-	8	2	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-
-	-	5	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	1	-	2	1	-	-	-	-	-	-	-	-	-	-	6	1
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-	-
-	-	2	1	1	-	-	1	-	-	-	-	-	-	-	-	-	-	-	5	-
-	-	2	1	1	-	-	1	-	-	-	-	-	-	-	-	-	-	-	5	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	4	-	1	-	-	-	-	1	-	-	-	-	1	1
-	-	9	7	16	-	-	-	-	-	-	4	-	-	1	11	-	3	19	1	
-	-	7	2	1	-	-	-	-	-	-	2	-	-	-	5	-	1	3	-	
-	-	2	1	1	-	-	-	-	-	-	1	-	-	-	-	-	-	6	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	-	1	-	-	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	4	-	1	-	-	
-	-	-	4	14	-	-	-	-	-	-	-	-	-	1	-	-	-	10	1	
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	1	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-
-	-	1	1	-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	7	1	5	-	3	-	-	-	-	2	-	-	-	1	-	-	11	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 94 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	-	-	-	-	-	-	-	-	6	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	-	-	-	-	-	-	-	-	-	-	-
違反醫師法 Violation of the physicians law	-	-	-	-	-	-	-	-	1	6	-
違反藥事法 Violation of the pharmaceutical affairs act	-	-	-	-	-	-	-	-	2	7	-
偽藥 Counterfeit medicine	-	-	-	-	-	-	-	-	2	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	2	-	-	-	-	-	2	-	4	27	2
違法重製罪 Offence of unlawful reproduction	-	-	-	-	-	-	-	-	2	4	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	-	-	-	-	-	-	-	-	1	2	-
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	-	-	-	-	-	-	-	-	1	-	-
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	2	-	-	-	-	-	2	-	-	21	-
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	-	-	-	-	-	-	-	-	-	-	1
違反公平交易法 Violation of the fair trade act	-	-	-	-	-	-	-	-	-	-	-
違反山坡地保育利用條例 Violation of the mountain slopes conservation and utilization law	-	-	-	-	-	-	-	-	6	3	-
違反野生動物保育法 Violation of the wildlife conservation law	-	-	-	-	-	-	-	-	-	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	-	-	-	-	-	-	-	-	10	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. 20)

2005 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	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
6	2	-	-	-	-	-	-	1	24	2	-	-
-	-	-	-	-	-	-	3	3	7	-	-	-
-	-	-	-	-	-	2	21	6	-	-	-	-
1	6	-	-	-	-	-	7	1	2	-	-	-
2	7	-	-	-	-	-	26	5	8	-	-	-
2	7	-	-	-	-	-	26	5	8	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	14	10	-	-	-	-
4	27	2	-	-	-	-	114	27	49	12	-	-
2	4	2	-	-	-	-	16	4	29	6	-	-
1	2	-	-	-	-	-	24	8	14	2	-	-
1	-	-	-	-	-	-	4	-	3	2	-	-
-	-	-	-	-	-	-	2	-	3	-	-	-
-	21	-	-	-	-	-	68	15	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	2	-	-
-	-	1	-	-	-	-	-	2	1	-	-	-
-	-	-	-	-	-	-	-	-	2	-	-	-
6	3	-	-	-	-	-	8	3	12	-	-	-
-	2	-	-	-	-	-	6	3	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
10	17	-	-	-	-	-	10	27	34	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(續二一)

中華民國 94 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years				
違反公司法 Violation of the company law	25	64	-	-	8	2	-	1	-	-	-	-	-	1	-	-	5
違反食品衛生管理法 Violation of the food sanitation control law	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1
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	69	95	-	-	14	6	-	-	-	-	-	-	-	3	-	-	21
侵害他人商標罪 Offense of trademark infringement	20	25	-	-	7	-	-	-	-	-	-	-	-	-	-	-	5
販賣陳列輸出入仿冒商標罪 Offense of sale, display, importation or exportation of counterfeit trademark	49	70	-	-	7	6	-	-	-	-	-	-	-	3	-	-	16
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	892	1 067	-	1	6	15	134	14	41	77	14	1	-	-	-	-	59
國家安全法 National security law	8	27	-	-	2	-	-	-	-	-	-	-	-	-	-	-	7
集會遊行法 Mass gathering and demonstration act	2	15	-	-	-	-	-	-	-	-	-	-	-	14	-	-	1
違反銀行法 Violation of the banking law	20	35	-	-	1	-	2	-	-	-	-	-	-	-	-	-	5
違反選舉罷免法 Violation of the election and recall law	118	236	-	-	14	10	2	1	-	-	-	-	-	-	-	-	45
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	123	186	-	-	4	1	3	1	8	6	-	-	-	-	-	-	19
違反兒童及少年福利法 Violation of the children's and juvenile's welfare law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
其他 Other	456	904	-	-	44	18	46	2	4	1	-	-	-	5	11	-	180

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)

2005 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years					
-	17	-	-	-	8	1	-	-	-	-	-	-	-	2	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	10	3	-	-	-	-	-	-	-	1	-	-	1
-	-	-	-	-	4	2	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	6	1	-	-	-	-	-	-	-	1	-	-	1
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	2	5	12	82	22	18	76	12	2	-	-	-	-	4
1	-	16	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	3	10	-	2	-	-	-	-	-	-	-	-
-	1	-	-	-	31	7	1	-	-	-	-	-	-	-	-	-	-
1	-	1	-	-	3	1	5	2	10	14	2	2	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
2	7	3	-	-	57	29	51	9	17	8	1	-	-	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(續二二)

中華民國 94 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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 15 years	逾十五年 Over 15 years					
違反公司法 Violation of the company law	-	9	-	-	1	-	-	-	-	-	1	-	-	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	-	11	3	-	-	-	-	-	-	-	2	-	-	3	
侵害他人商標罪 Offense of trademark infringement	-	1	1	-	-	-	-	-	-	-	1	-	-	-	
販賣陳列輸出入仿冒商標罪 Offense of sale, display, importation or exportation of counterfeit trademark	-	10	2	-	-	-	-	-	-	-	1	-	-	3	
惡意使用他人商標文字罪 Offense of malicious use of another person's trademarked words	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
違反槍砲彈藥刀械管制條例 Violation of the guns, explosives and knives control act	3	7	11	61	20	18	39	10	4	1	-	-	3	35	
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	-	-	-	6	-	-	-	-	-	-	-	-	-	1	
違反選舉罷免法 Violation of the election and recall law	-	48	19	5	-	-	-	-	-	-	-	-	-	24	
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	-	8	2	15	7	11	7	2	3	-	-	-	-	6	
違反兒童及少年福利法 Violation of the children's and juvenile's welfare law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
其他 Other	-	44	56	43	13	17	2	-	-	-	3	15	1	68	

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)

2005

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	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 or less than 1 year	逾一年至二年以下 Over 1 year to 2 or less than 2 years	逾二年至三年以下 Over 2 years to 3 or less than 3 years	逾三年至五年以下 Over 3 years to 5 or less than 5 years	逾五年至七年以下 Over 5 years to 7 or less than 7 years	逾七年至十年以下 Over 7 years to 10 or less than 10 years	逾十年至十五年以下 Over 10 years to 15 or less than 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	-	-	-	-	-	-	-	-	-	1	-	-	1	2	-	1	1	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	8	2	-	-	-	-	-	-	-	-	2	-	-	-	-	-	-	5	-
-	-	4	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	4	2	-	-	-	-	-	-	-	-	2	-	-	-	-	-	-	5	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	1	2	4	13	2	7	23	3	1	-	-	-	-	-	1	4	-	4	186	7
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	1	1	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	2
-	-	17	3	-	1	-	-	-	-	-	-	-	-	-	-	2	-	-	3	2
-	-	6	1	-	2	5	13	2	-	-	-	-	1	-	-	2	-	1	9	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	24	14	22	4	3	-	-	-	-	-	10	8	-	2	8	-	7	37	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 94 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	-	-	-	-	-	-	-	-	11	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	-	-	-	-	-	-	-	-	-	-	-
僞造專利品罪 Offense of forgery of patented articles	-	-	-	-	-	-	-	-	-	-	-
竊用專利方法罪 Offense of wrongful use a patented process	-	-	-	-	-	-	-	-	-	-	-
販賣陳列輸入僞造之專利品罪 Sale, display or importation of forged patented articles	-	-	-	-	-	-	-	-	-	-	-
虛僞標示罪 Offense of false marking	-	-	-	-	-	-	-	-	-	-	-
違反商標法 Violation of the trademark law	-	-	-	-	-	-	-	-	2	3	3
侵害他人商標罪 Offense of trademark infringement	-	-	-	-	-	-	-	-	2	2	-
販賣陳列輸出入仿冒商標罪 Offense of sale, display, importation or exportation of counterfeit trademark	-	-	-	-	-	-	-	-	-	1	3
惡意使用他人商標文字罪 Offense of malicious use of another person's trademarked words	-	-	-	-	-	-	-	-	-	-	-
違反槍砲彈藥刀械管制條例 Violation of the guns, explosives and knives control act	20	-	-	-	8	-	12	-	1	27	-
國家安全法 National security law	-	-	-	-	-	-	-	-	-	-	-
集會遊行法 Mass gathering and demonstration act	-	-	-	-	-	-	-	-	-	-	14
違反銀行法 Violation of the banking law	-	-	-	-	-	-	-	-	-	8	-
違反選舉罷免法 Violation of the election and recall law	-	-	-	-	-	-	-	-	18	15	-
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	2	-	-	-	-	2	-	-	8	5	-
違反兒童及少年福利法 Violation of the children's and juvenile's welfare law	-	-	-	-	-	-	-	-	-	-	-
其他 Other	20	-	-	-	18	-	2	-	39	67	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. End)

2005 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					
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 recidivists	六月以下有期徒刑 Timed imprison-ments of 6 or less than 6 months	拘役 Detention	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
11	1	-	-	-	-	-	2	-	26	6	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
2	3	3	-	-	-	-	40	11	43	8	-	-
2	2	-	-	-	-	-	10	-	16	1	-	-
-	1	3	-	-	-	-	30	11	27	7	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
1	27	-	-	-	-	28	623	229	16	1	-	-
-	-	-	-	-	-	-	-	1	2	-	-	-
-	-	14	-	-	-	-	-	-	-	14	-	-
-	8	-	-	-	-	-	9	-	1	-	-	-
18	15	-	-	-	-	158	57	3	110	-	-	-
8	5	-	-	-	-	1	58	28	21	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-
39	67	2	-	-	-	3	74	91	140	19	-	-