

104年公務人員特種考試警察人員、一般警察人員考試及104年
特種考試交通事業鐵路人員、退除役軍人轉任公務人員考試試題

等 別：四等警察人員考試

類 科 別：水上警察人員輪機組、水上警察人員航海組

科 目：中華民國憲法與水上警察專業英文

考試時間：1 小時

座號：_____

※注意：(一)本試題為單一選擇題，請選出一個正確或最適當的答案，複選作答者，該題不予計分。

(二)共 50 題，每題 2 分，須用 2B 鉛筆在試卡上依題號清楚劃記，於本試題上作答者，不予計分。

(三)禁止使用電子計算器。

- 1 關於憲法概念及特徵，下列敘述何者錯誤？
(A)憲法具有最高之法規範效力
(B)成文憲法之變動，僅有重新制憲之唯一可能性
(C)基本權之保障及權力分立之設計，為現代立憲主義憲法之重要判準
(D)國家為憲法之主要規範對象
- 2 政府採購法規定得標廠商於履約期間必須僱用一定比例之原住民，僱用不足者應繳納代金。司法院釋字第 719 號解釋認為此一規定並未違憲，本號解釋並未引據下列何種規範？
(A)憲法第 5 條各民族一律平等
(B)原住民族基本法第 1 條促進原住民族發展，建立共存共榮之族群關係
(C)聯合國原住民族權利宣言第 21 條各國應採取有效措施，確保原住民族之經濟得到持續改善
(D)國際勞工組織原住民和部落人民公約第 20 條各國應確保原住民族勞動者在受僱上受到有效保障
- 3 下列何稅為憲法明定應徵收者？
(A)所得稅 (B)房屋稅 (C)土地增值稅 (D)契稅
- 4 依據憲法之規定，獨佔性企業之經營原則為何？
(A)以公營為原則 (B)以國民經營為原則
(C)以公民營合力經營為原則 (D)以公民營自由競爭為原則
- 5 下列何者為憲法第 170 條所稱之法律？
(A)地方稅法通則 (B)非都市土地使用管制規則
(C)就業促進津貼實施辦法 (D)臺北市都市更新自治條例
- 6 為消弭人民對某政務官健康警訊疑慮，行政院公布該官員之就醫病歷。此舉可能侵害到該官員之何種基本權？
(A)服公職權 (B)資訊隱私權 (C)平等權 (D)人身自由
- 7 人民因犯罪嫌疑被逮捕拘禁時，本人得聲請該管法院，將之從逮捕機關移送法院審問之程序，稱為：
(A)拘提 (B)管收 (C)提審 (D)糾舉
- 8 依司法院大法官之解釋，下列何者非屬宗教自由之保障範圍？
(A)內在信仰之自由 (B)宗教行為之自由 (C)宗教營業之自由 (D)宗教結社之自由
- 9 依司法院大法官之解釋，下列何者非屬居住及遷徙自由之保障範圍？
(A)旅行 (B)遊行 (C)出境 (D)入境
- 10 依司法院大法官之解釋，下列何者不受結社自由之保障？
(A)主張共產主義者 (B)主張分裂國土者 (C)從事組織犯罪者 (D)強制加入職業團體者
- 11 下列何者非屬服公職權之保障範圍？
(A)晉敘陞遷權 (B)俸給權 (C)身分保障權 (D)轉任權

- 12 下列何者不屬於憲法保障人民訴訟權之內涵？
(A)三級三審之審級救濟權 (B)聽審權 (C)適時救濟請求權 (D)公平審判請求權
- 13 依司法院釋字第 720 號解釋意旨，羈押被告係涉及下列何種基本權之限制？
(A)人身自由 (B)隱私權 (C)居住自由 (D)生存權
- 14 依司法院釋字第 719 號解釋，人民營業之自由，係下列何種憲法基本權所保障之內涵？
(A)生存權 (B)工作權及財產權 (C)遷徙自由 (D)訴願權及訴訟權
- 15 依司法院釋字第 716 號解釋意旨，買賣交易之契約自由係源自於憲法所保障之何種基本權？
(A)憲法第 15 條之生存權 (B)憲法第 15 條之工作權
(C)憲法第 15 條之財產權及第 22 條之概括基本權 (D)憲法第 15 條之生存權及第 16 條之訴訟權
- 16 憲法第 133 條規定，被選舉人得由原選舉區依法罷免之。依憲法及公職人員選舉罷免法之規定，下列敘述何者錯誤？
(A)直轄市長得由該直轄市之選舉人罷免之
(B)區域立法委員得由原選舉區之選舉人罷免之
(C)不分區立法委員以全國為選舉區，得由該選舉區之選舉人罷免之
(D)平地原住民立法委員以平地原住民為選舉區，得由該選舉區之選舉人罷免之
- 17 立法院依憲法及憲法增修條文規定所提之議案，下列何者無須經中華民國自由地區全體選舉人投票決定？
(A)總統彈劾案 (B)總統罷免案
(C)領土變更案 (D)監察院與立法院合併之修憲案
- 18 憲法增修條文第 4 條有關立法委員選舉制度之規定，下列敘述何者正確？
(A)每一縣（市）無論其人口多寡，至少選出立法委員 1 人
(B)政黨得票率達百分之三以上者，始得參加政黨比例代表之席次分配
(C)政黨當選名單中，任一性別不得低於三分之一
(D)立法委員任期為 3 年
- 19 依司法院釋字第 627 號解釋意旨，下列何者非屬總統享有之特權？
(A)刑事豁免權
(B)言論免責權
(C)決定國家機密不予公開之權力
(D)就國家機密事項於刑事訴訟程序之拒絕證言權
- 20 關於公務員懲戒制度之說明，下列何者錯誤？
(A)公務員懲戒委員會非屬司法機關 (B)不服公務員懲戒議決，不得提出上訴
(C)懲戒處分影響人民服公職權利 (D)懲戒處分之審議應符合正當法律程序
- 21 憲法第 53 條規定，行政院為國家最高行政機關。此規定之目的係為維護下列何種原則？
(A)法律保留原則 (B)法律優位原則 (C)比例原則 (D)行政一體原則
- 22 總統於立法院解散後發布緊急命令，若新任立法委員尚未選舉產生，應由何者召集遭解散之立法院追認緊急命令？
(A)總統 (B)立法院院長 (C)立法院自行集會 (D)行政院院長
- 23 依憲法規定，立法院不得對何種事項進行議決？
(A)法律案 (B)預算案 (C)決算案 (D)媾和案

- 24 依憲法第 81 條規定，為保障法官，將法官轉為非法官職務，應以下列何種規範定之？
(A)法律 (B)職權命令 (C)行政規則 (D)職務命令
- 25 監察院審計長應於行政院提出決算後至遲幾個月內完成審核？
(A)1 個月內 (B)2 個月內 (C)3 個月內 (D)4 個月內
- 26 Because of the dreadful weather, an American merchant ship was _____ in the harbor.
(A)parked (B)posted (C)floated (D)anchored
- 27 The vessel was on fire after explosion, but fortunately the fire is now _____ control.
(A)under (B)of (C)at (D)beyond
- 28 Since the ship is seriously damaged, we have decided to _____ the ship.
(A)abandon (B)abase (C)abdicate (D)abuse
- 29 The notification and coordination of maritime rescue operations in the surrounding waters of Taiwan is mainly conducted by NRCC. What does the abbreviation “NRCC” stand for?
(A)National Rescue Command Center (B)National Rescue Community Council
(C)National Research Council Canada (D)National Republican Congressional Committee
- 30 Fighting against smuggling and illicit entry/exit, the personnel of the Coast Guard shall _____ any suspect they discover in the course of duty to the authorities.
(A)drop off (B)pick out (C)turn down (D)hand over
- 31 All mobile investigative groups of the Coast Guard Administration are _____ to perform intelligence-gathering mission of State Security.
(A)tasked (B)forced (C)called (D)acted
- 32 A full safety _____ of the vessel was carried out immediately after learning that illegal drugs might be kept on the vessel.
(A)custody (B)inspection (C)stability (D)verification
- 33 Several crew members were badly injured in the crash and rushed to the hospital. It might take a long time before they can be _____.
(A)eradicated (B)evacuated (C)discharged (D)disabused
- 34 Mooring and unmooring services are _____ both to ensuring vessel safety and handling ship cargoes efficiently and effectively.
(A)optional (B)justified (C)dynamic (D)crucial
- 35 The United Nations was informed by some _____ sources that certain European companies had been dumping toxic and nuclear waste off the Somali coastline.
(A)reliable (B)intense (C)dubious (D)disposable
- 36 To prevent avian flu viruses from invading Taiwan via fowl-smuggling passages or illegal immigrants, the Coast Guard works closely with Center for Disease Control to keep _____ out.
(A)epidemics (B)academics (C)domestics (D)foreigners
- 37 To _____ the efficiency of maritime search and rescue operations, the Coast Guard has operational procedures pertinent to emergency response organization in order to set up joint command centers and dispatch rescue resources.
(A)announce (B)enhance (C)symbolize (D)quarantine

- 38 A Canadian cargo ship carrying 3,000 brand new cars sank soon after departure. An investigation was immediately _____ by the Canadian authorities into the cause of the accident.
(A)delivered (B)launched (C)promoted (D)regressed
- 39 If proved to be doing illegal activities such as smuggling and stowaway, the vessel could be _____ in port and the crew subject to interrogation/prosecution by the local authorities.
(A)advanced (B)helped (C)released (D)detained
- 40 Serious _____ has been reported after the crash. According to the report, among all the 20 crew members onboard 17 were killed and 3 injured.
(A)exposures (B)casualties (C)hardships (D)speculations
- 41 The Taitung Vessel, the newest addition to the Taiwan's Coast Guard Fleet, is one of four 1,000-ton patrol vessels being built to _____ the Coast Guard's ability to enforce maritime law.
(A)boost (B)legalize (C)provoke (D)substitute
- 42 An oil spill that blackened the beaches at this famous holiday island a year ago has had a serious _____ on the island's tourism and fishing industries.
(A)impact (B)misfortune (C)occurrence (D)residue
- 43 In order to improve the _____ of local coastguardsmen, Taiwan's Coast Guard Administration is planning to invite some senior Coast Guard personnel from other countries to hold lectures as part of a training program.
(A)competition (B)performance (C)recognition (D)transaction
- 44 When at rest on even keel, the vessel's centre of buoyancy is directly below the centre of _____ as well as below the metacenter.
(A)velocity (B)speed (C)gravity (D)waterline
- 45 Having a lifesaver _____ a self-igniting light on your boat at all times helps you respond well if you find yourself in an emergency situation.
(A)opposed to (B)come across (C)turned against (D)fitted with

請依下文回答第 46 題至第 48 題：

Coast Guard Festival is a festival in Grand Haven, Michigan. Founded in 1924, the festival is a ten-day 46 that starts in the last weekend in July, and ends in early August. Over 350,000 people attend the festival, 47 the nation's highest-ranking United States Coast Guard dignitaries from Washington, DC. The focus of the annual festival is to 48 the Coast Guard and those who sacrificed their lives in the service of their country.

- 46 (A)alliance (B)event (C)scheme (D)venture
- 47 (A)including (B)respectively (C)except for (D)let alone
- 48 (A)celebrate (B)approve (C)honor (D)preserve

請依下文回答第 49 題至第 50 題：

A cruise ship had a 49 with another merchant vessel and lost its engine power completely. It was soon 50 to the nearest harbor.

- 49 (A)rack (B)collision (C)wreckage (D)deficiency
- 50 (A)aviated (B)delivered (C)escorted (D)towed